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December 12, 2011

Via: Personal Delivery

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

Re: Nordyke, et al., v. King, et al., Case No.: 07-15763
Plaintiff/Appellants' Submission of Copies of Briefs and
Excerpts of Record Pursuant to November 29, 2011 Order
(Dkt # 198)

Dear Clerk of the Ninth Circuit:

Pursuant to the Court's Order of November 29, 2011, and pursuant to further clarifications of that order obtained from Deputy Clerk Paul Keller regarding due dates (December 14, 2011) and the cut-off dates regarding the scope of production (15 copies for material submitted before Docket Entry # 129 and 25 copies for material submitted after Docket Entry #129) – Appellants hereby submit the following:

1. 15 copies¹ of Appellants' Opening Brief filed on November 15, 2007. Docket Entry # 22.
2. 15 copies of the Appellants' 4-Volume Excerpt of Record filed on November 15, 2007. (Each set includes CD-Rom of ER.)
3. 15 copies of the Appellants' Reply Brief filed on January 23, 2008. Docket Entry # 38.

¹ Each document submission contains one extra copy to be marked received and returned to Appellants.

4. 15 copies of the Appellants' Supplemental Brief filed on September 12, 2008. Docket Entry # 51.
5. 15 copies of the Appellants' Supplemental Reply Brief filed on October 7, 2008. Docket Entry # 68.
6. 15 copies of an Amicus Curiae Brief of Professors of Law in Support of the Appellants and in Support of Reversal. Submitted on October 1, 2008 – Docket Entry # 54 and Filed on October 14 – Docket Entry # 81. [Note: These copies are being submitted by the Appellants instead of the original amici as a convenience to those original amici.]²
7. 15 copies of an Amicus Curiae Brief (On Second Amendment Issues Only) of Professors of Law, History, Political Science or Philosophy in Support the Appellants and in Support of Reversal. Submitted on October 1, 2008 – Docket Entry # 55 and Filed on October 3, 2008 – Docket Entry # 62. [Note: These copies are being submitted by the Appellants instead of the original amici as a convenience to those original amici.]³
8. 15 copies of Plaintiff-Appellants' FRAP 35(a) Brief filed on June 8, 2009. Docket Entry # 88.
9. 25 copies of Appellants' Supplemental Brief Pursuant to July 19, 2010 Order. Filed on August 18, 2010. Docket Entry # 150.
10. 25 copies of Appellants' Petition for Panel Rehearing and/or *En Banc* Rehearing. Filed on May 23, 2011. Docket Entry # 180.
11. 25 copies of Appellants' Motion for Leave to File a Reply Brief in Support of Panel Rehearing and/or *En Banc* Rehearing (with attached Reply Brief). Filed on July 18, 2011. Docket Entry # 191.

² Please note that this amicus brief concentrates on issues that may be deemed mooted by the opinion in *McDonald v. City of Chicago* (incorporation).

³ Please note that this amicus brief concentrates on issues that may be deemed mooted by the opinion in *McDonald v. City of Chicago* (incorporation).

12. 25 copies of Appellants' Table of Supplemental Filings and Fed. R. App. Proc. 28(j) Filings for *En Banc* Hearing. Volumes I to IV. This document collects the various supplemental filings and FRAP 28(j) letters with attachments that have been filed in this matter. This collection includes:

Date	Dkt #	Description	Location
Jan. 20, 2009	Dkt # 77	Appellants' Supplemental Material Clarifying Fact Record	Vol. I – Tab 1
Feb. 6, 2009	Dkt # 80	Response to Appellees' FRAP 28(j) Letter	Vol. I – Tab 2
Jun. 8, 2009	Dkt # 89	Appellants' FRAP 28(j) Letter – 7 th Circuit Cases re: Incorporation	Vol. I – Tab 3
Jun. 10, 2009	Dkt # 94	Appellants' FRAP 28(j) Letter re: Scrutiny	Vol. I – Tab 4
Jun. 15, 2009	Dkt # 95	Appellants' FRAP 28(j) Letter re: Petition for <i>certiorari</i> 7 th Circuit Incorporation Cases	Vol. I – Tab 5
Jul. 6, 2009	Dkt # 96	Appellants' FRAP 28(j) Letter re: California Attorney General Support Writ of Certiorari in 7 th Circuit Incorporation Cases	Vol. I – Tab 6
Jul. 6, 2009	Dkt # 97	Appellants' FRAP 28(j) Letter re: Multiple State Attorneys General File Briefs Support Certiorari of Incorporation Cases	Vol. I – Tab 7

Aug. 4, 2009	Dkt # 105	Appellants' Supplemental Material Filed at Court's Request	Vol. I – Tab 8
Sep. 14, 2009	Dkt # 117	Appellants' FRAP 28(j) Letter re: First Amendment Scrutiny	Vol. I – Tab 9
Jul. 9, 2010	Dkt # 126	Appellants' FRAP 28(j) Letter re: Supreme Court Opinion – <i>McDonald v. Chicago</i>	Vol. II – Tab 10
Sep. 13, 2010	Dkt # 166	Appellants' FRAP 28(j) Letter re: Regulations of Expressive Conduct	Vol. III – Tab 11
Sep. 24, 2010	Dkt # 169	Appellants' Response to Appellees' FRAP 28(j) Letter	Vol. III – Tab 12
Jan. 4, 2011	Dkt # 172	Appellants' FRAP 28(j) Letter re: Second Amendment Scrutiny – <i>United States v. Chester</i> (4 th Cir.)	Vol. III – Tab 13
Jan. 19, 2011	Dkt # 175	Appellants' Response to Appellees' FRAP 28(j) Letter	Vol. III – Tab 14
Jun. 4, 2011	Dkt # 185	Appellants' FRAP 28(j) Letter re: Supreme Court Opinion in <i>Sorrell v. IMS Health</i> re: First Amendment Issues	Vol. III – Tab 15

Jul. 6, 2011	Dkt # 186	Appellants' FRAP 28(j) Letter re: 7 th Circuit Case of <i>Ezell v. City of Chicago</i> – re: Second Amendment Scrutiny	Vol. III – Tab 16
Jul. 6, 2011	Dkt # 187	Appellants' FRAP 28(j) Letter re: Supreme Court Opinion – re: <i>Brown v. Entertainment Merchants Assoc.</i> – re: First Amendment Issues	Vol. IV – Tab 17
Aug. 2, 2011	Dkt # 194	Appellants' FRAP 28(j) Letter re: <i>Hoye v. City of Oakland</i> (9 th Cir.) – re: Fundamental Rights and Equal Protection	Vol. IV – Tab 18
Oct. 11, 2011	Dkt # 196	Appellants' FRAP 28(j) Letter re: <i>Neighborhood Enterprise, et al., v. City of St. Louis, et al</i> (8 th Cir.) – re: First Amendment Issues	Vol. IV – Tab 19

Respectfully Submitted,

/s/

Donald Kilmer, Attorney for Appellants