

**UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT**

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At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 1<sup>st</sup> day of June, two thousand sixteen.

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Gardy Augustin, Heidi Kane, Mary Katherine Pugliese, Gregg Wills, Steven Roth, Oscar Avelar, Ralph Diliello, John Iaffaldano, Francis O'Day and Stuart Moskowitz, on behalf of themselves and others similarly situated,

**ORDER**

Docket No: 14-1388(L)  
14-1437 (CON)

Plaintiffs - Appellees - Cross-Appellants,

v.

Nassau County Sheriff's Department, Division of Correction, Nassau County, Joseph Jablonsky, Nassau County Sheriff,

Defendants - Appellants - Cross-Appellees.

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Appellants-Cross-Appellees Nassau County Sheriff's Department, Nassau County and Joseph Jablonsky filed a petition for panel rehearing, or, in the alternative, for rehearing *en banc*. The panel that determined the appeal has considered the request for panel rehearing, and the active members of the Court have considered the request for rehearing *en banc*.

IT IS HEREBY ORDERED that the petition is denied.

FOR THE COURT:  
Catherine O'Hagan Wolfe, Clerk

  
