

FILED

UNITED STATES COURT OF APPEALS

NOV 12 2013

FOR THE NINTH CIRCUIT

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

DRAKES BAY OYSTER COMPANY;  
KEVIN LUNNY,

Plaintiffs - Appellants,

v.

SALLY JEWELL, in her official capacity  
as Secretary, U.S. Department of the  
Interior; U.S. DEPARTMENT OF THE  
INTERIOR; U.S. NATIONAL PARK  
SERVICE; JONATHAN B. JARVIS, in  
his official capacity as Director, U.S.  
National Park Service,

Defendants - Appellees.

No. 13-15227

D.C. No. 4:12-cv-06134-YGR  
Northern District of California,  
Oakland

ORDER

Before: McKEOWN and WATFORD, Circuit Judges, and MARBLEY, District Judge.\*

Appellees shall file a response to the petition for rehearing en banc not exceeding fifteen (15) pages in length setting forth their position on whether this case should be reheard en banc. Appellees shall file the response by December 2, 2013 (21 days).

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\* The Honorable Algenon L. Marbley, District Judge for the U.S. District Court for the Southern District of Ohio, sitting by designation.