

**FILED**

FOR PUBLICATION

MAY 22 2012

UNITED STATES COURT OF APPEALS

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

FOR THE NINTH CIRCUIT

KAREN GOLINSKI,

Plaintiff - Appellee,

v.

UNITED STATES OFFICE OF  
PERSONNEL MANAGEMENT; JOHN  
BERRY, Director of the United States  
Office of Personnel Management, in his  
official capacity,

Defendants,

and

BIPARTISAN LEGAL ADVISORY  
GROUP OF THE U.S. HOUSE OF  
REPRESENTATIVES,

Intervenor-Defendant -  
Appellant.

No. 12-15388

D.C. No. 3:10-cv-00257-JSW  
Northern District of California,  
San Francisco

ORDER

KAREN GOLINSKI,

Plaintiff - Appellee,

v.

No. 12-15409

D.C. No. 3:10-cv-00257-JSW  
Northern District of California,  
San Francisco

UNITED STATES OFFICE OF  
PERSONNEL MANAGEMENT; JOHN  
BERRY, Director of the United States  
Office of Personnel Management, in his  
official capacity,

Defendants - Appellants,

and

BIPARTISAN LEGAL ADVISORY  
GROUP OF THE U.S. HOUSE OF  
REPRESENTATIVES,

Intervenor-Defendant.

Before: THOMAS, Circuit Judge and En Banc Coordinator.

Pursuant to G.O. 5.2, the petition for initial hearing en banc was circulated to the court. A time was established by which any judge could request a vote on the petition. No judge requested a vote within the time period. Therefore, the petition for initial hearing en banc is denied.

Chief Judge Kozinski and Judge Reinhardt did not participate in the consideration of this matter.

The order filed April 11, 2012, remains in effect. The Clerk shall calendar these consolidated appeals for argument before a three-judge panel during the week of September 10-14, 2012, in San Francisco.