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2019 Decisions

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

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9-6-2019

## USA v. Marcus Walker

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UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 15-4062

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UNITED STATES OF AMERICA

v.

MARCUS WALKER,  
Appellant

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On Appeal from the District Court  
for the Eastern District of Pennsylvania  
(E.D. Pa. 2-13-cr-00391-002)  
Honorable Legrome D. Davis, U.S. District Judge

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SUR PETITION FOR REHEARING

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Present: JORDAN, KRAUSE, and ROTH, *Circuit Judges*.

The petition for rehearing filed by appellant in the above-entitled case having been submitted to the judges who participated in the decision of this Court, it is hereby ORDERED that the petition for rehearing by the panel is granted. The opinion and judgment entered on June 5, 2019, are vacated.<sup>1</sup>

The parties are directed to file supplemental letter briefs, limited to five single-spaced pages, addressing the significance of *United States v. Davis*, 139 S. Ct. 2319

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<sup>1</sup> As the merits panel has vacated the prior opinion and judgment, action is not required by the en banc court.

(2019), for the proper disposition of this case. The supplemental letter briefs should be directed to the panel and must be filed within fourteen days.

BY THE COURT,

s/ Cheryl Ann Krause  
\_\_\_\_\_  
Circuit Judge

Dated: September 6, 2019  
ARR/cc: All Counsel of Record