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 12 IN THE UNITED STATES DISTRICT COURT
 13 FOR THE EASTERN DISTRICT OF CALIFORNIA
 14

15 **RICHARD M. GILMAN, et al.,**)
 16 Plaintiffs,)
 17 v.)
 18 **EDMUND G. BROWN, Jr.,**)
 19 **et al.,**)
 20 Defendants.)
 21 _____)

No. Civ. S 05-830 LKK GGH

**PLAINTIFFS' EX PARTE REQUEST
 FOR PERMISSION TO CONTACT
 STATISTICAL EXPERT RICHARD
 BERK**

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 23 By order filed August 31, 2011, this Court appointed Professor Richard Berk to provide
 24 an opinion regarding the evidence relative to Plaintiffs' Motion for Preliminary Injunction.
 25 In that order, the Court stated that neither the plaintiffs nor the defendants could communicate
 26 directly with Professor Berk.

27 Today, the Court denied the Plaintiffs' Motion for Preliminary Injunction.
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