

**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

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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 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.