

FILED

UNITED STATES COURT OF APPEALS

AUG 10 2016

FOR THE NINTH CIRCUIT

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

NISENAN TRIBE OF THE NEVADA  
CITY RANCHERIA; RICHARD  
JOHNSON, in his official capacity as  
Tribal Chairman and in his individual  
capacity as the heir/legatee/successor to  
the distributees Peter Johnson and  
Margaret Johnson,

Plaintiffs - Appellants,

v.

SALLY JEWELL, in her official capacity  
as Secretary of the Interior; KEVIN K.  
WASHBURN, in his official capacity as  
Assistant Secretary for Indian Affairs of  
the United States Department of the  
Interior,

Defendants - Appellees.

No. 14-15541

D.C. No. 5:10-cv-00270-JF  
Northern District of California,  
San Jose

ORDER

Before: WARDLAW, PAEZ, and BEA, Circuit Judges.

The panel has voted unanimously to deny Plaintiff-Appellants' July 8, 2016 Petition for Rehearing En Banc. The Petition was also circulated to the judges of this court, and no judge requested a vote for en banc consideration. Fed. R. App. P. 35; 9th Cir. G.O. 5.4(b)(1). Accordingly, the Petition for Rehearing En Banc is DENIED.