

**FILED**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

OCT 2 2018

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

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

DEMETRIO CISNEROS,

Defendant-Appellant.

No. 16-50348

D.C. No.  
3:16-cr-00234-LAB-1

Southern District of California,  
San Diego

ORDER

Before: FISHER,\* WATFORD, and FRIEDLAND, Circuit Judges.

The panel unanimously votes to deny the petition for panel rehearing.

Judges Watford and Friedland vote to deny the petition for rehearing en banc, and Judge Fisher so recommends. The full court has been advised of the petition for rehearing en banc, and no judge requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 35. The petition for panel rehearing and rehearing en banc, filed August 30, 2018, is DENIED.

---

\* The Honorable D. Michael Fisher, United States Circuit Judge for the U.S. Court of Appeals for the Third Circuit, sitting by designation.