

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

UNITED STATES OF AMERICA,
Plaintiff-Appellee,

v.

RUFINO PERALTA-SANCHEZ,
Defendant-Appellant.

Nos. 14-50393
14-50394

D.C. Nos.
3:12-cr-03370-LAB-1
3:14-cr-01308-LAB-1

ORDER

Filed August 22, 2017

Before: Harry Pregerson, Jay S. Bybee,
and N. Randy Smith, Circuit Judges.

ORDER

Appellant's petition for panel rehearing is hereby **GRANTED**.

The opinion and dissent filed February 7, 2017, Nos. 14-50393 and 14-50394, and appearing at 847 F.3d 1124, are withdrawn. It shall not be cited as precedent by or to any court of the Ninth Circuit.

A memorandum disposition is being simultaneously filed with this order. Judge Pregerson concurs in the judgment.

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No further petitions for panel rehearing or rehearing en banc will be entertained in this case.