## FOR PUBLICATION

## UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

Laura A. Cyr.

Plaintiff-Appellee,

v.

RELIANCE STANDARD LIFE INSURANCE COMPANY, an Illinois corporation,

Defendant-Appellant.

No. 07-56869 D.C. No. CV-06-01585-DDP

LAURA A. CYR,

Plaintiff-Appellee,

v.

RELIANCE STANDARD LIFE INSURANCE COMPANY, an Illinois corporation,

Defendant-Appellant,

and

CHANNEL TECHNOLOGIES, INC.
GROUP LONG TERM DISABILITY
INSURANCE PROGRAM, an employee benefit plan; CHANNEL
TECHNOLOGIES, INC., in its capacity as Administrator of the Channel
Technologies, Inc. Group Long
Term Disability Program,

Defendants.

No. 08-55234 D.C. No. CV-06-01585-DDP ORDER

Filed December 2, 2010

## **ORDER**

## KOZINSKI, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be heard en banc pursuant to Circuit Rule 35-3.

Judge Pregerson did not participate in the deliberations or vote in this case.

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