

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 17-2008

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UNITED STATES OF AMERICA

v.

ZAVIA L. JOHNSON,  
aka Lester Hayes  
aka Xavier Johnson,  
Appellant

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On Appeal from the United States District Court  
for the Western District of Pennsylvania  
(No. 1-12-cr-00070-001)

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SUR PETITION FOR REHEARING

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Present: SMITH, Chief Judge, MCKEE, AMBRO, CHAGARES, JORDAN,  
HARDIMAN, GREENAWAY, JR., VANASKIE, SHWARTZ, KRAUSE, RESTREPO,  
BIBAS, and BOLTON,\* Circuit Judges

The petition for rehearing filed by Appellant in the above-entitled case having  
been submitted to the judges who participated in the decision of this Court and to all the  
other available circuit judges of the circuit in regular active service, and no judge who  
concurred in the decision having asked for rehearing, and a majority of the judges of the

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\* The Honorable Susan R. Bolton, Senior District Judge, United States District Court for the District of Arizona, sitting by designation. Judge Bolton's vote is limited to panel rehearing only.

circuit in regular service not having voted for rehearing, the petition for rehearing by the panel and the Court en banc, is denied.

BY THE COURT,

s/ Thomas I. Vanaskie  
Circuit Judge

Dated: November 29, 2018

Lmr/cc: Donovan J. Cucas

Laura S. Irwin

Kimberly R. Brunson