

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

November 6, 2017

Elisabeth A. Shumaker
Clerk of Court

DAVID T. MYERS,

Petitioner - Appellant,

v.

COMMISSIONER OF INTERNAL
REVENUE,

Respondent - Appellee.

No. 17-9006
(T.C. No. 2181-15W)

ORDER

Before **MATHESON**, **BACHARACH**, and **PHILLIPS**, Circuit Judges.

This matter is before the court on *Commissioner's Motion to Transfer Appeal to the United States Court of Appeals for the District of Columbia Circuit* and *Petitioner's Response to Commissioner's Motion to Transfer Appeal to the United States Court of Appeals for the District of Columbia Circuit* and *Motion Requesting Permission to File Electronically*. Upon consideration, the motion to transfer is granted. *See* 26 U.S.C. § 7482(b)(1); 28 U.S.C. § 1631. This matter is transferred to the United States Court of Appeals for the District of Columbia Circuit.

The Clerk is directed to forward a copy of this order, along with a copy of the appeal and all other materials filed in this matter, to the Clerk's Office for the District of Columbia Circuit.

The proceedings in this court shall be closed, and the motion requesting permission to file electronically in this court is denied as moot.

Entered for the Court

ELISABETH A. SHUMAKER, Clerk

A handwritten signature in cursive script, appearing to read "Lindy Lucero Schaible".

by: Lindy Lucero Schaible
Counsel to the Clerk