

FILED

JAN 10 2008

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MICHAEL LEE CHILDRESS,

Petitioner- Appellant,

v.

MIKE KNOWLES, Warden; California
Department of Corrections,

Respondents- Appellees.

No. 07-15618

D.C. No. CV-02-00870-DFL

ORDER*

Before: FERNANDEZ and McKEOWN, Circuit Judges, and KORMAN**, Senior Judge.

The memorandum disposition filed November 28, 2007 is withdrawn, and an memorandum disposition is being filed contemporaneously with this order. With that filing, the petition for rehearing is denied.

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The Honorable Edward R. Korman, Senior United States District Judge for the Eastern District of New York, sitting by designation.

The petition for rehearing en banc was circulated to the judges of the court, and no judge requested a vote for en banc consideration. Fed. R. App. P. 35.

The petition for rehearing and the petition for rehearing en banc are DENIED, and no further petitions for rehearing or rehearing en banc shall be filed.