

NOV 09 2009

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

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

PRAISE CHRISTIAN CENTER, a  
California non-profit corporation;  
ANDREW DEREK ANUNCIATION,

Plaintiffs - Appellants,

v.

CITY OF HUNTINGTON BEACH;  
CONNIE BOARDMAN, individually and  
in her official capacity for the City of  
Huntington Beach; CATHY GREEN,  
individually and in her official capacity for  
the City of Huntington Beach; GIL  
COERPER, individually and in his official  
capacity for the City of Huntington Beach;  
DEBBIE COOK, individually and in her  
official capacity for the City of Huntington  
Beach; JILL HARDY, individually and in  
her official capacity for the City of  
Huntington Beach; PAM HOUCHEN,  
individually and in her official capacity for  
the City of Huntington Beach; DAVE  
SULLIVAN, individually and in his  
official capacity for the City of Huntington  
Beach,

Defendants - Appellees.

No. 06-55462

D.C. No. CV-03-01504-GPS  
Central District of California,  
Santa Ana

ORDER

Before: PREGERSON and WARDLAW, Circuit Judges, and LEIGHTON,<sup>\*</sup>  
District Judge.

We grant Praise Christian Center's and Pastor Derek Annunciation's petition for panel rehearing and deny the petition for rehearing en banc as moot. We hereby withdraw the order filed on May 11, 2009. A memorandum disposition shall be filed concurrently with this order.

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<sup>\*</sup> The Honorable Ronald B. Leighton, United States District Judge for the Western District of Washington, sitting by designation.