

# APPENDIX C

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

---

No. 18-3781

---

UNITED STATES OF AMERICA

v.

TONY PHILLIPS,  
Appellant

---

(D. N.J. No. 2:14-cr-00220-003)

---

SUR PETITION FOR REHEARING

---

Present: CHAGARES, Chief Judge, HARDIMAN, KRAUSE, RESTREPO, BIBAS, PORTER, MATEY, PHIPPS, FREEMAN, MONTGOMERY-REEVES and CHUNG, Circuit Judges, and ROTH\*, Senior 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

---

\* Judge Roth's vote is limited to panel for 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/ David J. Porter  
Circuit Judge

Date: September 2, 2025  
PDB/cc: All Counsel of Record