

Exhibit 2

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

JUL 20 2018

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

GREGORY L. BROWN,

Petitioner-Appellant,

v.

W. L. MUNIZ,

Respondent-Appellee.

No. 16-15442

D.C. No. 4:14-cv-04497-YGR
Northern District of California,
Oakland

ORDER

Before: CALLAHAN and BEA, Circuit Judges, and RESTANI,* Judge.

The panel has voted to deny the petition for panel rehearing and Judges Callahan and Bea vote to deny the petition for rehearing en banc. Judge Restani makes no recommendation on the petition for rehearing en banc. 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. Fed. R. App. P. 35. The petition for panel rehearing and the petition for rehearing en banc are **DENIED**.

* The Honorable Jane A. Restani, Judge for the United States Court of International Trade, sitting by designation.