

# **EXHIBIT 2**

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 22-1560

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UNITED STATES OF AMERICA

v.

MOSHE PORAT,  
Appellant

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(D.C. No. 2-21-cr-00170-001)

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SUR PETITION FOR REHEARING

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Present: CHAGARES, *Chief Judge*, JORDAN, HARDIMAN, SHWARTZ, KRAUSE,  
BIBAS, PORTER, MATEY, PHIPPS, FREEMAN, MONTGOMERY-REEVES,  
CHUNG, *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 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/ Cindy K. Chung*  
Circuit Judge

Dated: October 3, 2023  
Tmm/cc: All Counsel of Record