

FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

DANIEL GUGGENHEIM; SUSAN GUGGENHEIM; MAUREEN H. PIERCE, <i>Plaintiffs-Appellants,</i> v. CITY OF GOLETA, a municipal corporation, <i>Defendant-Appellee.</i>
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No. 06-56306
D.C. No.
CV-02-02478-FMC
ORDER

Filed March 12, 2010

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. aco