

FILED

UNITED STATES COURT OF APPEALS

JUL 19 2010

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

RUSSELL ALLEN NORDYKE; ANN  
SALLIE NORDYKE, dba TS Trade  
Shows; JESS B. GUY; DUANE DARR;  
WILLIAM J. JONES; DARYL N.  
DAVID; TASIANA WESTYSCHYN;  
JEAN LEE; TODD BALTES; DENNIS  
BLAIR, R.L. ADAMS; ROGER BAKER;  
MIKE FOURNIER; VIRGIL  
MCVICKER,

Plaintiffs - Appellants,

v.

MARY V. KING; GAIL STEELE;  
WILMA CHAN; KEITH CARSON;  
SCOTT HAGGERTY; COUNTY OF  
ALAMEDA; COUNTY OF ALAMEDA  
BOARD OF SUPERVISORS,

Defendants - Appellees.

No. 07-15763

D.C. No. CV-99-04389-MJJ  
Northern District of California,  
San Francisco

ORDER

Before: ALARCÓN, O'SCANNLAIN and GOULD, Circuit Judges.

The parties are ordered to file supplemental briefs addressing:

(1) the impact of *McDonald v. City of Chicago*, No. 08-1521, 2010 WL  
2555188 (U.S. June 28, 2010), on the disposition of this case; and

(2) any other issue properly before this court, including the level of scrutiny  
that should be applied to the ordinance in question.

Such briefs shall be no longer than fifteen (15) pages each and shall be filed simultaneously no later than thirty (30) days from the date of this order.

Any amicus curiae brief addressing the issues identified above shall be no longer than fifteen (15) pages, shall be filed simultaneously with the parties' supplemental briefs, and shall otherwise comply with Federal Rule of Appellate Procedure 29.

Parties and amici who are registered for ECF must file their briefs electronically without submission of paper copies. Parties and amici who are not registered ECF filers must file their original briefs plus seven (7) paper copies.

The time and location of oral argument, if any, will be set by separate order of the court.

The Appellants' Motion for Supplemental Briefing, filed with this court on July 13, 2010, is DENIED as moot.