

Nos. 08-1387/1389/1534/09-1111

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

FILED
Sep 09, 2011
LEONARD GREEN, Clerk

COALITION TO DEFEND AFFIRMATIVE ACTION, INTEGRATION AND IMMIGRANT RIGHTS AND FIGHT FOR EQUALITY BY ANY MEANS NECESSARY (BAMN), ET AL.,

Plaintiffs-Appellants 08-1387)/Cross-Appellees,
Plaintiffs (08-1389/09-1111)

CHASE CANTRELL, ET AL.,

Plaintiffs-Appellees (08-1389),
Plaintiffs-Appellants (09-1111),

v.

REGENTS OF THE UNIVERSITY OF MICHIGAN, BOARD OF TRUSTEES OF MICHIGAN STATE UNIVERSITY, ET AL.,

Defendants-Appellees/Cross-Appellants 08-1534),
Defendants (08-1389-09-1111)

MICHAEL COX, MICHIGAN ATTORNEY GENERAL,

Intervenor-Defendant-Appellee (08-1387-09-1111)

ERIC RUSSELL,

Intervenor-Defendant-Appellant (08-1389),

JENNIFER GRATZ,

Proposed Intevenor-Appellant (08-1389).

O R D E R

BEFORE: BATCHELDER, Chief Judge; MARTIN, BOGGS, MOORE, COLE, CLAY, GIBBONS, ROGERS, SUTTON, COOK, GRIFFIN, WHITE, and STRANCH, Circuit Judges.

*

A majority of the Judges of this Court in regular active service and who are not disqualified have voted for rehearing of this case en banc. Sixth Circuit Rule 35(a) provides as follows:

*
Judges McKeague and Kethledge recused themselves from participation in this ruling.

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“The effect of the granting of a hearing en banc shall be to vacate the previous opinion and judgment of this court, to stay the mandate and to restore the case on the docket sheet as a pending appeal.”

Accordingly, it is **ORDERED**, that the previous decision and judgment of this court is vacated, the mandate is stayed and this case is restored to the docket as a pending appeal.

ENTERED BY ORDER OF THE COURT



Leonard Green, Clerk

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

Leonard Green
Clerk

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Filed: September 09, 2011

Mr. John J. Bursch
Mr. Charles J. Cooper
Ms. Karin A. DeMasi
Mr. Leonard M. Niehoff
Mr. Mark D. Rosenbaum
Mr. George Boyer Washington

Re: Case No. 08-1387/08-1389/09-1111/08-1534, *Coalition to Defend Affirmative, et al v. Regents of the University of M, et al*
Originating Case No. : 06-15024

Dear Counsel,

The Court issued the enclosed Order today in these cases.

Sincerely yours,

s/Beverly L. Harris
En Banc Coordinator
Direct Dial No. 513-564-7077

cc: Ms. Sharon Louise Browne
Mr. Joshua Ian Civin
Ms. Shanta Driver
Mr. Mark P. Fancher
Melvin Hollowell
Ms. Sherri Sokeland Kaiser
Ms. Winifred V. Kao
Mr. Daniel M. Levy
Ms. Heather S. Meingast
Ms. Kary Leslie Moss

Ms. Margaret A Nelson
Mr. Jesse M. Panuccio
Mr. Joseph E. Potchen
Mr. Michael Francis Smith
Mr. Michael Jay Steinberg
Mr. John David Taliaferro
Mr. Laurence H. Tribe
Mr. David J. Weaver
Mr. William F. Young

Enclosure