

## FOR PUBLICATION

MAY 03 2012

# MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

#### UNITED STATES COURT OF APPEALS

## FOR THE NINTH CIRCUIT

OLAKUNLE OSHODI, AKA Bode Okeowo, AKA Olakunle Akintola Oshodi, AKA Olakunle Akintola Akinbayo Oshodi, AKA Isaac Oliver Alger, AKA Curtis Evans, AKA Bode Olacune Okeowo, AKA Isaac Okeowo,

Petitioner,

V.

ERIC H. HOLDER Jr., Attorney General,

Respondent.

No. 08-71478

Agency No. A023-484-662

**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.