

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 13-3681

FREE SPEECH COALITION, INC.; AMERICAN SOCIETY OF MEDIA
PHOTOGRAPHERS, INC.; THOMAS HYMES; TOWNSEND ENTERPRISES, INC.,
d/b/a SINCLAIR INSTITUTE; BARBARA ALPER; CAROL QUEEN; BARBARA
NITKE; DAVID STEINBERG; MARIE L. LEVINE, a/k/a NINA HARTLEY; DAVE
LEVINGSTON; BETTY DODSON; CARLIN ROSS,
Appellants

v.

ATTORNEY GENERAL UNITED STATES OF AMERICA

(D.C. Civ. No. 2-09-cv-04607)

SUR PETITION FOR REHEARING

Present: McKEE, Chief Judge, AMBRO, SMITH, FISHER, CHAGARES,
JORDAN, HARDIMAN, GREENAWAY, JR., VANASKIE, SHWARTZ,
RESTREPO, SCIRICA,* and RENDELL,* Circuit Judges

The petition for rehearing filed by appellee in the above-entitled case having been submitted to the judges who participated in the decision of this Court and to all the other available circuit judges of the circuit in regular active service, and no judge who

* Pursuant to Third Circuit I.O.P. 9.5.3., the votes of Judge Scirica and Judge Rendell are limited to panel rehearing.

concurred in the decision having asked for rehearing, and a majority of the judges of the circuit in regular service not having voted for rehearing, the petition for rehearing by the panel and the Court en banc, is denied. Judge Vanaskie would grant rehearing by the court en banc.

BY THE COURT,

s/ D. Brooks Smith
Circuit Judge

Dated: August 11, 2016
tmm/cc: Lorraine R. Baumgardner, Esq.
J. Michael Murray, Esq.
Scott R. McIntosh, Esq.
Anne Murphy, Esq.
Andrew G. Rucker, Esq.
Fred T. Magaziner, Esq