

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

United States Court of Appeals  
Fifth Circuit

**FILED**

June 15, 2018

Lyle W. Cayce  
Clerk

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No. 16-41218

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UNITED STATES OF AMERICA,

Plaintiff – Appellee

v.

FREDIS ALBERTO REYES-CONTRERAS, also known as  
Alberto Contreras-Romero,

Defendant – Appellant

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

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ON PETITION FOR REHEARING EN BANC

(Opinion February 6, 2018, 5 Cir., 2018, 882 F.3d 113)

Before STEWART, Chief Judge, JONES, SMITH, DENNIS, OWEN, ELROD,  
SOUTHWICK, HAYNES, GRAVES, HIGGINSON, COSTA, WILLETT, HO,  
DUNCAN and ENGELHARDT, Circuit Judges.

BY THE COURT:

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.