

## **Appendix B**

FILED

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

JAN 03 2019

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

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

NOLAN LEWIS,

Defendant-Appellant.

Nos. 17-10109

17-10331

D.C. No.

3:15-cr-08178-SRB-2

District of Arizona,

Prescott

ORDER

Before: THOMAS, Chief Judge, GRABER, Circuit Judge, and LASNIK,\* District Judge.

The panel has voted to deny Appellant's petition for panel rehearing. Chief Judge Thomas and Judge Graber have voted to deny Appellant's petition for rehearing en banc, and Judge Lasnik has so recommended.

The full court has been advised of the petition for rehearing en banc, and no judge of the court has requested a vote on it.

Appellant's petition for panel rehearing and rehearing en banc is DENIED.

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\* The Honorable Robert S. Lasnik, United States District Judge for the Western District of Washington, sitting by designation.