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**VIA E-MAIL**

Ms. Molly C. Dwyer  
Clerk of the Court  
United States Court of Appeals  
for The Ninth Circuit  
P. O. Box 193939  
San Francisco, CA 94119-3939

Re: **Perry v. Brown, No. 10-16696**

Dear Ms. Dwyer:

Accompanying this letter is a courtesy copy of the Application to File Amici Curiae Brief and the [Proposed] Amici Curiae Brief of Jon B. Eisenberg and Professor Laurie L. Levenson, submitted to the Supreme Court of California in its Case No. S189476.

Respectfully Submitted,

/s/ Laura W. Brill

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Jon B. Eisenberg  
Professor Laurie L. Levenson

Encl.