

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



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ORDER

March 7, 2012

Before

RICHARD A. POSNER, *Circuit Judge*
JOEL M. FLAUM, *Circuit Judge*
DIANE S. SYKES, *Circuit Judge*

No.: 11-2459	UNITED STATES OF AMERICA, Plaintiff - Appellee v. STEVEN FENZL, Defendant - Appellant
Originating Case Information:	
District Court No: 1:09-cr-00376-1 Northern District of Illinois, Eastern Division District Judge Ruben Castillo	

Upon consideration of the **UNITED STATES MOTION TO AMEND THE OPINION**, filed on March 5, 2012, by counsel for the appellee,

IT IS ORDERED that the motion is **GRANTED**. In the February 23, 2012, opinion, the second sentence in the second full paragraph on page 11 is **AMENDED** to read as follows, replacing "from the victim" with "from a third party."

The complete sentence should now read: When a fraudulent scheme involves depriving the victim of the fraud of the "honest services" that the defendant owed him, the government must prove that a bribe or kickback was sought from a third party.