



Office of the Clerk
United States Court of Appeals for the Ninth Circuit
Post Office Box 193939
San Francisco, California 94119-3939
415-355-8000

Molly C. Dwyer
Clerk of Court

December 10, 2013

No.: 13-17505
D.C. No.: 3:13-cv-03664-CRB
Short Title: Bank of New York Mellon, et al v. City of Richmond,
California, et al

Dear Appellants/Counsel

A copy of your notice of appeal/petition has been received in the Clerk's office of the United States Court of Appeals for the Ninth Circuit. The U.S. Court of Appeals docket number shown above has been assigned to this case. You must indicate this Court of Appeals docket number whenever you communicate with this court regarding this case.

Please furnish this docket number immediately to the court reporter if you place an order, or have placed an order, for portions of the trial transcripts. The court reporter will need this docket number when communicating with this court.

The due dates for filing the parties' briefs and otherwise perfecting the appeal have been set by the enclosed "Time Schedule Order," pursuant to applicable FRAP rules. These dates can be extended only by court order. Failure of the appellant to comply with the time schedule order will result in automatic dismissal of the appeal. 9th Cir. R. 42-1.

Payment of the \$505 U.S. Court of Appeals docket fee is past due. Appellants shall correct this deficiency **within 14 days**. Failure to respond to this order within the time set out will result in the dismissal of the appeal for failure to prosecute. See 9th Cir. R. 42-1. The fee is payable to the Clerk of the District Court, the Tax Court or the Bankruptcy Appellate Panel.

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

DEC 10 2013

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

BANK OF NEW YORK MELLON, as Trustee, on behalf of the Trusts listed in Exhibit A, FKA Bank of New York; BANK OF NEW YORK MELLON TRUST COMPANY, N.A., as Trustee, on behalf of the Trusts listed in Exhibit A, FKA Bank of New York Trust Company, N.A.; U.S. BANK NATIONAL ASSOCIATION, as Trustee, on behalf of the Trusts listed in Exhibit B; WILMINGTON TRUST, NATIONAL ASSOCIATION, as Trustee, on behalf of the Trusts listed in Exhibit C; WILMINGTON TRUST COMPANY, as Trustee, on behalf of the Trusts listed in Exhibit C,

Plaintiffs - Appellants,

v.

CITY OF RICHMOND, CALIFORNIA, a municipality; RICHMOND CITY COUNCIL; MORTGAGE RESOLUTION PARTNERS L.L.C., a Delaware limited liability company; GORDIAN SWORD LLC, a Delaware limited liability company,

Defendants - Appellees.

No. 13-17505

D.C. No. 3:13-cv-03664-CRB
U.S. District Court for Northern California, San Francisco

TIME SCHEDULE ORDER

The parties shall meet the following time schedule.

If there were reported hearings, the parties shall designate and, if necessary, cross-designate the transcripts pursuant to 9th Cir. R. 10-3.1. If there were no reported hearings, the transcript deadlines do not apply.

- | | |
|--------------------------------|---|
| Tue., December 17, 2013 | Mediation Questionnaire due. If your registration for Appellate ECF is confirmed after this date, the Mediation Questionnaire is due within one day of receiving the email from PACER confirming your registration. |
| Wed., January 8, 2014 | Transcript shall be ordered. |
| Fri., February 7, 2014 | Transcript shall be filed by court reporter. |
| Wed., March 19, 2014 | Appellants' opening brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1. |
| Fri., April 18, 2014 | Appellee's answering brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1. |

The optional appellants' reply brief shall be filed and served within fourteen days of service of the appellee's brief, pursuant to FRAP 32 and 9th Cir. R. 32-1.

Failure of the appellants to comply with the Time Schedule Order will result in automatic dismissal of the appeal. See 9th Cir. R. 42-1.

FOR THE COURT:
Molly C. Dwyer
Clerk of Court

Isidro Vargas
Deputy Clerk