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MARCIA M. WALDRON  
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**UNITED STATES COURT OF APPEALS**

FOR THE THIRD CIRCUIT  
21400 UNITED STATES COURTHOUSE  
601 MARKET STREET  
PHILADELPHIA, PA 19106-1790  
Website: [www.ca3.uscourts.gov](http://www.ca3.uscourts.gov)

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January 16, 2013

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RE: Jeffrey Muller v. Philip Maenza  
Case Number: 12-1150  
District Case Number: 2-10-cv-06110

Dear Counsel:

The Court observes that since the parties submitted their briefs, the Courts of Appeal for the Second and Seventh Circuits have issued decisions that potentially bear on the issues presented in this case. *See Moore v. Madigan*, --- F.3d ---, 2012 WL 6156062, at \*1 (7th Cir. Dec. 11, 2012); *Kachalsky v. Cnty. of Westchester*, 701 F.3d 81 (2d Cir. 2012). The Court hereby orders the parties to file supplemental briefs addressing these decisions. The briefs shall not exceed ten double-spaced pages and are to be filed **not later than Monday, January 28, 2013**.

Very truly yours,

*Marcia M. Waldron*

Marcia M. Waldron, Clerk

By: *Tiffany Washington*  
Tiffany Washington, Calendar Clerk  
267-299-4905