

FILED

NOT FOR PUBLICATION

JUN 10 2012

UNITED STATES COURT OF APPEALS

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

FOR THE NINTH CIRCUIT

RICHARD A. LEAVITT,

Petitioner - Appellant,

v.

A. J. ARAVE,

Respondent - Appellee.

No. 12-35427

D.C. No. 1:93-cv-00024-BLW

ORDER

RICHARD A. LEAVITT,

Petitioner - Appellant,

v.

A. J. ARAVE,

Respondent - Appellee.

No. 12-35450

D.C. No. 1:93-cv-00024-BLW

Before: **KOZINSKI**, Chief Judge, **REINHARDT** and **BERZON**, Circuit Judges.

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