

FILED

UNITED STATES COURT OF APPEALS

OCT 27 2020

FOR THE NINTH CIRCUIT

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

ENVIRONMENTAL PROTECTION  
INFORMATION CENTER,

Plaintiff-Appellant,

v.

ANN CARLSON, in her official capacity  
as the Forest Supervisor of the Mendocino  
National Forest; UNITED STATES  
FOREST SERVICE,

Defendants-Appellees,

SIERRA PACIFIC INDUSTRIES,

Intervenor-Defendant-  
Appellee.

No. 19-17479

D.C. No. 3:19-cv-06643-EMC  
Northern District of California,  
San Francisco

ORDER

Before: W. FLETCHER and LEE, Circuit Judges, and SETTLE,\* District Judge.

Defendants-Appellees Ann Carlson and USFS filed a petition for panel rehearing on October 1, 2020 (Dkt. Entry 52). Intervenor-Defendant-Appellee Sierra Pacific Industries filed a petition for panel rehearing and rehearing en banc on October 2, 2020 (Dkt. Entry 53). Judges W. Fletcher and Settle have voted to

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\* The Honorable Benjamin H. Settle, United States District Judge for the Western District of Washington, sitting by designation.

deny the petitions for panel rehearing. Judge Lee voted to grant the petitions for panel rehearing. Judges W. Fletcher and Lee have voted to deny the petition for rehearing en banc, and Judge Settle so recommends.

The full court has been advised of the petition for rehearing en banc and no judge of the court has requested a vote on whether to rehear the matter en banc.

Fed. R. App. P. 35.

The petitions for panel rehearing and rehearing en banc are **DENIED**.