

FILED: June 28, 2022

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 21-1906
(3:20-cv-00099-FDW-DCK)

B-21 WINES, INC.; JUSTIN HAMMER; BOB KUNKLE; MIKE RASH; LILA RASH

Plaintiffs - Appellants

v.

HANK BAUER, Chair, North Carolina Alcoholic Beverage Control Commission

Defendant - Appellee

and

JOSHUA STEIN, Attorney General of North Carolina

Defendant

CENTER FOR ALCOHOL POLICY; NORTH CAROLINA ASSOCIATION OF ABC BOARDS; AMERICAN BEVERAGE LICENSEES; NC BEER & WINE WHOLESALERS ASSOCIATION; WINE & SPIRITS WHOLESALERS OF AMERICA, INCORPORATED

Amici Supporting Appellee

O R D E R

The court denies the petition for rehearing and rehearing en banc. No judge requested a poll under Fed. R. App. P. 35 on the petition for rehearing en banc.

Upon consideration of submissions relative to the motion for leave to file an amicus curiae brief in support of appellants' petition for rehearing en banc, the court denies the motion as moot.

Entered at the direction of the panel: Judge Wilkinson, Judge King and Judge Quattlebaum.

For the Court

/s/ Patricia S. Connor, Clerk