

PRECEDENTIAL

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 05-2553

A.W.

v.

THE JERSEY CITY PUBLIC SCHOOLS;
NEW JERSEY DEPARTMENT OF EDUCATION;
JEFFREY V. OSOWSKI, former Director, Division of Special Education;
BARBARA GANTWERK, Director, Office of Special Education Programs;
SILVIA ELIAS, former Executive Director of Pupil Personnel Services;
PRISCILLA PETROSKY, Associate Superintendent for Special Education;
JOHN IWANOWSKI; MARY HEPBURN; JOAN EDMISTON; DENISE BRAAK;
MARY MACEACHERN; EDWARD FAUERBACH, Learning Disabilities
Teacher-Consultants; NORMA CHRISOMALIS; GWENDOLYN JACKSON;
LINDA COLON; RONNE BASSMAN; WILLIAM RONZITTI;
ROXANNE JOHNSON, Supervisors of Special Education;
SHARNETTE GREEN, Teacher;
MELINDA ZANGRILLO, Coordinator of Compliance;
JANE DOE AND JOHN DOE (1)-(5),
all in their official and individual capacities

New Jersey Department of Education;
Jeffrey V. Osowski; Melinda Zangrillo;
Barbara Gantwerk,
Appellants

On Appeal from the United States District Court
for the District of New Jersey
D.C. Civil Action No. 01-cv-00140
(Honorable Jose L. Linares)

Present: SCIRICA, *Chief Judge*,
SLOVITER, McKEE, RENDELL, BARRY, AMBRO, FUENTES,
SMITH, FISHER, VAN ANTWERPEN and CHAGARES, *Circuit Judges*

ORDER

A majority of the active judges having voted for rehearing *en banc* in the above appeal, it is ordered that the Clerk of this Court list the above case for rehearing *en banc* at the convenience of the Court.

BY THE COURT,

/s/ Anthony J. Scirica

Chief Judge

DATED: September 28, 2006
CRG/cc: MCW, EAA, SML