

PRECEDENTIAL

Filed May 13, 2003

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

NO. 02-2194

OMNIPOINT COMMUNICATIONS ENTERPRISES, L.P.,
Appellant

v.

ZONING HEARING BOARD OF EASTTOWN TOWNSHIP
(D.C. Civil No. 99-cv-2080)

Present: SLOVITER, McKEE and ROSENN, *Circuit Judges*

O R D E R

After consideration of the Petition for Rehearing and the Answer, the panel in the above case has decided to grant panel rehearing which it will do on the basis of the written submissions already provided by the parties. The opinion dated February 12, 2003 is hereby vacated.

By the Court,

/s/ Dolores K. Sloviter
Circuit Judge

Dated: May 13, 2003

A True Copy:
Teste:

*Clerk of the United States Court of Appeals
for the Third Circuit*