

FILED

UNITED STATES COURT OF APPEALS

OCT 12 2012

FOR THE NINTH CIRCUIT

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

EDWARD HAROLD SCHAD,

Petitioner - Appellant,

v.

CHARLES L. RYAN,\* Arizona  
Department of Corrections,

Respondent - Appellee.

No. 07-99005

D.C. No. CV-9702577-PHX-ROS  
District of Arizona,  
Phoenix

ORDER

Before: SCHROEDER, REINHARDT and GRABER,\*\* Circuit Judges.

Petitioner-Appellant's motion to continue to stay the mandate pending the disposition of a motion for rehearing at the Supreme Court is GRANTED.

The mandate will be stayed twenty-five days from the Supreme Court's denial of the petition for certiorari on October 9, 2012, pending Petitioner-Appellant's filing a motion for rehearing. Supreme Court Rule 44. If such a petition is filed, the stay shall continue until final disposition by the Supreme Court.

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\* Charles L. Ryan is substituted for his predecessor Dora B. Schriro as Director of the Arizona Department of Corrections. *See* Fed. R. App. P. 43(c)(2).

\*\* Judge Graber was drawn to replace Judge Rymer.