## FOR PUBLICATION

## UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

United States of America,

Plaintiff-Appellee,

v.

Angelica Lopez,

Defendant-Appellant.

No. 05-50415 D.C. No. CR-04-01648-BTM ORDER

Filed September 11, 2006

Before: Mary M. Schroeder, Chief Judge.

## **ORDER**

SCHROEDER, Chief Judge:

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.

PRINTED FOR ADMINISTRATIVE OFFICE—U.S. COURTS BY THOMSON/WEST—SAN FRANCISCO