

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**  
NOV 02 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-  
Appellee,

v.

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 order filed November 2, 2010 is vacated as issue in error. The motion to file the oversized reply brief is referred to the panel for disposition.

FOR THE COURT:

Molly C. Dwyer  
Clerk of Court

Gretchen Lois Sumera  
Deputy Clerk