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FILED

## UNITED STATES COURT OF APPEALS

NOV 03 2017

## FOR THE NINTH CIRCUIT

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

TROY LAMBERT, on Behalf of Themselves and All Others Similarly Situated,

Plaintiff-Appellant,

v.

NUTRACEUTICAL CORP.,

Defendant-Appellee.

No. 15-56423

D.C. No. 2:13-cv-05942-AB-E Central District of California, Los Angeles

**ORDER** 

Before: PAEZ, BERZON, and CHRISTEN, Circuit Judges.

The panel has voted to deny the petition for rehearing en banc.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 35.

The petition for rehearing en banc is DENIED.