

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

DIANA KOLEV,  
*Plaintiff-Appellant,*

v.

EUROMOTORS WEST/THE AUTO  
GALLERY; MOTORCARS WEST LLC;  
H M GRAY FAMILY II INC; GRAY  
FAMILY II LLC; BENNETT  
AUTOMOTIVE I INC; BENNETT  
AUTOMOTIVE II INC,  
*Defendants-Appellees,*

and

PORSCHE CARS NORTH AMERICA,  
INC.,  
*Defendant.*

No. 09-55963

D.C. No.  
8:07-cv-01171-  
AG-AN

Central District of  
California,  
Santa Ana

ORDER

Filed April 11, 2012

Before: Dorothy W. Nelson, Stephen Reinhardt, and  
N. Randy Smith, Circuit Judges.

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**ORDER**

The Opinion filed September 20, 2011, and appearing at 658 F.3d 1024 (9th Cir. 2011), is withdrawn. *Carver v. Lehman*, 558 F.3d 869 878-79 (9th Cir. 2009) (a panel may withdraw an opinion sua sponte before the mandate issues). It may not be cited as precedent by or to this court or any district court of the Ninth Circuit. With the opinion withdrawn, the Defendants-Appellees' petition for rehearing en banc and the Plaintiff-Appellant's petition for rehearing are moot. The par-

ties may file a petition for rehearing and petition for rehearing en banc upon the filing of a new decision by the court.

Additionally, submission of this case is vacated pending the issuance of a decision by the California Supreme Court in *Sanchez v. Valencia Holding Co. LLC*, No. S199119.