

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

---

No. 23-2356

---

UNITED STATES OF AMERICA

v.

TYRONE MITCHELL, a/k/a FOX,  
Appellant

---

(E.D. Pa. No. 2:12-cr-00172-001)

---

SUR PETITION FOR REHEARING

---

Present: CHAGARES, Chief Judge, JORDAN, HARDIMAN, SHWARTZ, KRAUSE,  
RESTREPO, BIBAS, PORTER, MATEY, PHIPPS, FREEMAN,  
MONTGOMERY-REEVES, CHUNG, and AMBRO\*, Circuit Judges

The petition for rehearing filed by Appellant in the above-entitled case having been submitted to the judges who participated in the decision of this Court, it is hereby **ORDERED** that the petition for rehearing by the panel is **GRANTED**. The Clerk is directed to file the amended opinion contemporaneously with this order. As the revisions do not affect the disposition of the appeal, the judgment will remain as filed.

---

\* Judge Ambro's vote is limited to panel rehearing only.

A majority of the judges of the circuit in regular service not having voted for rehearing,  
the petition for rehearing by the Court en banc is **DENIED**.

BY THE COURT,

s/ Stephanos Bibas  
Circuit Judge

Date: October 24, 2024

Tmm/cc: Peter Goldberger, Esq.

Robert A. Zauzmer, Esq