



2005 Decisions

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

1-14-2005

USA v. Bendolph

Precedential or Non-Precedential: Precedential

Docket No. 01-2468

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PRECEDENTIAL

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Nos. 01-2468 & 02-2624

UNITED STATES OF AMERICA

v.

HERBERT L. BENDOLPH,
Appellant at No. 01-2468

JULIO OTERO,
Appellant at No. 02-2624

On Appeal from the United States District Court
for the District of Delaware
D.C. Criminal No. 95-cr-00068
(Honorable Sue L. Robinson)

On Appeal from the United States District Court
for the Middle District of Pennsylvania
D.C. Criminal No. 96-cr-00005-3
(Honorable Sylvia H. Rambo)

Present: SCIRICA, *Chief Judge*, SLOVITER, NYGAARD, ROTH, McKEE,
RENDELL, BARRY, AMBRO, FUENTES, SMITH, CHERTOFF, FISHER
and VAN ANTWERPEN, *Circuit Judges*

ORDER

A majority of the active judges having voted for rehearing *en banc* in the above appeal, it is ordered that the Clerk of this Court list the above case for rehearing *en banc*

at 10:00 a.m. on Wednesday, February 23, 2005.

BY THE COURT,

/s/ Anthony J. Scirica

Chief Judge

DATED: January 14, 2005

SMA:CC:TO: RA, DF, MS, RL, WB, TS