

FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

APR 15 2026

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

MARK BAIRD,

Plaintiff - Appellant,

v.

ROB BONTA, in his official capacity as
Attorney General of the State of California,

Defendant - Appellee.

No. 24-565

D.C. No.

2:19-cv-00617-KJM-AC

Eastern District of California,
Sacramento

ORDER

MURGUIA, Chief Judge:

Upon the vote of a majority of nonrecused active judges, it is ordered that this case be reheard en banc pursuant to Federal Rule of Appellate Procedure 40(c) and Circuit Rule 40-3. The three-judge panel opinion is vacated.