

CHERYL J HOPWOOD; ET AL, Plaintiffs; CHERYL J HOPWOOD, Plaintiff - Appellant-Cross-Appellee v. STATE OF TEXAS; BOARD OF REGENTS OF THE TEXAS STATE UNIVERSITY SYSTEM; LARRY R FAULKNER, President of the University of Texas at Austin in his official capacity; UNIVERSITY OF TEXAS SCHOOL OF LAW; M MICHAEL SHARLOT, Dean of the University of Texas School of Law in his official capacity; STANLEY M JOHANSON, Assistant Dean, in his official capacity; THE UNIVERSITY OF TEXAS AT AUSTIN, Defendants - Appellees-Cross-Appellants-Cross-Appellees; DOUGLAS CARVELL; ET AL, Plaintiffs; DOUGLAS CARVELL, Plaintiff - Appellant-Cross-Appellee and KENNETH ELLIOTT; DAVID ROGERS, Plaintiffs - Appellees-Cross-Appellant v. STATE OF TEXAS; REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM; RITA CROCKER CLEMENTS; DONALD L EVANS; PATRICK C OXFORD; A W RITER, JR; A R SANCHEZ; WOODY L HUNT; CHARLES MILLER; RAUL R ROMERO; TOM LOEFFLER, as members of the board, Defendants - Appellees-Cross-Appellants-Cross-Appellees

No. 98-50506

UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

248 F.3d 1141; 2001 U.S. App. LEXIS 1492

January 17, 2001, Filed

NOTICE: [*1] DECISION WITHOUT PUBLISHED OPINION

PRIOR HISTORY: Appeals from the United States District Court for the Western District of Texas, Austin. Original Opinion of December 21, 2000, Reported at: *2000 U.S. App. LEXIS 33523*.

JUDGES: Before WIENER and STEWART, Circuit Judges, and LITTLE, District Judge. *

* District Judge of the Western District of Louisiana, sitting by designation.

OPINION BY: Jacques L. Wiener, Jr.

OPINION

ON PETITIONS FOR REHEARING EN BANC

PER CURIAM:

Treating the Petitions for Rehearing En Banc as Petitions for Panel Rehearing, the Petitions for Panel Rehearing are DENIED. No member of the panel nor judge in regular active service of the court having requested that the court be polled on Rehearing En Banc (FED. R. APP. P. and 5TH CIR. R. 35), the Petitions for Rehearing En Banc are DENIED.

ENTERED FOR THE COURT:

Jacques L. Wiener, Jr.

United States Circuit Judge

Judges Politz and Higginbotham did not participate in the consideration of the petition for rehearing en banc.