

FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

DEC 27 2016

FOR THE NINTH CIRCUIT

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

**JOHN TEIXEIRA; STEVE NOBRIGA;
GARY GAMAZA; CALGUNS
FOUNDATION, INC., (CGF);
SECOND AMENDMENT
FOUNDATION, INC., (SAF);
CALIFORNIA ASSOCIATION OF
FEDERAL FIREARMS LICENSEES,
(Cal-FFL),**

Plaintiffs-Appellants,

v.

**COUNTY OF ALAMEDA; ALAMEDA
COUNTY BOARD OF SUPERVISORS,
as a policy making body; WILMA
CHAN, in her official capacity; NATE
MILEY, in his official capacity; KEITH
CARSON, in his official capacity,**

Defendants-Appellees.

No. 13-17132

D.C. No. 3:12-cv-03288-WHO
Northern District of California,
San Francisco

ORDER

THOMAS, 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 35(a)

and Circuit Rule 35-3. The three-judge panel opinion shall not be cited as precedent by or to any court of the Ninth Circuit.