

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

DEC 10 2024

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

MENDOCINO RAILWAY, a California  
corporation,

Plaintiff-Appellant,

v.

JACK AINSWORTH, in his official capacity  
as Executive Director of the California  
Coastal Commission; CITY OF FORT  
BRAGG, a California municipal corporation,

Defendants-Appellees.

No. 23-15857

D.C. No. 4:22-cv-04597-JST  
Northern District of California,  
Oakland

ORDER

Before: S.R. THOMAS, CALLAHAN, and SANCHEZ, Circuit Judges.

The panel has voted to deny the petition for panel rehearing. Judge Callahan and Judge Sanchez voted to deny the petition for rehearing en banc and Judge Thomas so recommends. The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 40.

The petition for panel rehearing and the petition for rehearing en banc are denied.