

PRECEDENTIAL

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 04-4080

IN RE: OWENS CORNING, a Delaware Corporation

CREDIT SUISSE FIRST BOSTON, as Agent for the
prepetition bank lenders,

Appellant

On Appeal from the United States District Court
for the District of Delaware
(D.C. Civil Action No. 00-cv-03837)
District Judge: Honorable John P. Fullam

Argued February 7, 2005

Before: AMBRO, FUENTES and ROTH*, Circuit Judges

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ORDER AMENDING PUBLISHED OPINION

AMBRO, *Circuit Judge*

IT IS NOW ORDERED that the published Opinion in the above case filed August 15, 2005, reported at 419 F.3d 195, be amended as follows:

On page 206, footnote 11, delete the text of the footnote and insert in its place the following: “The actual term was not used in a reported case until 1975. See James Talcott, Inc. v. Wharton (In re Continental Vending Machine Corp., 517 F.2d 997, 1004 n.3 (2d Cir. 1975).”

On page 207, in the tenth line of the left-hand column, replace “Talcott” with “James Talcott, Inc.”

By the Court,

/s/ Thomas L. Ambro
Circuit Judge

Dated: November 1, 2007