

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

FEB 20 2020

CHARLES RIDGEWAY; et al.,

Plaintiffs-Appellees/
Cross-Appellants,

v.

WALMART INC., DBA Wal-Mart
Transportation LLC,

Defendant-Appellant/
Cross-Appellee.

Nos. 17-15983
17-16142

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

D.C. No. 3:08-cv-05221-SI
Northern District of California,
San Francisco

ORDER

Before: O'SCANNLAIN, SILER,* and NGUYEN, Circuit Judges.

Judges Nguyen and Siler voted to deny the petition for panel rehearing. Judge O'Scannlain voted to grant it. Judge Nguyen voted, and Judge Siler recommended, to deny the petition for rehearing en banc. Judge O'Scannlain recommended granting it.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. *See* Fed. R. App. P. 35.

The petition for panel rehearing and the petition for rehearing en banc are denied.

* The Honorable Eugene E. Siler, United States Circuit Judge for the U.S. Court of Appeals for the Sixth Circuit, sitting by designation.