

FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

In re: JOHN DOUGLAS SMITH,
Debtor.

JOHN DOUGLAS SMITH,

Appellant.

v.
PETER KENNEDY; ARMAND

BOUZAGLOU; KIRIT GALA; CARY
PRESENT; JOHN SEVILLA; CHARLES
WISEMAN; PETER ANDERSON, Peter
Anderson, Trustee,
Appellees.

No. 98-56795

D.C. No.
CV-97-07173-DDP

ORDER

Filed December 19, 2000

Before: Stephen Reinhardt and Diarmuid F. O'Scannlain,
Circuit Judges, and William W Schwarzer, 1 District Judge.

ORDER

The opinion previously filed on August 8, 2000, is hereby
withdrawn. The petition for rehearing is GRANTED.

1 The Honorable William W Schwarzer, Senior United States District
Judge for the Northern District of California, sitting by designation.

16123