

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 04-7041**

**September Term, 2006**

**03cv00213**

**Filed On: May 8, 2007** [1039073]

Shelly Parker, et al.,  
Appellants

v.

District of Columbia and Adrian Fenty, Mayor of the  
District of Columbia,  
Appellees

**BEFORE:** Ginsburg, Chief Judge, and Sentelle, Henderson, Randolph,\*  
Rogers,\* Tatel,\* Garland,\* Brown, Griffith, and Kavanaugh,  
Circuit Judges

## **ORDER**

Appellees' petition for rehearing en banc and the response thereto were circulated to the full court, and a vote was requested. Thereafter, a majority of the judges eligible to participate did not vote in favor of the petition. Upon consideration of the foregoing and appellees' Fed. R. App. P. 28(j) letter, it is

**ORDERED** that the petition be denied.

## **Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY:  
Michael C. McGrail  
Deputy Clerk

\* Circuit Judges Randolph, Rogers, Tatel, and Garland would grant the petition for rehearing en banc.