

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 83-1571

UNITED STATES OF AMERICA

v.

SERGE KOWALCHUK, a/k/a
SERHIJ KOWALCZUK,

Appellant

(C. A. No. 77-118)

Present: ALDISERT, Chief Judge, SEITZ, ADAMS, GIBBONS, HUNTER,
WEIS, GARTH, HIGGINBOTHAM, SLOVITER, BECKER, and
ROSENN,* Circuit Judges.

O R D E R

A majority of the active judges having voted for rehearing in banc in the above appeal, it is

ORDERED that the Clerk of this Court vacate the panel's opinion and the judgment entered thereon, and list the above case for rehearing before the court in banc at the convenience of the court.

BY THE COURT,

Arthur M. Cohen

Circuit Judge

DATED: NOV 1 1984

* As to panel rehearing only.

Editor's Note: The opinion of the United States Court of Appeals, Third Circuit in *United States v. Kowalchuk* published in the advance sheet at this citation, 744 F.2d 301-327, was withdrawn from the bound volume because rehearing en banc was granted and opinion vacated.