UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. <u>10-2931</u>

UNITED STATES OF AMERICA

v.

JERMEL LEWIS, a/k/a STAR, a/k/a PR-STAR, a/k/a/ P

Jermel Lewis

Appellant

(E.D. Pa. 2-08-cr-00161-003)

PRESENT: McKEE, <u>Chief Judge</u>, RENDELL, AMBRO, FUENTES, SMITH, FISHER, CHAGARES, JORDAN, HARDIMAN, GREENAWAY, JR., VANASKIE, SHWARTZ, and KRAUSE <u>Circuit Judges</u>

ORDER

A majority of the active judges having voted for rehearing en banc

in the above-captioned case, it is ordered that the petition for rehearing is GRANTED.

The Clerk of this Court shall list the case for rehearing *en banc* February 19, 2015.

The opinion and judgment entered September 9, 2014 are hereby vacated.

By the Court,

s/ Theodore McKee Chief Judge

Dated: November 25, 2014 SLC/cc: Arlene D. Fisk Paul J. Heznecker Robert A. Zauzmer