

FILED

UNITED STATES COURT OF APPEALS

FEB 25 2009

FOR THE NINTH CIRCUIT

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

ALBERTO RODRIGUEZ,

Petitioner - Appellant,

v.

C. A. TERHUNE,

Respondent - Appellee.

No. 06-55488

D.C. No. CV-05-06799-JFW
Central District of California,
Los Angeles

ORDER

Before: TROTT, KLEINFELD and IKUTA, Circuit Judges.

The memorandum disposition filed on January 30, 2009, is withdrawn and replaced with the memorandum disposition filed this date.

The panel has voted unanimously to deny the petition for rehearing.

The petition for rehearing is DENIED. No further petitions for rehearing and petition for rehearing en banc will be entertained.