

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 12-3249

MARK LEYSE,
Appellant

v.

BANK OF AMERICA, NATIONAL ASSOCIATION

On Appeal from the United States District Court
for the District of New Jersey

(D.N.J. No. 2-11-cv-07128)

SUR PETITION FOR PANEL REHEARING

Present: McKEE, *Chief Judge*, SMITH and GREENAWAY, Jr., *Circuit Judges*.

The petition for rehearing filed by Mark Leyse, Appellant in the above-entitled case having been submitted to the judges who participated in the decision of this Court, it is hereby O R D E R E D that the petition for rehearing by the panel is granted. The prior opinion and judgment are vacated. A subsequent opinion and judgment will be entered.

By the Court,

Theodore A. McKee

Chief Judge

Dated: October 3, 2013
SLC/cc: Todd C. Bank
Aytan Y. Bellin
David J. Fioccola
Adam J. Hunt
Mark P. Ladner
Kyle W.K. Mooney