

**FOR PUBLICATION**  
**UNITED STATES COURT OF APPEALS**  
**FOR THE NINTH CIRCUIT**

APRIL REDDING, legal guardian of  
minor child,

*Plaintiff-Appellant,*

v.

SAFFORD UNIFIED SCHOOL DISTRICT  
#1; KERRY WILSON, husband; JANE  
DOE WILSON, wife; HELEN ROMERO,  
wife; JOHN DOE ROMERO, husband;  
PEGGY SCHWALLIER, wife; JOHN  
DOE SCHWALLIER, husband,

*Defendants-Appellees.*

No. 05-15759

D.C. No.

CV-04-00265-NFF

District of Arizona,

Tucson

ORDER

Filed January 31, 2008

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**ORDER**

KOZINSKI, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Circuit Rule 35-3. The three-judge panel opinion shall not be cited as precedent by or to any court of the Ninth Circuit.

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