## UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 11-2067

B.H., A MINOR, BY AND THROUGH HER MOTHER; JENNIFER HAWK; K.M., A MINOR, BY AND THROUGH HER MOTHER; AMY MCDONALD-MARTINEZ

v.

## EASTON AREA SCHOOL DISTRICT,

Appellant

PRESENT: McKEE, <u>Chief Judge</u>, SLOVITER, SCIRICA, RENDELL, AMBRO, FUENTES, SMITH, FISHER, CHAGARES, JORDAN, HARDIMAN, GREENAWAY, Jr., VANASKIE, and GREENBERG<sup>1</sup>, <u>Circuit Judges</u>

## **ORDER**

The Court, *sua sponte*, orders rehearing *en banc* in the above captioned case. It is ordered that the Clerk of this Court list the case for rehearing *en banc* at the convenience of the Court.

By the Court,

/s/ Theodore A. McKee Chief Circuit Judge

Date: August 16, 2012

<sup>&</sup>lt;sup>1</sup>Will participate as a member of the en banc court pursuant to 3d. Cir. I.O.P. 9.6.4.



TMM/smw/cc: Mary Catherine Roper, Esq.

Molly M. Tack-Hooper, Esq.

Witold J. Walczak, Esq. Keely J. Espinar, Esq. John E. Freund, III, Esq. Wilson M. Brown, III, Esq.

Kathryn E. Deal, Esq. Wayne Pollock, Esq. Terry L. Fromson, Esq.