

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 16-3780

UNITED STATES OF AMERICA

v.

WILLIS WHEELER,
Appellant

W.D. Pa. No 2-12-cr-00092-003

SUR PETITION FOR REHEARING

Present: SMITH, Chief Judge, McKEE, AMBRO, CHAGARES, JORDAN,
HARDIMAN, GREENAWAY, Jr., VANASKIE, SHWARTZ, KRAUSE, RESTREPO,
and BIBAS, Circuit Judges, and BOLTON*, District Judge

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

* The Honorable Susan R. Bolton, Senior United States District Judge for the District of Arizona, sitting by designation. Pursuant to Third Circuit I.O.P. 9.5.3., Judge Bolton's vote is limited to panel rehearing.

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/ Michael A. Chagares
Circuit Judge

Dated: September 26, 2018
JK/cc: Donovan J. Cocas, Esq.
Laura S. Irwin, Esq.
Renee Pietropaolo, Esq.