

FILED

UNITED STATES COURT OF APPEALS

JUL 30 2018

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

CHARLES E. ORTEGO; et al.,

Plaintiffs-Appellants,

v.

LUMMI ISLAND SCENIC ESTATES
COMMUNITY CLUB, INC., a
Washington non-profit corporation; et al.,

Defendants-Appellees.

Nos. 17-35030
17-35372

D.C. No. 2:14-cv-01840-RSL
Western District of Washington,
Seattle

ORDER

Before: D.W. NELSON and WATFORD, Circuit Judges, and PREGERSON,*
District Judge.

The panel unanimously votes to deny the petition for panel rehearing. Judge Watford votes to deny the petition for rehearing en banc, and Judges Nelson and Pregerson so recommend. The full court has been advised of the petition for rehearing en banc, and no judge requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 35. The petition for panel rehearing and rehearing en banc, filed July 5, 2018, is DENIED.

* The Honorable Dean D. Pregerson, United States District Judge for the Central District of California, sitting by designation.