

United States Court of Appeals

For the Seventh Circuit

Chicago, Illinois 60604

July 25, 2018

By the Court:*

No. 17-1727

SCOTT SCHMIDT,
Petitioner-Appellant,

v.

BRIAN FOSTER,
Respondent-Appellee.

Appeal from the United States District
Court for the Eastern District of Wisconsin.

No. 13-CV-1150

Charles N. Clevert, Jr.
Judge.

ORDER

Respondent-Appellee Brian Foster's petition for rehearing en banc is **GRANTED**. The panel's opinion and judgment issued May 29, 2018 are **VACATED**. By separate order, the court will set a date for oral argument en banc.

* Circuit Judge Michael B. Brennan did not participate in the consideration of this petition for rehearing or rehearing en banc.