

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

**No. 11-4244**

United States v. Passalaqua

**ORDER**

At the direction of the Court, the opinion and judgment filed November 29, 2012 are hereby vacated. The case will be submitted to a reconstituted merits panel for disposition.

For the Court,

/s/ Marcia M. Waldron  
Clerk

Dated: December 3, 2012

JK/cc: Mark E. Coyne, Esq.

David W. Feder, Esq.

K. Anthony Thomas, Esq.