

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 08-5424

September Term 2010

1:05-cv-01509, 1:08-mc-00442

Filed On: September 9, 2010

Jamal Kiyemba, Next Friend, et al.,

Appellees

v.

Barack Obama, President of the United
States, et al.,

Appellants

Consolidated with 08-5425, 08-5426, 08-5427,
08-5428, 08-5429

BEFORE: Sentelle, Chief Judge, and Ginsburg, Henderson, 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, it is

ORDERED that the petition be denied.

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Michael C. McGrail
Deputy Clerk

* Circuit Judges Rogers and Tatel would grant the petition for rehearing en banc.