

REVISED

United States Court of Appeals  
for the Fifth Circuit

United States Court of Appeals  
Fifth Circuit

**FILED**

October 30, 2020

Lyle W. Cayce  
Clerk

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No. 19-10396

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MICHELLE COCHRAN,

*Plaintiff—Appellant,*

*versus*

SECURITIES AND EXCHANGE COMMISSION; JAY CLAYTON, IN  
HIS OFFICIAL CAPACITY AS CHAIRMAN OF THE U.S. SECURITIES  
AND EXCHANGE COMMISSION; WILLIAM P. BARR, U. S.  
ATTORNEY GENERAL, IN HIS OFFICIAL CAPACITY AS,

*Defendants—Appellees.*

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Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 4:19-CV-66

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ON PETITION FOR REHEARING EN BANC

(Opinion August 11, 2020, 5 CIR., 2020, 969 F.3D 507)

Before OWEN, *Chief Judge*, and JONES, SMITH, STEWART, DENNIS,  
ELROD, SOUTHWICK, HAYNES, GRAVES, HIGGINSON, COSTA,  
WILLETT, DUNCAN, ENGELHARDT, OLDHAM, and WILSON,  
*Circuit Judges*.<sup>1</sup>

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<sup>1</sup>Judge Ho is recused and did not participate in this decision.

PER CURIAM:

A member of the court having requested a poll on the petition for rehearing en banc, and a majority of the circuit judges in regular active service and not disqualified having voted in favor,

IT IS ORDERED that this cause shall be reheard by the court en banc with oral argument on a date hereafter to be fixed. The Clerk will specify a briefing schedule for the filing of supplemental briefs. Pursuant to 5<sup>th</sup> Cir.R. 41.3, the panel opinion in this case date August 11, 2020, is vacated.