IN THE
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

Case No. 10-36094

MONTANA SHOOTING SPORTS ASSOCIATION, SECOND AMENDMENT FOUNDATION, Inc., and GARY MARBUT
Plaintiffs/Appellants,

and

STEVE BULLOCK, Montana Attorney General,
Intervenor,

vs.

ERIC H. HOLDER, Jr.,
Attorney General of the United States
Defendant/Appellee.

On Appeal from the United States District Court
For the District of Montana, Missoula Division
The Hon. Donald W. Molloy, Presiding District Judge

APPELLANTS UNOPPOSED MOTION TO RESCHEDULE HEARING

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For Appellee

MOTION

Appellants Montana Shooting Sports Association, Second Amendment Foundation, Inc., and Gary Marbut ("Appellants"), respectfully request the Court reset the hearing currently scheduled for October 9, 2012 at 9:30 a.m., to a date convenient for the court in November, 2012.

The reason for Appellants' counsel's request is that he has three separate jury trials in the month of October and therefore will not have the time to travel and prepare for a hearing in Seattle on October 9, 2012.

Counsel for Appellee and Intevenor have been contacted and do not object to Appellant's motion.

RESPECTFULLY SUBMITTED this 3rd day of August, 2012.

SULLIVAN, TABARACCI & RHOADES, P.C.

By: /s/ Quentin M. Rhoades
Quentin M. Rhoades
For Appellants

CERTIFICATION OF COMPLIANCE
REQUIRED BY CIRCUIT RULE 32(e)(4)

Pursuant to FED. R. APP. P. 28.1(e)(2) and 32(a)(7)(C) and Ninth Circuit Rule 32-1, the undersigned certifies that the attached Principal Brief is proportionately spaced, has a typeface of Century 14 points or more and contains 93 words and no more than 93 words per page.

Dated this 3rd day of August, 2012.

Respectfully Submitted,
SULLIVAN, TABARACCI & RHOADES, P.C.

By: /s/ Quentin M. Rhoades
Quentin M. Rhoades
For Appellants

CERTIFICATE OF SERVICE

This is to verify that on this 3rd day of August, 2012, a copy of the foregoing was duly served on the following persons by the following means:

__1___ CM/ECF
_____ Hand Delivery
__2___ Mail
_____ Overnight Delivery Service
_____ Certified Return Receipt Requested Mail
_____ Registered Mail
_____ Fax
_____ E-Mail

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