

**FOR PUBLICATION**

**FILED**

UNITED STATES COURT OF APPEALS

DEC 1 2025

FOR THE NINTH CIRCUIT

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

KIM RHODE; GARY BRENNAN; CORY  
HENRY; EDWARD JOHNSON; SCOTT  
LINDEMUTH; RICHARD RICKS;  
DENISE WELVANG; ABLE'S  
SPORTING, INC., a Texas corporation;  
AMDEP HOLDINGS, LLC, a Florida  
limited liability company doing business as  
Ammunition Depot; R&S FIREARMS,  
INC., an Arizona corporation doing  
business as Sam's Shooters Emporium;  
CALIFORNIA RIFLE & PISTOL  
ASSOCIATION, a California corporation,

Plaintiffs - Appellees,

v.

ROB BONTA, in his official capacity as  
Attorney General of the State of California,

Defendant - Appellant.

No. 24-542

D.C. No.

3:18-cv-00802-BEN-JLB

Southern District of California,  
San Diego

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 40(c) and Circuit Rule 40-3. The three-judge panel opinion is vacated.

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