

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

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No. 97-8483

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D.C. Docket No. 1:96-CV-1584

ROBERT E. MCANDREW,

Plaintiff-Counter-Defendant-  
Appellant,

versus

LOCKHEED MARTIN CORPORATION, Successor in  
Interest to LOCKHEED-AERONAUTICAL SYSTEMS  
COMPANY, a division of LOCKHEED CORPORATION,

Defendant-Counter-Claimant-  
Appellee,

J. A. BLACKWELL, JR., T. A. GRAHAM, et al.,

Defendants-Appellees.

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

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(Opinion June 18, 1999, \_\_\_\_ F.3d \_\_\_\_, 11th Cir., 1999)

(August 11, 1999)

Before ANDERSON, Chief Judge, TJOFLAT, EDMONDSON, COX, BIRCH,  
DUBINA, BLACK, CARNES, BARKETT, HULL and MARCUS, Circuit Judges\*.

B Y T H E C O U R T :

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

IT IS ORDERED that the above cause shall be reheard by  
this court en banc. The previous panel's opinion is hereby  
VACATED.

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\*Senior U. S. Circuit Judge John C. Godbold has elected to participate in further proceedings in this matter pursuant to 28 U.S.C. § 46(c).