

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

SEP 4 2018

FOR THE NINTH CIRCUIT

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

MOUNTAIN RIGHT TO LIFE, INC., DBA
Pregnancy and Family Resource Center; et
al.,

Plaintiffs-Appellants,

v.

XAVIER BECERRA, Attorney General of
the State of California, in his official
capacity,

Defendant-Appellee.

No. 16-56130

D.C. No.

5:16-cv-00119-TJH-SP

ORDER*

On Remand From the United States Supreme Court

Submitted August 31, 2018**

Before: LIPEZ,*** BEA, and HURWITZ, Circuit Judges.

In light of the judgment of the Supreme Court, the memorandum disposition

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

** The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

*** The Honorable Kermit Victor Lipez, United States Circuit Judge for the First Circuit, sitting by designation.

of this court dated June 19, 2017 is **VACATED**. The judgment of the district court is also **VACATED** and this case is **REMANDED** to that court for reconsideration in light of *National Institute of Family and Life Advocates v. Becerra*, 585 U. S. _____ (2018).

VACATED AND REMANDED.