

United States Court of Appeals For the First Circuit

No. 11-1843

MINGHUA CHEN,

Petitioner,

v.

HILDA L. SOLIS, Secretary of Labor for the Department of Labor,

Respondent,

DANA-FARBER CANCER INSTITUTE,

Intervenor.

Before

Lynch, Chief Judge,
Torruella, Boudin, Howard and Thompson,
Circuit Judges.

ORDER OF COURT

Entered: October 26, 2012

Pursuant to First Circuit Internal Operating Procedure X(C), the petition for rehearing en banc has also been treated as a petition for rehearing before the original panel. The petition for rehearing having been denied by the panel of judges who decided the case and the petition for rehearing en banc having been submitted to the active judges of this court and a majority of the judges not having voted that the case be heard en banc, it is ordered that the petition for rehearing and petition for rehearing en banc be denied.

By the Court:

/s/ Margaret Carter, Clerk.

cc:

Minghua Chen
James J. Horgan
Frank E. Reardon
Jennifer S. Brand
Michael D. Felsen
Megan E. Guenther
Mary J. Rieser
M. Patricia Smith