

EXHIBIT 2

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

AUG 26 2025

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

MORELAND PROPERTIES LLC, a
Colorado Limited Liability Company,

Plaintiff - Appellant,

v.

GOODYEAR TIRE & RUBBER
COMPANY, named as The Goodyear Tire
& Rubber Company, an Ohio Corporation
and GOODYEAR FARMS
INCORPORATED, an Arizona
Corporation,

Defendants - Appellees.

No. 24-2451

D.C. No.

2:20-cv-02297-SRB

District of Arizona,

Phoenix

ORDER

Before: GRABER, BERZON, and BENNETT, Circuit Judges.

The memorandum disposition filed on June 12, 2025, is withdrawn. A replacement memorandum disposition and a partial dissent by Judge Graber will be filed concurrently with this order.

With these amendments, the panel has unanimously voted to deny Appellant's petition for rehearing. Judge Bennett has voted to deny the petition for rehearing en banc, and Judge Berzon and Judge Graber have so recommended. The full court has been advised of the petition for rehearing en banc, and no judge has requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 40. The petition for rehearing en banc is denied. No additional petitions for rehearing may be filed.