

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JAN 3 2019

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

CHARLES E. WHITE, Jr.; JOHN P.
JACOBS; VERLAN D. HOOPES; NORA
L. PENNINGTON; JAMES A. RAY;
JEANNETTE A. FINLEY, individually and
as representative of a class of similarly
situated persons of the Chevron Employee
Savings Investment Plan,

Plaintiffs-Appellants,

v.

CHEVRON CORPORATION; ESIP
INVESTMENT COMMITTEE,

Defendants-Appellees.

No. 17-16208

D.C. No. 4:16-cv-00793-PJH
Northern District of California,
Oakland

ORDER

Before: HAWKINS and HURWITZ, Circuit Judges, and EATON,* Judge.

Judge Hurwitz has voted to deny the petition for rehearing en banc, and Judges Hawkins and Eaton so recommend. 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 rehearing en banc, Dkt. 47, is **DENIED**.

* Richard K. Eaton, Judge of the United States Court of International Trade, sitting by designation.