

United States Court of Appeals

FIFTH CIRCUIT
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LYLE W. CAYCE
CLERK

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February 20, 2015

No. 12-60264 - Taylor Bell, Et Al. vs.
Itawamba County School Board, Et Al.
USDC No. 1:11-CV-56

Dear Counsel,

Enclosed is the court's order filed February 19, 2015, directing this case be reheard en banc with oral argument.

Under Fifth Circuit Local Rule 41.3 this order vacates the previous opinion and judgment of this court and stays the mandate.

Appellants will have until March 23, 2015, to file an en banc brief, with a blue cover, with appellees' en banc brief, with a red cover, due in this office not later than April 22, 2015. The case will be heard during the week of May 11, 2015. Counsel for the parties will receive adequate notice as to the exact date and time for the presentation of the oral argument.

Please forward twenty (20) copies of your opening briefs and record excerpts previously filed, for the use of the en banc court. As you did previously, we request that all copies be spirally bound. **These additional copies are due in the Clerk's Office by no later than Tuesday, March 3, 2015.**

Very truly yours,

LYLE W. CAYCE, Clerk



By: _____

Geralyn A. Maher
Calendar Clerk
504-310-7630

Mr. Wilbur O. Colom
Mr. Benjamin Elmo Griffith

cc: Hon. Neal B. Biggers, Jr.
Mr. Scott Winston Colom
Mr. Michael Stephen Carr
Ms. Michele H. Floyd
Mr. Scott L. Sternberg

IN THE UNITED STATES COURT OF APPEALS

FOR THE FIFTH CIRCUIT

No. 12-60264

TAYLOR BELL; DORA BELL, individually and as mother of Taylor Bell,
Plaintiffs – Appellants

vs.

ITAWAMBA COUNTY SCHOOL BOARD; TERESA MCNEECE,
Superintendent of Education for Itawamba County, Individually and in her
official capacity; TRAE WIYGUL, principal of Itawamba Agricultural High
School, Individually and in his official capacity,
Defendants – Appellees

Appeals from the United States District Court for the
Northern District of Mississippi, Aberdeen

ON PETITION FOR REHEARING EN BANC
(Opinion December 12, 2014, 5 Cir., 2014, 774 F.3d 280)

Before STEWART, Chief Judge, JOLLY, DAVIS, JONES, SMITH, DENNIS,
CLEMENT, PRADO, OWEN, ELROD, SOUTHWICK, HAYNES, GRAVES,
HIGGINSON and COSTA, Circuit Judges.

BY THE COURT:

A member of the court having requested a poll on the petition for rehearing en banc, and a majority of the circuit judges in regular active service and not disqualified having voted in favor,

IT IS ORDERED that this cause shall be reheard by the court en banc with oral argument on a date hereafter to be fixed. The Clerk will specify a briefing schedule for the filing of supplemental briefs.