

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT, DIVISION FOUR

PAULA FISCAL, LARRY P.
BARSETTI, REBECCA KIDDER,
DANA DRENKOWSKI, JOHN
CANDIDO, ALAN BYARD,
ANDREW SIRKIS, NATIONAL
RIFLE ASSOCIATION, SECOND
AMENDMENT FOUNDATION,
CALIFORNIA ASSOCIATION OF
FIREARMS RETAILERS, LAW
ENFORCEMENT ALLIANCE OF
AMERICA, and SAN FRANCISCO
VETERAN POLICE OFFICERS
ASSOCIATION,

Plaintiffs/Respondents,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, SAN FRANCISCO
POLICE CHIEF HEATHER FONG,
and SAN FRANCISCO POLICE
DEPARTMENT, and Does 1-25,

Defendants/Appellants.

Case No. A115018

(San Francisco Superior Court
No. 505960)

NOTICE OF UNAVAILABILITY OF COUNSEL

The Honorable Paul H. Alvarado

DENNIS J. HERRERA, State Bar #139669
City Attorney
WAYNE SNODGRASS, State Bar #148137
Deputy City Attorney
#1 Dr. Carlton B. Goodlett Place
City Hall, Room 234
San Francisco, California 94102-4682
Telephone: (415) 554-4675
Facsimile: (415) 554-4699
E-Mail: wayne.snodgrass@sfgov.org

Attorneys for Defendants and Appellants

 **COPY**

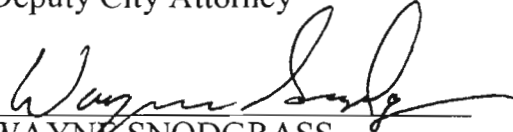
TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that the undersigned counsel for appellants City and County of San Francisco, San Francisco Police Department, and San Francisco Police Chief Heather Fong will be unavailable for all purposes, including but not limited to received notices of any kind, responding to ex parte proceedings, appearing in court and oral argument from October 23, 2007 through October 27, 2007.

The undersigned counsel respectfully requests that the Court not set oral argument during the above dates, as I am the lead attorney representing appellants in this matter.

Dated: September 18, 2007

DENNIS J. HERRERA
City Attorney
WAYNE SNODGRASS
Deputy City Attorney

By: 
WAYNE SNODGRASS

Attorneys for Defendants and Appellants

PROOF OF SERVICE

I, HOLLY TAN, declare as follows:

I am a citizen of the United States, over the age of eighteen years and not a party to the above-entitled action. I am employed at the City Attorney's Office of San Francisco, #1 Dr. Carlton B. Goodlett Place – City Hall, Room 234, San Francisco, CA 94102.

On September 18, 2007, I served the following document(s):

NOTICE OF UNAVAILABILITY OF COUNSEL

on the following persons at the locations specified:

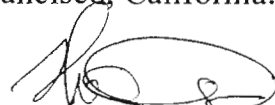
C.D. Michel
Don B. Kates
Thomas E. Maciejewski
TRUTANICH MICHEL, LLP
180 East Ocean Blvd., Suite 200
Long Beach, CA 90802
Attorneys for Respondents

in the manner indicated below:

- BY MAIL:** I caused true and correct copies of the above documents, by following ordinary business practices, to be placed and sealed in envelope(s) addressed to the addressee(s), at the City Attorney's Office of San Francisco, #1 Dr. Carlton B. Goodlett Place – City Hall, Room 234, City and County of San Francisco, California, 94102, for collection and mailing with the United States Postal Service, and in the ordinary course of business, correspondence placed for collection on a particular day is deposited with the United States Postal Service that same day.

I declare under penalty of perjury pursuant to the laws of the State of California that the foregoing is true and correct.

Executed September 18, 2007, at San Francisco, California.



HOLLY TAN