

FILED

UNITED STATES COURT OF APPEALS

FEB 18 2011

FOR THE NINTH CIRCUIT

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

JESSE ROBIDOUX; et al.,

Plaintiffs - Appellants,

v.

BRIAN ROSENGREN; et al.,

Defendants - Appellees.

No. 09-16674

D.C. No. 2:06-cv-02334-LKK-
DAD

Eastern District of California,
Sacramento

ORDER

Before: NOONAN, PAEZ, and BEA, Circuit Judges.

The mandate issued on February 14, 2011 was issued in error. The mandate is recalled. The request for publication filed on January 28, 2011 is GRANTED.

The memorandum disposition filed on January 21, 2011 is WITHDRAWN. A superseding opinion will be filed in due course.