

IOP 6.6 | CLERK NOTIFICATION

When a judge requests en banc consideration either on a party motion or on a judge or panel sua sponte request for en banc consideration, the judge shall promptly notify the clerk. The clerk shall immediately identify the case as one containing a judge's request for en banc consideration, and no order denying rehearing shall issue until notice from the chief judge to the clerk.

If the clerk is notified of a request for en banc consideration prior to release of a panel opinion, the opinion shall not be released until conclusion of proceedings on the en banc request by the court.

