

**FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

JORGE ALEJANDRO ROJAS,  
*Plaintiff-Appellant,*

v.

FEDERAL AVIATION  
ADMINISTRATION,  
*Defendant-Appellee.*

No. 17-55036

D.C. No.  
2:15-cv-05811-CMB-SS

**ORDER**

Filed January 30, 2020

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**ORDER**

THOMAS, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Federal Rule of Appellate Procedure 35(a) and Circuit Rule 35-3. The three-judge panel disposition in this case shall not be cited as precedent by or to any court of the Ninth Circuit.