

**United States Court of Appeals**  
FOR THE DISTRICT OF COLUMBIA CIRCUIT

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**No. 12-5246****September Term, 2013****1:11-cv-00073-RBW****Filed On:** October 2, 2013

Mortgage Bankers Association,

Appellant

v.

Thomas E. Perez, Sued in his official capacity,  
Secretary of United States Department of  
Labor, et al.,

Appellees

**BEFORE:** Garland, Chief Judge; Henderson, Rogers, Tatel, Brown, Griffith,  
Kavanaugh, and Srinivasan, Circuit Judges; Sentelle, Senior Circuit  
Judge

**ORDER**

Upon consideration of the petition of appellees Jerome Nickols, Ryan Henry,  
and Beverly Buck for rehearing en banc, the response thereto, and the absence of a  
request by any member of the court for a vote, it is

**ORDERED** that the petition be denied.

**Per Curiam**

**FOR THE COURT:**  
Mark J. Langer, Clerk

BY: /s/  
Jennifer M. Clark  
Deputy Clerk