

[PUBLISH]

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

No. 01-14680

D. C. Docket No. 00-00070-CR

FILED
U.S. COURT OF APPEALS
ELEVENTH CIRCUIT
September 12, 2003
THOMAS K. KAHN
CLERK

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

RICHARD JUNIOR FRAZIER,

Defendant-Appellant.

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

(Opinion February 26, 2003, 322 F.3d 1262, 11th Cir. 2003)

(September 12, 2003)

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
whether this case should be reheard by the Court sitting 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.