

IN THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Nos. 02-2047 & 02-2213

LOUIS MICKENS-THOMAS

Appellant in No. 02-2213

v.

DONALD VAUGHN, SUPERINTENDENT;
PENNSYLVANIA BOARD OF PROBATION AND PAROLE;
THE PENNSYLVANIA BOARD OF PARDONS;
THE ATTORNEY GENERAL OF THE STATE OF
PENNSYLVANIA

Pennsylvania Board of Probation and Parole

Appellant in No. 02-2047

Appeal from the United States District Court
For the Eastern District of Pennsylvania
D.C. No.: 99-6161
District Judge: Honorable Ronald L. Buckwalter

Before: SLOVITER, McKEE, and ROSENN, Circuit Judges.

(Opinion Filed February 21, 2003)

ORDER AMENDING OPINION

The slip opinion in the above case is hereby amended as follows to delete references to the record which were inserted for the convenience of the panel only:

1. On page 6, in the first full paragraph, line 12, remove "App. 284."
2. On page 6, in the second paragraph, beginning on line 3, remove "App. 285."
On line 5 of that paragraph, add a comma after "Policy."

3. On page 7, line 3, delete “App. 243.”
4. On page 7, in the first full paragraph, line 7, insert a hyphen between Board” and “authored.”
5. On page 7, in the first full paragraph , line 11, delete “App. 256.” At the end of that paragraph, delete “App. 246.”
6. On page 7, in the second full paragraph, line 3, delete “App. 252.” Also in that paragraph, beginning on line 7, delete “App. 52.” Also in that paragraph, the next to last line, insert a comma after “Policy.”
7. On page 8, line 4 of text, delete “App. 246.”
8. On page 8, in the first full paragraph, line 5, delete “App. 256.” In that same paragraph, line 11, delete “App. 247.” At the end of that paragraph, delete “App. 249.”
9. On page 8, the second full paragraph, line 13, delete “App. 254.”
10. On page 9, at the end of the first full paragraph, delete “App. 297.”
11. On page 9, the second full paragraph, line 7, delete “App. 326.” In that paragraph, line 10, delete “App. 343.” In that paragraph, line 14, delete “App. 351.”
12. On page 10, line 9, delete “App. 219.”
13. On page 10, part B, the first full paragraph, line 7, delete “App. 663.”
14. On page 11, line 2, delete “App. 432.”
15. On page 11, beginning at line 4, delete “See Department of Corrections Vote Sheet, March 11, 1996, App. 631.”
16. On page 11, line 10, delete “App. 44.”
17. On page 11, line 17, delete “App. 441.”
18. On page 11, beginning on line 21, delete “App. 52; Board Reply Brief 14.”
19. On page 12, line 8, delete “App. 434.”
20. On page 12, the first full paragraph, line 7, delete “App. 634.” At the end of that paragraph, delete “App. 424.”
21. On page 12, the second full paragraph, line 5, delete “App. 440.”
22. On page 12, footnote 12, line 2, delete “App. 248.”
23. On page 13, line 9, delete “App. 426.” At the end of that paragraph, delete “App. 634.”
24. On page 13, the first full paragraph, line 3, delete “App. 623.” In that paragraph, line 12, delete “App. 649a.” Also, at line 15, delete “App. 650.”
25. On page 13, the last paragraph, line 6, delete “App. 439.” Also, on line 10, delete “App. 624.”
26. On page 14, line 11, delete “App. 415.”
27. On page 14, the first full paragraph, line 5, delete “App. 414.”
28. On page 16, line 4, delete “(p. 14).”
29. On page 16, the last paragraph, line 8, delete “Board Brief at 11-12.”
30. On page 18, the first full paragraph, line 4, delete “App. 187.” Also in that paragraph, line 13, delete “App. 185.”
31. On page 19, the second full paragraph, line 15, correct “vis-a-vis” to be “vis-a-vís.”

32. On page 19, at the end of footnote 14, delete “App. 253.”
33. On page 21, line 10, delete “Board Brief at 17.”
34. On page 22, line 2, delete “Board Reply Brief at 21.”
35. On page 22, part C, line 1, insert “soon” before “after.” In line 2, delete “soon thereafter.”
36. On page 25, the first full paragraph, line 5, delete “Board Reply Brief at 26.”
37. On page 25, the second full paragraph, line 5, delete “App. 623.”
38. On page 27, part D, line 11, “new” should be enclosed in brackets rather than parentheses.
39. On page 28, part E, line 4, delete “Board Brief at 10-11.”

BY THE COURT:

Circuit Judge

Dated: