

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 20-1632

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MERRY REED; PHILADELPHIA BAIL FUND

v.

FRANCIS BERNARD ARRAIGNMENT COURT MAGISTRATE JUDGES;  
SHEILA BEDFORD; KEVIN DEVLIN; JAMES O'BRIEN; CATERIA MCCABE;  
ROBERT STACK IN THEIR OFFICIAL CAPACITIES; PRESIDENT JUDGE  
PATRICK DUGAN IN HIS OFFICIAL CAPACITY; SHERIFF OF PHILADELPHIA

Francis Bernard, Sheila Bedford, Kevin Devlin,  
James O'Brien, Cateria McCabe and Robert Stack,

Appellants

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On Appeal from the United States District Court  
for the Eastern District of Pennsylvania  
District Court No: 2-19-cv-03110

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ORDER SUR PETITION  
FOR REHEARING EN BANC

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Present: SMITH, Chief Judge, AMBRO, CHAGARES, JORDAN,  
HARDIMAN, GREENAWAY, JR., SHWARTZ, KRAUSE, RESTREPO,  
BIBAS, PORTER, MATEY, and PHIPPS, Circuit Judges

A majority of the active judges having voted for rehearing en banc in the above captioned cases, it is ordered that the petition for rehearing is GRANTED. The Clerk of this Court shall list the case for rehearing en banc on May 19, 2021. The opinion and judgment entered September 29, 2020 are hereby vacated.

BY THE COURT,

s/D. Brooks Smith  
Chief Judge

Dated: January 11, 2021  
SLC/JK/cc: All Counsel of Record