

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JAN 15 2021

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

JOHN DOE, One; et al.,

Plaintiffs-Appellants,

v.

CVS PHARMACY, INC.; et al.,

Defendants-Appellees,

and

CAREMARK RX, LLC; CVS HEALTH
CORPORATION,

Defendants.

No. 19-15074

D.C. No. 3:18-cv-01031-EMC
Northern District of California,
San Francisco

ORDER

Before: M. SMITH and HURWITZ, Circuit Judges, and BURGESS,* District Judge.

The panel unanimously voted to deny the petition for panel rehearing. Judge Smith and Judge Hurwitz voted to deny the petition for rehearing en banc, and Chief Judge Burgess so recommended. 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 panel rehearing and rehearing en banc is DENIED.

* The Honorable Timothy M. Burgess, Chief United States District Judge for the District of Alaska, sitting by designation.