

FOR PUBLICATION

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

IN RE SUNNYSLOPE HOUSING
LIMITED PARTNERSHIP,
Debtor,

FIRST SOUTHERN NATIONAL
BANK,
Plaintiff-Appellant,

v.

SUNNYSLOPE HOUSING LIMITED
PARTNERSHIP,
Defendant-Appellee.

No. 12-17241

D.C. No.
2:11-cv-02579-HRH

IN RE SUNNYSLOPE HOUSING
LIMITED PARTNERSHIP,
Debtor,

SUNNYSLOPE HOUSING LIMITED
PARTNERSHIP,
Plaintiff-Appellant,

v.

FIRST SOUTHERN NATIONAL
BANK,
Defendant-Appellee.

No. 12-17327

D.C. No.
2:11-cv-02579-HRH

IN RE SUNNYSLOPE HOUSING
LIMITED PARTNERSHIP,
Debtor,

FIRST SOUTHERN NATIONAL
BANK,
Plaintiff-Appellant,

v.

SUNNYSLOPE HOUSING LP,
Defendant-Appellee.

No. 13-16164

D.C. No.
2:12-cv-02700-HRH

IN RE SUNNYSLOPE HOUSING
LIMITED PARTNERSHIP,
Debtor,

No. 13-16180
D.C. No.
2:12-cv-02700-HRH

SUNNYSLOPE HOUSING LP,
Plaintiff-Appellant,

ORDER

v.

FIRST SOUTHERN NATIONAL
BANK,
Defendant-Appellee.

Filed September 22, 2016

ORDER

THOMAS, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that these cases be reheard en banc pursuant to Federal Rule of Appellate Procedure 35(a) and Circuit Rule 35-3. The three-judge panel opinion shall not be cited as precedent by or to any court of the Ninth Circuit.