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December 13, 2011

VIA FEDEX

Molly C. Dwyer
 Clerk of the Court
 U.S. Ninth Circuit Court of Appeals
 U.S. Court of Appeals Building
 95 Seventh Street
 San Francisco, California 94103

Re: *Russell Allen Nordyke, et al. v. Mary V. King, et al.*
Case No. 07-15763

Dear Ms. Dwyer:

As directed by the Court in its Order filed on November 29, 2011, and through subsequent communications with Mr. Paul Keller extending the submission deadline until December 14, 2011, appellees Mary V. King, *et al.* submit the following briefs and excerpts to the Court in advance of the rehearing *en banc* scheduled for the week of March 19, 2012:

Filed/Dated

- | | |
|--|--------------------|
| 1. Appellees' Answering Brief (15 copies) | January 8, 2008 |
| 2. Brief of <i>Amicus Curiae</i> Legal Community Against Violence in Support of Defendants-Appellees Urging Affirmance of the Judgment (15 copies) | January 15, 2008 |
| 3. Appellees' Supplemental Brief (15 copies) | September 12, 2008 |
| 4. Appellees' Appendices in Support of Supplemental Brief (15 copies) | September 12, 2008 |
| 5. Appellees' Brief in Reply to Supplemental Brief of Appellants (15 copies) | October 3, 2008 |
| 6. Appellees' Brief Regarding Rehearing En Banc (15 copies) | June 8, 2009 |

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7. Appellees' Request for Judicial Notice of Excerpts of Record Filed In Earlier Appeal – Civil No. 99-17551 (with Excerpts of Record attached) (15 copies) August 25, 2009
8. Appellees' Supplemental Brief Regarding the Impact of *McDonald v. Chicago* (25 copies) August 18, 2010
9. Appellees' Response To Appellants' Petition for Panel Rehearing and for Rehearing En Banc (25 copies) July 11, 2011

Appellees note that the following amicus briefs on their behalf have been submitted under separate cover:

- Supplemental Brief of *Amici Curiae* Legal Community Against Violence, *et al.* filed on October 16, 2008
- Brief of *Amici Curiae* Legal Community Against Violence, *et al.* filed on August 18, 2010
- Brief of *Amicus Curiae* Brady Center to Prevent Gun Violence filed on August 18, 2010

Finally, appellees submit 25 copies each of the following Rule 28(j) letters, responses to Rule 28(j) letters, and other letters submitted to the Court in response to appellants' filings:

1. Letter filed by appellees on January 29, 2009 in response to appellants' letter and attachments filed January 20, 2009.
2. Appellees' Rule 28 (j) letter dated February 4, 2009
3. Letter filed by appellees on September 15, 2009 in response to appellants' Rule 28(j) letter dated September 14, 2009

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4. Letters filed by appellees on September 22, 2010 in response to appellants' Rule 28(j) letter dated September 13, 2010
5. Letter filed by appellees on September 28, 2010 in response to appellants' Rule 28(j) letter dated September 24, 2010
6. Letter filed by appellees on January 7, 2011 in response to appellants' Rule 28(j) letter dated January 4, 2011
7. Appellees' Rule 28(j) letter filed January 10, 2011
8. Letter filed by appellees on July 12, 2011 in response to appellants' Rule 28(j) letter dated June 24, 2011
9. Letter filed by appellees on July 12, 2011 in response to appellants' Rule 28(j) letter dated July 6, 2011
10. Letter filed by appellees on August 4, 2011 in response to appellants' Rule 28(j) letter dated August 2, 2011.

Very truly yours,



T. Peter Pierce

Enclosure(s)


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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system on December 13, 2011.

I hereby certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.



Clotilde Bigornia