

Law Offices of Donald Kilmer

A Professional Corporation

---

1645 Willow Street, Suite 150  
San Jose, California 95125  
E-Mail: Don@DKLawOffice.com  
Phone: 408/264-8489  
Fax: 408/264-8487

July 6, 2011

Via: E-File

U.S. Court of Appeals for the Ninth Circuit  
95 7<sup>th</sup> Street  
San Francisco, California 94103-1526

Re: Nordyke, et al., v. King, et al., Case No.: 07-15763

Before: Arthur L. Alarcon, Diarmuid F. O'Scannlain and  
Ronald M. Gould

Status: A Petition for Rehearing and/or Rehearing En  
Banc is pending. The Defendant-Appellees have  
been ordered to file a response to the petition.

Action: Distribute this Fed. R. App. Proc. Rule 28(j)  
letter as appropriate given the current status of  
the case.

Your Honors:

Earlier today, Appellants filed a Fed. R. App. Proc. Rule 28(j) letter  
citing *Brown v. Entertainment Merchants Association*, 564 U.S. \_\_\_\_,  
filed on June 27, 2011. Docket # 187.

The letter contains a mis-spelled word at the top of page two. That  
sentence should read:

This hypothesis that the mere presence of firearms ....

Instead of:

This hypophysis that the mere presence of firearms ....

My apologies for any confusion to the parties and to the Court.

Respectfully Submitted,  
/s/  
Donald Kilmer  
Attorney for Appellants

**CERTIFICATE OF SERVICE**

On this, July 6, 2011, I served the foregoing NOTICE OF SUPPLEMENTAL AUTHORITY - Errata Memorandum, by electronically filing it with the Court's ECF/CM system, which generated a Notice of Filing and effects service upon counsel for all parties in the case. [By agreement, hard-copy service of County Counsel Richard Winnie has been waived by T. Peter Peirce, Attorney of Record for Appellees.]

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 6, 2011.

/s/ Donald Kilmer  
Attorney of Record for Appellants