

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 20-1144

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JODY RIZZO

v.

FIRST RELIANCE STANDARD LIFE INSURANCE CO;  
BARNES & NOBLE INC; JOHN DOES 1-10 (FICTITIOUS DEFENDANTS);  
XYZ CORPS, 1-10 (FICTITIOUS DEFENDANTS)

First Reliance Standard Life Insurance Co.,  
Appellant

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On Appeal from the United States District Court  
For the District of New Jersey  
(D.C. No. 3-17-cv-0745)  
District Judge: Honorable Peter G. Sheridan

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Argued  
September 7, 2022

Before: JORDAN, HARDIMAN and SMITH, *Circuit Judges*

JUDGMENT

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This cause came to be considered on the record from the United States District Court for the District of New Jersey and was argued on September 7, 2022. On consideration whereof,

It is now hereby ORDERED and ADJUDGED that the Judgment of the District Court entered on January 13, 2021, is hereby AFFIRMED. All of the above in accordance with the opinion of this Court. Costs to be taxed against the Appellant.

ATTESTED:

s/Patricia S. Dodszuweit  
Clerk

DATE: December 16, 2022

OFFICE OF THE CLERK

PATRICIA S. DODSZUWEIT

CLERK



**UNITED STATES COURT OF APPEALS**

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December 16, 2022

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RE: Jody Rizzo v. First Reliance Standard Life I, et al  
Case Number: 20-1144  
District Court Case Number: 3-17-cv-00745

ENTRY OF JUDGMENT

Today, **December 16, 2022** the Court entered its judgment in the above-captioned matter pursuant to Fed. R. App. P. 36.

If you wish to seek review of the Court's decision, you may file a petition for rehearing. The procedures for filing a petition for rehearing are set forth in Fed. R. App. P. 35 and 40, 3rd Cir. LAR 35 and 40, and summarized below.

Time for Filing:

14 days after entry of judgment.

45 days after entry of judgment in a civil case if the United States is a party.

Form Limits:

3900 words if produced by a computer, with a certificate of compliance pursuant to Fed. R. App.

P. 32(g).

15 pages if hand or type written.

Attachments:

A copy of the panel's opinion and judgment only.

Certificate of service.

Certificate of compliance if petition is produced by a computer.

No other attachments are permitted without first obtaining leave from the Court.

Unless the petition specifies that the petition seeks only panel rehearing, the petition will be construed as requesting both panel and en banc rehearing. Pursuant to Fed. R. App. P. 35(b)(3), if separate petitions for panel rehearing and rehearing en banc are submitted, they will be treated as a single document and will be subject to the form limits as set forth in Fed. R. App. P. 35(b)(2). If only panel rehearing is sought, the Court's rules do not provide for the subsequent filing of a petition for rehearing en banc in the event that the petition seeking only panel rehearing is denied.

A party who is entitled to costs pursuant to Fed.R.App.P. 39 must file an itemized and verified bill of costs within 14 days from the entry of judgment. The bill of costs must be submitted on the proper form which is available on the court's website.

A mandate will be issued at the appropriate time in accordance with the Fed. R. App. P. 41.

Please consult the Rules of the Supreme Court of the United States regarding the timing and requirements for filing a petition for writ of certiorari.

Very truly yours,

s/Patricia S. Dodszeit,  
Clerk

By: Stephanie  
Case Manager  
267-299-4926