

FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAR 22 2023

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

ANTONIO DE LA ROSA-RODRIGUEZ,
AKA Antonio Delarosa Rodriguez,

Petitioner,

v.

MERRICK B. GARLAND, Attorney
General,

Respondent.

No. 20-71923

Agency No. A208-084-297

ORDER

MURGUIA, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Federal Rule of Appellate Procedure 35(a) and Circuit Rule 35-3. The three-judge panel opinion published at 49 F.4th 1282 (9th Cir. 2022) is vacated.

Judge Koh did not participate in the deliberations or vote in this case.