

FOR PUBLICATION

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

THE GEO GROUP, INC.,  
*Plaintiff-Appellant,*

and

UNITED STATES OF AMERICA,  
*Plaintiff,*

v.

GAVIN NEWSOM, in his official  
capacity as Governor of the State of  
California; ROB BONTA, in his  
official capacity as Attorney General  
of the State of California,  
*Defendants-Appellees,*

and

STATE OF CALIFORNIA,  
*Defendant.*

No. 20-56172

D.C. Nos.  
3:19-cv-02491-  
JLS-WVG  
3:20-cv-00154-  
JLS-WVG

UNITED STATES OF AMERICA,  
*Plaintiff-Appellant,*

and

THE GEO GROUP, INC.,  
*Plaintiff,*

v.

GAVIN NEWSOM, in his official  
capacity as Governor of the State of  
California; ROB BONTA, in his  
official capacity as Attorney General  
of the State of California; STATE OF  
CALIFORNIA,  
*Defendants-Appellees.*

No. 20-56304

D.C. Nos.  
3:19-cv-02491-  
JLS-WVG  
3:20-cv-00154-  
JLS-WVG

ORDER

Filed April 26, 2022

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**ORDER**

MURGUIA, 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 is vacated.