

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

MAY 12 2026

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

DENNIS HODGES, an individual,

Plaintiff - Appellant,

v.

TODD GLORIA, both in his personal
capacity and in his official capacity as the
Mayor of the City of San Diego,

Defendant - Appellee.

No. 24-7093

D.C. No.

3:23-cv-02065-W-MSB

Southern District of California,
San Diego

ORDER

Before: CALLAHAN and KOH, Circuit Judges, and BARKER, District Judge.*

Judge Callahan and Judge Koh vote to deny the petition for rehearing en banc. 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. 40. The petition for rehearing en banc is denied.

* The Honorable J. Campbell Barker, United States District Judge for the Eastern District of Texas, sitting by designation.