

Appendix B

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

DEC 19 2023

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

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

JUAN CARLOS CABRERA,

Defendant-Appellant.

Nos. 21-50259, 21-50261

D.C. Nos.

3:20-cr-00435-LAB-1

3:20-cr-00435-LAB

Southern District of California,
San Diego

ORDER

Before: M. SMITH, HAMILTON,* and COLLINS, Circuit Judges.

The panel unanimously votes to deny the petition for panel rehearing. Judge M. Smith and Judge Collins vote to deny the petition for rehearing en banc, and Judge Hamilton so recommends. 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. Fed. R. App. P. 35. The petition for panel rehearing and the petition for rehearing en banc are DENIED.

* The Honorable David F. Hamilton, United States Circuit Judge for the U.S. Court of Appeals for the Seventh Circuit, sitting by designation.