

**FOR PUBLICATION**  
**UNITED STATES COURT OF APPEALS**  
**FOR THE NINTH CIRCUIT**

SOUHAIR KHATIB,  
*Plaintiff-Appellant,*  
v.  
COUNTY OF ORANGE, a political  
subdivision; MICHAEL S. CARONA,  
an individual; BRIAN COSSAIRT, an  
individual,  
*Defendants-Appellees.*

No. 08-56423  
D.C. No.  
8:07-cv-01012-  
DOC-MLG  
ORDER

Filed September 13, 2010

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**ORDER**

KOZINSKI, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Circuit Rule 35-3. The three-judge panel opinion shall not be cited as precedent by or to any court of the Ninth Circuit.

Judge Reinhardt did not participate in the deliberations or vote in this case.