

No. 14-6445

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

**FILED**  
Mar 14, 2018  
DEBORAH S. HUNT, Clerk

DAVID E. MILLER,

Petitioner-Appellant,

V.

TONY MAYS, WARDEN,

Respondent-Appellee.

ORDER

**BEFORE:** SILER, GIBBONS, and WHITE, Circuit Judges.

The court received a petition for rehearing en banc. The original panel has reviewed the petition for rehearing and concludes that the issues raised in the petition were fully considered upon the original submission and decision of the case. The petition then was circulated to the full court. No judge has requested a vote on the suggestion for rehearing en banc.

Therefore, the petition is denied. Judge White would grant rehearing for the reasons stated in her dissent.

**ENTERED BY ORDER OF THE COURT**

Wm L. Hunt

**Deborah S. Hunt, Clerk**