

IN THE
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

Charles Nichols,

Plaintiff-Appellant

v.

EDMUND G. BROWN, Jr., in his official
capacity as Governor of California and
KAMALA D. HARRIS, Attorney General,
in her official capacity as
Attorney General of California,

Defendants-Appellees.

APPEAL FROM THE
UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
Case No. 2:11-cv-09916-SJO-SS
The Honorable S. James Otero, Judge

STATUS REPORT

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STATUS REPORT

In response to this Court's November 9, 2015, ORDER, Plaintiff-Appellant Charles Nichols files this Status Report concurrent with his unopposed motion to extend the present stay which expires on February 8, 2016 until this Court's en banc resolution of *Peruta v. County Of San Diego*, No. 10-56971 "*Peruta*" and *Richards v. Prieto*, No. 11-16255 "*Richards*".

All of the potentially related cases remained stayed or had their stays extended with the exceptions of the Young v. Hawaii case (No.: 12-17808) which is fully briefed but has not moved since and a newly filed appeal in the concealed carry case of Sigitas Raulinaitis v. Ventura County Sheriffs Dept. No.: 14-56615 which now appears to be fully briefed (no reply brief was filed).

In essence, there has been no change in the status to report other than an unopposed motion has been concurrently filed with this status report to extend the stay of my appeal in Nichols v. Brown et al.

STATUS OF POTENTIALLY RELATED CASES

James Rothery, et al v. County of Sacramento, et al
Court of Appeals Docket 09-16852


01/06/2016 [73](#) Filed order (Appellate Commissioner): The appellees' motion to further stay appellate proceedings pending *Peruta v. County of San Diego*, No. 10-56971, is granted as follows. Appellate proceedings are stayed until April 6, 2016. At or prior to the expiration of the stay of appellate

proceedings, the appellees shall file the answering briefs or file a motion for appropriate relief. If the answering briefs are filed, the optional reply brief is due within 14 days after the last-served answering brief. In the absence of a motion, the stay of appellate proceedings will terminate without further notice. (Pro Mo) [9817846] (OC) [Entered: 01/06/2016 03:20 PM]

Christopher Baker v. Louis Kealoha, et al
Court of Appeals Docket 12-16258

05/01/2014 [78](#) Filed order (DIARMUID F. O'SCANNLAIN, SIDNEY R. THOMAS and CONSUELO M. CALLAHAN) Disposition of the pending petition for rehearing or rehearing en banc is deferred pending this Court's resolution of pending post-opinion matters in Peruta v. County of San Diego, No. 10-56971. [9078981] (WL) [Entered: 05/01/2014 08:32 AM]

George Young, Jr. v. State of Hawaii, et al
Court of Appeals Docket 12-17808
This appeal is fully briefed (See Dkt 37 and 47)

06/05/2013  47 Received 7 paper copies of Reply brief [37](#) filed by George K. Young, Jr.. [8656415] (SD)

Jonathan Birdt v. Charlie Beck, et al
Court of Appeals Docket 12-55115

11/18/2014 [47](#) Filed clerk order (Deputy Clerk: HL): Appellant's request, filed on November 12, 2014, to summarily remand this case is denied. The stay order issued on February 18, 2014 remains in effect. This case continues to be stayed pending this court's mandate in Peruta v. County of San Diego, 10-56971, or further order of the court. [9317304] (AF) [Entered: 11/18/2014 01:04 PM]

Robert Thomson v. Los Angeles County Sheriff
Court of Appeals Docket 12-56236

11/18/2014 [33](#) Filed clerk order (Deputy Clerk: HL): Appellant's request, filed on November 12, 2014, to summarily remand this case is denied. The stay order issued on February 18, 2014 remains in effect. This case continues to be stayed pending this court's mandate in Peruta v. County of San Diego, 10-56971, or further order of the court. [9317334] (WL) [Entered: 11/18/2014 01:18 PM]

Sigitas Raulinaitis, et al v. LASD

Court of Appeals Docket 12-56508

11/18/2014 [23](#) Filed clerk order (Deputy Clerk: HL): Appellant's request, filed on November 12, 2014, to summarily remand this action is denied. This case is stayed pending this court's mandate in *Peruta v. County of San Diego*, 10-56971, or further order of the court. [9317310] (AF) [Entered: 11/18/2014 01:08 PM]

Dorothy McKay, et al v. Sheriff Sandra Hutchens, et al

Court of Appeals Docket 12-57049

11/12/2013 [64](#) Filed order (HARRY PREGERSON, KIM MCLANE WARDLAW and RICHARD C. TALLMAN) The central issues of this case are the scope of the Second Amendment right to bear arms in public and the standard of review for Second Amendment challenges. There are currently several pending cases in the Ninth Circuit concerning these very issues. Accordingly, submission of this case is vacated and proceedings are stayed pending resolution of the following cases: *United States v. Chovan*, No. 11-50107 (submitted 2/15/12); *Peruta v. County of San Diego*, No. 10-56971 12/6/12); *Richards v. Prieto*, No. 11-16255 (submitted 12/6/12); and *Baker v. Kealoha*, No. 12-16258 (submitted 12/6/12). The panel retains jurisdiction over this petition for review. (submitted [8858927] (SM) [Entered: 11/12/2013 01:58 PM]

04/23/2014 [67](#) Filed order (HARRY PREGERSON, KIM MCLANE WARDLAW and RICHARD C. TALLMAN) Appellants' Motion for Relief from Stay and Request for Issuance of Memorandum Opinion is DENIED. Judge Tallman would grant the motion because, in light of *Peruta v. Cnty. of San Diego*, 742 F.3d 1144 (9th Cir. 2014), Plaintiffs-Appellants satisfy the factors articulated in *Winter v. Natural Resources Defense Council, Inc.*, 555 U.S. 7 (2008), and are entitled to a preliminary injunction. [9069714] (BJB) [Entered: 04/23/2014 01:24 PM]

Sigitas Raulinaitis v. Ventura County Sheriffs Dept.

Court of Appeals Docket 14-56615

Note: These are the last two docket entries on PACER:

12/14/2015	25	Received 7 paper copies of Answering brief [19] filed by Ventura County Sheriffs Department. [9791281] (SD) [Entered: 12/14/2015 01:47 PM]
12/14/2015	26	Filed Appellee Ventura County Sheriffs Department paper copies of excerpts of record [20] in 2 volumes (Volume II UNDER SEAL). [9793448] (LA) [Entered: 12/15/2015 02:32 PM]

Dated: January 20, 2016

Respectfully submitted,

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By: /s/ Charles Nichols
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