

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

NOV 17 2011

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

PAUL EZRA RHOADES,

Petitioner,

v.

RANDY BLADES,

Respondent.

No. 11-80283

ORDER

Before: THOMAS, Circuit Judge and Capital Case Coordinator

Earlier today, a three-judge panel denied Petitioner's original motion for a stay of execution in order to allow the filing of a second or successive petition. Pursuant to the rules applicable to capital cases in which an execution date has been scheduled, a deadline was established by which any judge could request a vote on whether the panel's opinion should be reheard en banc, either sua sponte or in response to a petition for rehearing en banc. The Petitioner elected not to file a petition for rehearing en banc. The time has expired, and no judge has requested a vote.

Therefore, en banc proceedings with respect to this appeal are concluded.