

**FOR PUBLICATION**

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

RICHARD D. HURLES, <i>Petitioner-Appellant,</i>
v.
CHARLES L. RYAN*, <i>Respondent-Appellee.</i>

No. 08-99032

D.C. No.  
2:00-cv-0118-RCB

ORDER

Filed May 16, 2014

Before: Harry Pregerson, Dorothy W. Nelson,  
and Sandra S. Ikuta, Circuit Judges.

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**ORDER**

The warden's Motion for Ruling on Respondent-Appellees' Petition for Rehearing En Banc, filed February 1, 2013, is **DENIED**. The parties may file a petition for rehearing and rehearing en banc with respect to the opinion filed together with this order.

**IT IS SO ORDERED.**

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\* Charles L. Ryan is substituted for his predecessor, Dora B. Schriro, as Director for the Arizona Department of Corrections. Fed. R. App. P. 43(c)(2).