

FOR PUBLICATION

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

ROBERTO CURINSITA MALDONADO,
Petitioner,

v.

ERIC H. HOLDER JR., Attorney
General,
Respondent.

No. 09-71491

Agency No.
A017-263-848

ORDER

Filed July 29, 2014

ORDER

KOZINSKI, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be heard en banc pursuant to Federal Rule of Appellate Procedure 35(a) and Circuit Rule 35-3.

Judges Graber and Friedland did not participate in the deliberations or vote in this case.