

**FOR PUBLICATION**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

JAVIER RIVERA-SANCHEZ, aka Jose  
Sanchez,

Defendant-Appellant.

No. 99-10275

D.C. No. CR-98-00772-ROS

ORDER

Filed October 18, 2000

Before: HUG, Chief Judge.

Upon the vote of a majority of nonrecused regular active judges of this court, it is ordered that this case be reheard by the en banc court pursuant to Circuit Rule 35-3.