

FILED

JUL 26 2013

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

NOT FOR PUBLICATION
UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

GARY D. SCHWIRSE,

Petitioner,

v.

DIRECTOR, OFFICE OF WORKERS'
COMPENSATION PROGRAM; et al.,

Respondents.

No. 11-73172

BRB No. 11-0119

ORDER

Before: SILVERMAN, CLIFTON, and N.R. SMITH, Circuit Judges.

The mandate issued December 18, 2012 is vacated. The Memorandum Disposition filed on October 23, 2012, and appearing at 496 F. App'x 734 (9th Cir. 2012), is vacated concurrently with the filing of the Opinion. With the filing of the Opinion, the requests for publication are GRANTED.