

Exhibit 4

**Order denying petition for panel
and *en banc* rehearing**

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

Nos. 23-2418 & 23-2795

NITA PATEL, Appellant in No. 23-2418
KIRTISH N. PATEL, Appellant in No. 23-2795

v.

UNITED STATES OF AMERICA

D. N.J. Nos. 2:17-cv-07485 & 2:18-cv-14628

SUR PETITION FOR REHEARING

Present: CHAGARES, *Chief Judge*, HARDIMAN, KRAUSE, RESTREPO, BIBAS, PORTER, MATEY, PHIPPS, FREEMAN, MONTGOMERY-REEVES, CHUNG, BOVE, and MASCOTT, *Circuit Judges*.

The petitions for rehearing filed by the Appellants in the above-entitled cases 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/ Thomas M. Hardiman
Circuit Judge

Dated: January 16, 2026

ARR/cc: Counsel of Record; Mr. Kirtish N. Patel