

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

AUG 24 2009

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

SARAS WATI CHAND; et al., Petitioners, v. ERIC H. HOLDER Jr., Attorney General, Respondent.	No. 05-72568 Agency Nos. A075-020-382 A075-020-381 ORDER
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Before: NOONAN and McKEOWN, Circuit Judges, and ARCHER, * Senior Circuit Judge.

The full court has been advised of the Petition for Rehearing En Banc and no judge of the court has requested a vote on the Petition for Rehearing En Banc. Fed. R. App. P. 35. Petitioner’s Petition for Rehearing En Banc is DENIED.

No further petitions for rehearing and for rehearing en banc will be entertained.

We amend the memorandum disposition filed on 6/11/09 with the following clarification:

* The Honorable Glenn L. Archer, Jr., Senior United States Circuit Judge for the Federal Circuit, sitting by designation.

Page 3, line 14: Insert <*Cf. Cinapian v. Holder*, 567 F.3d 1067 (9th Cir. 2009) (holding that "the combination of the government's failure to disclose the DHS forensic reports in advance of the hearing or to make the reports' author available for cross-examination and the IJ's subsequent consideration of the reports under these circumstances denied Petitioner a fair hearing") after <experienced first hand.>