

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No: 03-4602

UNITED STATES OF AMERICA

v.

AARON TAYLOR,
Appellant

Appeal from the United States District Court
for the Eastern District of Pennsylvania
(Crim. No. 02-cr-00066-1)
District Court: Hon. R. Barclay Surrick

Submitted Pursuant to Third Circuit LAR 34.1(a)
November 18, 2004

Before: SCIRICA, Chief Judge,
and McKEE and CHERTOFF, * Circuit Judges.

ORDER AMENDING OPINION

IT IS HEREBY ORDERED that the slip opinion filed in this case on June 16,
2005, be amended by deleting footnote n.3.

BY THE COURT

/s/ Theodore A. McKee
Circuit Judge

* This case was originally submitted before the three-judge panel of Scirica, *Chief Judge*, McKee and Chertoff, *Circuit Judges*. However, Judge Chertoff subsequently resigned from the court before this opinion was filed. Because the remaining two judges agreed on the opinion and disposition of the case, it was not necessary to assign a third judge. *Liner v. Phelps*, 731 F.2d 1201 (5th Cir.1984); *Murray v. Nat'l Broadcasting Co.*, 35 F.3d 45 (2nd Cir.1994). The decision is therefore filed by a quorum of the panel. 28 U.S.C. §§ 46(d).

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Dated: November 14, 2005
SLC/cc: David L. McColgin, Esq.
Elizabeth T. Hey, Esq.
Joel D. Goldstein, Esq.