

FILED

UNITED STATES COURT OF APPEALS

NOV 13 2012

FOR THE NINTH CIRCUIT

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

DOROTHY MCKAY; et al.,

Plaintiffs - Appellants,

v.

SHERIFF SANDRA HUTCHENS,  
individually and in her official capacity as  
Sheriff of Orange County, California; et  
al.,

Defendants - Appellees.

No. 12-57049

D.C. No. 8:12-cv-01458-JVS-JPR  
Central District of California,  
Santa Ana

ORDER

The appeal filed November 9, 2012 is a preliminary injunction appeal.

Accordingly, Ninth Circuit Rule 3-3 shall apply.

The mediation questionnaire is due three days after the date of this order.

If they have not already done so, within 7 calendar days after the filing date of this order, the parties shall make arrangements to obtain from the court reporter an official transcript of proceedings in the district court that will be included in the record on appeal.

The briefing schedule shall proceed as follows: the opening brief and excerpts of record are due not later than December 7, 2012; the answering brief is

due January 4, 2013 or 28 days after service of the opening brief, whichever is earlier; and the optional reply brief is due within 14 days after service of the answering brief. *See* 9th Cir. R. 3-3(b).

Failure to file timely the opening brief shall result in the automatic dismissal of this appeal by the Clerk for failure to prosecute. *See* 9th Cir. R. 42-1.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT

By: Tina Price  
Deputy Clerk