

FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

KARL ADOLPH FRANTZ,
Petitioner-Appellant,
v.
HERBERT HAZEY; DORA B. SCHRIRO,
Director,
Respondents-Appellees.

No. 05-16024
D.C. No.
CV-04-00135-WDB
ORDER

Filed December 29, 2006

Before: Mary M. Schroeder, Chief Judge.

ORDER

Upon the vote of a majority of nonrecused regular active judges of this court, it is ordered that this case be reheard by the en banc court pursuant to Circuit Rule 35-3.

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