

APPENDIX B

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

MAR 15 2019

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

THE DEPOT, INC.; UNION CLUB BAR,
INC.; TRAIL HEAD, INC.,

Plaintiffs-Appellants,

v.

CARING FOR MONTANANS, INC.,
FKA Blue Cross Blue Shield of Montana,
Inc.; HEALTH CARE SERVICES
CORPORATION,

Defendants-Appellees.

No. 17-35597

D.C. No. 9:16-cv-00074-DLC
District of Montana,
Missoula

ORDER

Before: W. FLETCHER and BYBEE, Circuit Judges, and BURNS,* Chief District Judge.

The panel judges have voted to deny defendants' petition for panel rehearing. Judges W. Fletcher and Bybee have voted to deny defendants' petition for rehearing en banc, and Judge Burns has recommended denying defendants' 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 Honorable Larry A. Burns, Chief United States District Judge for the Southern District of California, sitting by designation.

Accordingly, defendants' petition for panel rehearing and rehearing en banc (Dkt. No. 62) is **DENIED**.