

FILED: May 18, 2026

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 24-2079  
(1:22-cv-01272-LMB-IDD)

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ISAIAH WILKINS; CAROL COE; NATALIE NOE; MINORITY VETERANS  
OF AMERICA

Plaintiffs - Appellees

v.

PETE HEGSETH, in his official capacity as Secretary of Defense; DANIEL  
DRISCOLL, in his official capacity as Secretary of the Army

Defendants - Appellants

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CENTER FOR HIV LAW AND POLICY; NATIONAL ALLIANCE OF STATE  
& TERRITORIAL AIDS DIRECTORS; AMERICAN CIVIL LIBERTIES  
UNION; AMERICAN CIVIL LIBERTIES UNION OF VIRGINIA; WHITMAN-  
WALKER CLINIC, INC.; COMMUNITY RESOURCE INITIATIVE; SERO  
PROJECT; INSTITUTE FOR JUSTICE

Amici Supporting Appellees

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ORDER

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On a poll of the court requested by a judge, the majority of judges in active service and not disqualified voted to grant the petition for rehearing en banc,

IT IS ORDERED that rehearing en banc is granted.

The parties shall file 16 additional paper copies of their briefs and appendices previously filed in this case within 10 days.

This case is tentatively scheduled for oral argument at the next available court session.

For the Court

/s/ Nwamaka Anowi, Clerk