

THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 05-1002

LOUIS R. VALLIES, individually and on behalf of all similarly
situated vehicle buyers,

Appellant

v.

SKY BANK, an Ohio Bank licensed to do business in the
Commonwealth of Pennsylvania

Appellee

On Appeal from the United States District Court
for the Western District of Pennsylvania
(Dist. Ct. Case No. 01-cv-1438)

SUR PETITION FOR PANEL REHEARING

BEFORE: SMITH, STAPLETON and NYGAARD, Circuit Judges

The Petition for rehearing filed by the Appellee in the above-entitled
matter having been submitted to the judges who participated in the decision of
this court, is hereby **GRANTED**. A separate order amending the opinion in this
appeal will be filed separately.

It is so ordered.

By the Court,

/s/ Richard L. Nygaard

United States Circuit Judge

DATE: February 1, 2006