

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 92-1175

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

TIMOTHY LYNN CALVERLEY,

Defendant-Appellant.

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Appeal from the United States District Court for the  
Northern District of Texas  
- - - - -

ON SUGGESTION FOR REHEARING EN BANC  
(Opinion December 29, 1993, 5 Cir., 1993, \_\_\_\_\_F.3d,\_\_\_\_\_)

(February 18, 1994)

Before POLITZ, Chief Judge, KING, GARWOOD, JOLLY, HIGGINBOTHAM,  
DAVIS, JONES, SMITH, DUHÉ, WIENER, BARKSDALE, EMILIO M.  
GARZA, and DeMOSS, Circuit Judges.

BY THE COURT:

A member of the Court in active service having requested  
a poll on the suggestion for rehearing en banc and a majority of  
the judges in active service having voted in favor of granting a  
rehearing en banc,

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.