

**FOR PUBLICATION**

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

GERARDO VAZQUEZ; GLORIA  
ROMAN; JUAN AGUILAR, on behalf  
of themselves and all other similarly  
situated,  
*Plaintiffs-Appellants,*

v.

JAN-PRO FRANCHISING  
INTERNATIONAL, INC.,  
*Defendant-Appellee.*

No. 17-16096

D.C. No.  
3:16-cv-05961-  
WHA

ORDER

Filed July 22, 2019

Before: Ronald M. Gould and Marsha S. Berzon, Circuit  
Judges, and Frederic Block, District Judge.\*

Order

---

\* The Honorable Frederic Block, United States District Judge for the Eastern District of New York, sitting by designation.

**ORDER**

Defendant-Appellee's Petition for Panel Rehearing (Dkt. 93) is **GRANTED**.

The opinion in the above-captioned matter filed on May 2, 2019, and published at 923 F.3d 575, is **WITHDRAWN**. A revised disposition and an order certifying to the California Supreme Court the question of whether *Dynamex Ops. W. Inc. v. Superior Court*, 416 P.3d 1 (Cal. 2018), applies retroactively will be filed in due course.