

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 13-9003

JAMES A. DENNIS

v.

SECRETARY, PENNSYLVANIA DEPARTMENT OF CORRECTIONS;
SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GREENE;
SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW;
DISTRICT ATTORNEY OF PHILADELPHIA COUNTY,
Appellants

On Appeal from United States District Court
for the Eastern District of Pennsylvania
(E.D. Pa. No. 2-11-cv-01660)
District Judge: Honorable Anita B. Brody

PRESENT: McKEE, Chief Judge, RENDELL, AMBRO, FUENTES, SMITH,
FISHER, CHAGARES, JORDAN, HARDIMAN, GREENAWAY, Jr.,
VANASKIE, SHWARTZ, and KRAUSE Circuit Judges

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* at the convenience of the Court. The opinion and judgment entered February 9, 2015 are hereby vacated.

By the Court,

s/ Theodore A. McKee
Chief Circuit Judge

Date: May 6, 2015

NMR/cc: Stuart B. Lev, Esq.
Amy L. Rohe, Esq.
Thomas W. Dolgenos, Esq.
Ryan Dunlavey, Esq.
Catherine M.A. Carroll, Esq.