

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

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No. 25-2574

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MEMPHIS STREET ACADEMY CHARTER SCHOOL AT J.P. JONES; PATRICE RODGERS, on her own behalf, and on behalf of her minor child GR; NICAURIS ESTEVES, on her own behalf, and on behalf of her minor child EE; TAWANDA PATTON, on her own behalf, and on behalf of her minor child TP; NASHEEYA BURCH, on her own behalf, and on behalf of her minor child NB; VALERIANO GLORIA, on her own behalf, and on behalf of her minor child VG; DENISSE PELUYERA, on her own behalf, and on behalf of her minor children KS, PN, JR; LUIS VELAZQUAS, on his own behalf, and on behalf of his minor children LV and NV,  
Appellants

v.

SCHOOL DISTRICT OF PHILADELPHIA

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(E.D. Pa. No. 2:22-cv-02760)

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SUR PETITION FOR REHEARING

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Present: SHWARTZ, BIBAS, and PHIPPS, 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 vacate the opinion and judgement entered on March 5, 2026 and then file the amended opinion and re-enter the judgment.

The petition for rehearing in the above-entitled case having also been submitted to all the available circuit judges of the circuit in regular active service, and 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/Patty Shwartz  
Circuit Judge

Dated: April 7, 2026  
JK/cc: All Counsel of Record