

FOR PUBLICATION

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

EDWARD HAROLD SCHAD,
Petitioner-Appellant,

v.

CHARLES L. RYAN, Director,
Arizona Department of Corrections,
Respondent-Appellee.

No. 13-16895

D.C. No.
2:97-cv-02577-
ROS

ORDER

Filed October 7, 2013

Before: Mary M. Schroeder, Stephen Reinhardt,
and Susan P. Graber, Circuit Judges.

ORDER

Judge Schroeder and Judge Graber have voted to deny the petition for panel rehearing and to deny the motion for a stay of execution. Judge Reinhardt voted to grant the petition for panel rehearing and to grant the motion for a stay of execution. Accordingly, the petition for panel rehearing and the motion for a stay of execution are denied.