

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Nos. 01-9014 & 02-9001

MUMIA ABU-JAMAL,
a/k/a WESLEY COOK

Mumia Abu-Jamal,
Appellant at No 02-9001

v.

MARTIN HORN,
PENNSYLVANIA DIRECTOR OF CORRECTIONS;
CONNER BLAINE, SUPERINTENDENT, SCI GREENE;
DISTRICT ATTORNEY FOR PHILADELPHIA COUNTY;
THE ATTORNEY GENERAL OF THE
STATE OF PENNSYLVANIA,
Appellants at No. 01-9014

(D.C. Civ. No. 99-cv-5089)

SUR PETITION FOR REHEARING

Present: SCIRICA, Chief Judge,
SLOVITER, BARRY, AMBRO, FUENTES, SMITH,
CHAGARES, JORDAN, HARDIMAN and COWEN*, Circuit Judges.

The petition for rehearing filed by appellee/cross-appellant Mumia Abu-Jamal in the above-entitled case having been submitted to the judges who participated in the decision of this Court and to all the other available circuit judges of the circuit in regular

*As to panel rehearing only.

active service, and no judge who concurred in the decision having asked for rehearing, and a majority of the circuit judges of the circuit in regular service not having voted for rehearing, the petition for rehearing by the panel and the Court en banc, is denied. Judge Ambro would grant rehearing en banc.

BY THE COURT,

/s/ Anthony J. Scirica

Chief Judge

Dated: July 22, 2008

CMD/cc: Robert R. Bryan, Esq.

Judith L. Ritter, Esq.

Hugh J. Burns, Jr., Esq.

Ronald Eisenberg, Esq.

Christina Swarns, Esq.

Jill Elijah, Esq.