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1995 Decisions

Opinions of the United  
States Court of Appeals  
for the Third Circuit

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7-25-1995

## ACLU v Black Horse Pike

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UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

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NO. 94-5233

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THE AMERICAN CIVIL LIBERTIES UNION  
OF NEW JERSEY, ON BEHALF OF ITS MEMBERS;  
AND EDWARD ROSS

v.

BLACK HORSE PIKE REGIONAL BOARD OF EDUCATION;  
HIGHLAND REGIONAL HIGH SCHOOL; FRANK PALATUCCI,  
PRINCIPAL IN HIS OFFICE AND INDIVIDUAL CAPACITIES,

Appellants

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Present: SLOVITER, Chief Judge, BECKER, STAPLETON, MANSMANN,  
GREENBERG, HUTCHINSON, SCIRICA, COWEN, NYGAARD, ALITO,  
ROTH, LEWIS, MCKEE, and SAROKIN, Circuit Judges.

O R D E R

A majority of the active judges having voted for  
rehearing in banc in the above appeal, it is

O R D E R E D that the Clerk of this Court list the  
above case for rehearing in banc at the convenience of the court.

By the Court,

\s\ Dolores K. Sloviter

Chief Judge

Dated: July 25, 1995