

FILED

FOR PUBLICATION

DEC 19 2012

UNITED STATES COURT OF APPEALS

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

FOR THE NINTH CIRCUIT

**In re: CESAR IVAN FLORES; ANA
MARIA FLORES,**

Debtors.

No. 11-55452

D.C. No. 6:10-29956-MJ

ROD DANIELSON,

Trustee - Appellant,

ORDER

v.

**CESAR IVAN FLORES; ANA MARIA
FLORES,**

Debtors - Appellees.

KOZINSKI, 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 35(a) and Circuit Rule 35-3. The three-judge panel opinion shall not be cited as precedent by or to any court of the Ninth Circuit.