

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

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**No. 12-5038**

**September Term, 2012**

**1:10-cv-01962-FJS**

**Filed On: August 14, 2013**

Earle Arthur Partington,

Appellant

v.

James W. Houck, Vice Admiral, JAGC, USN,  
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 appellant's petition for rehearing en banc, 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