

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

AUG 16 2002

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

ALLAN J. FAVISH,

Plaintiff-Appellant,

v.

OFFICE OF INDEPENDENT COUNSEL,

Defendant-Appellee.

Nos. 01-55487, 01-55788,  
01-55789

DC# CV-97-1479-WDK

ORDER

Before: PREGERSON, NOONAN, and O'SCANNLAIN, Circuit Judges

The majority of the panel has voted to deny the petitions for rehearing. Judge Pregerson would grant the petitions for rehearing. Judges Pregerson and O'Scannlain have voted to deny suggestions for rehearing en banc and Judge Noonan recommended denying the suggestions for rehearing en banc.

The full court has been advised of the suggestions for rehearing en banc, and no active judge has requested a vote whether to rehear the matter en banc.

Fed. R. App. P. 35.

The petitions for rehearing are DENIED and the suggestions for rehearing en banc are DENIED.