

[PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 01-13151

D.C. Docket No. 99-01332-CV

FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT AUGUST 7, 2002 THOMAS K. KAHN CLERK

BRIAN L. GRECH,

Plaintiff-Appellant,

versus

CLAYTON COUNTY, GEORGIA,

Defendant-Appellee.

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

(Opinion April 19, 2002, 288 F.3d. 1277, 11th Cir. 2002)

(August 7, 2002)

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

BY THE COURT:

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.

*Senior U. S. Circuit Judge Phyllis A. Kravitch may elect to participate in further proceedings in this matter pursuant to 28 U.S.C. § 46(c).