

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 18-10423

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LADONNA DEGAN; RIC TERRONES; JOHN MCGUIRE; REED HIGGINS;  
MIKE GURLEY; LARRY EDDINGTON; STEVEN MCBRIDE,

Plaintiffs - Appellants

v.

THE BOARD OF TRUSTEES OF THE DALLAS POLICE AND FIRE  
PENSION SYSTEM,

Defendant - Appellee

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

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ON PETITION FOR REHEARING EN BANC

(Opinion: April 27, 2020, 5 Cir., \_\_\_\_\_, \_\_\_\_\_ F.3d \_\_\_\_\_ )

Before BARKSDALE, SOUTHWICK, and HAYNES, Circuit Judges.

PER CURIAM:

( X ) Treating the Petition for Rehearing En Banc as a Petition for Panel Rehearing, the Petition for Panel Rehearing is DENIED. No member of the panel nor judge in regular active service of the court having requested that the court be polled on Rehearing En Banc (FED. R. APP. P. and 5<sup>TH</sup> CIR. R. 35), the Petition for Rehearing En Banc is DENIED.

- ( ) Treating the Petition for Rehearing En Banc as a Petition for Panel Rehearing, the Petition for Panel Rehearing is DENIED. The court having been polled at the request of one of the members of the court and a majority of the judges who are in regular active service and not disqualified not having voted in favor (FED. R. APP. P. and 5<sup>TH</sup> CIR. R. 35), the Petition for Rehearing En Banc is DENIED.

ENTERED FOR THE COURT: (Dated 5/22/20)

/s/ Catharina Haynes  
UNITED STATES CIRCUIT JUDGE