

FILED: September 1, 2015

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 14-4782
(5:13-cr-00128-FL-1)

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

GARY STARKIE,

Defendant - Appellant.

O R D E R

Gary Starkie has filed a petition for panel rehearing or rehearing en banc challenging his conviction and sentence under the Armed Career Criminal Act ("ACCA"), 18 U.S.C. § 924(e) (2012), in light of the Supreme Court's recent decision in United States v. Johnson, 135 S. Ct. 2551 (2015). We grant the petition for panel rehearing and direct the parties to submit supplemental briefs addressing whether, in light of Johnson, the district court committed reversible error by classifying Starkie as an armed career criminal under the ACCA.

By separate order, the Clerk will establish an appropriate briefing schedule.

Entered at the direction of the panel: Judge Motz, Judge King, and Senior Judge Hamilton.

For the Court

/s/ Patricia S. Connor, Clerk