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FILED

## UNITED STATES COURT OF APPEALS

NOV 29 2012

FOR THE NINTH CIRCUIT

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

ADAM RICHARDS; SECOND AMENDMENT FOUNDATION; CALGUNS FOUNDATION, INC.; BRETT STEWART,

Plaintiffs - Appellants,

v.

ED PRIETO; COUNTY OF YOLO,

Defendants - Appellees.

No. 11-16255

D.C. No. 2:09-cv-01235-MCE-DAD Eastern District of California, Sacramento

**ORDER** 

At oral argument, the parties should be prepared to discuss the significance, if any, of the absence of the State of California in this appeal. *See* 28 U.S.C. § 2403; Fed. R. Civ. P. 5.1.

FOR THE COURT:

MOLLY C. DWYER CLERK OF COURT

By: Kwok Wong Deputy Clerk