UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

FILED

OCT 26 2010

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

KRISTIN M. PERRY; et al.,

Plaintiffs - Appellees,

CITY AND COUNTY OF SAN FRANCISCO,

Plaintiff - Intervenor-

v.

Appellee,

ARNOLD SCHWARZENEGGER, in his official capacity as Governor of California; et al.,

Defendants,

and

DENNIS HOLLINGSWORTH; et al.,

Defendants -Intervenors-Appellants.

No. 10-16696

D.C. No. 3:09-cv-02292-VRW U.S. District Court for Northern California, San Francisco

ORDER

The amicus brief submitted by Rebecca L. Brown, Daniel A. Farber, Andrew Koppelman, Kenneth L. Karst, William N. Eskridge and Bruce A. Ackerman on October 25, 2010 is filed.

Within 7 days of this order, amici curiae are ordered to file 7 copies of the brief in paper format, with a green cover, accompanied by certification (attached to the end of each copy of the brief) that the brief is identical to the version submitted electronically. A sample certificate is available on the Court's website, www.ca9.uscourts.gov, at the Electronic Filing - ECF link.

FOR THE COURT:

Molly C. Dwyer Clerk of Court

Gretchen Lois Sumera Deputy Clerk