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Attorneys for Plaintiffs

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF FRESNO

EDWARD W. HUNT, in his official  
capacity as District Attorney of Fresno  
County, and in his personal capacity as a  
citizen and taxpayer, et. al.,

Plaintiffs,

v.

STATE OF CALIFORNIA; WILLIAM  
LOCKYER, Attorney General of the State of  
California, et. al.,

Defendants.

) CASE NO. 01CECG03182

) **[PROPOSED] ORDER RE PLAINTIFFS' EX**  
) **PARTE APPLICATION FOR**  
) **CONTINUANCE OF TRIAL, OR IN THE**  
) **ALTERNATIVE REQUEST FOR**  
) **TEMPORARY STAY OF PROCEEDINGS**  
) **PENDING THE UNITED STATES**  
) **SUPREME COURT'S RULING IN *DISTRICT***  
) ***OF COLUMBIA V. HELLER*, SLIP NO. 07-290**

1 **GOOD CAUSE BEING FOUND, IT IS SO ORDERED THAT:**

2 1. The trial date and all trial related deadlines in this matter are continued for 60 days  
3 to \_\_\_\_\_.

4 The Court Further Orders: \_\_\_\_\_  
5 \_\_\_\_\_  
6 \_\_\_\_\_

7 Dated: April \_\_, 2008

8 \_\_\_\_\_  
9 Hon. Alan Simpson

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**PROOF OF SERVICE**

STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

I, Claudia Ayala, am employed in the City of Long Beach, Los Angeles County, California. I am over the age eighteen (18) years and am not a party to the within action. My business address is 180 East Ocean Blvd., Suite 200, Long Beach, California 90802.

On April 18, 2008, I served the foregoing document(s) described as

**[PROPOSED] ORDER RE PLAINTIFFS' EX PARTE APPLICATION FOR  
CONTINUANCE OF TRIAL**

on the interested parties in this action by placing

☐ the original

☒ a true and correct copy

thereof enclosed in sealed envelope(s) addressed as follows:

Mr. Mark Beckington  
Deputy Attorney General  
Government Law Section  
California Department of Justice  
300 South Spring St., Ste. 1702  
Los Angeles, CA 90013

       (BY MAIL) As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under the practice it would be deposited with the U. S. Postal Service on that same day with postage thereon fully prepaid at Long Beach, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date is more than one day after date of deposit for mailing an affidavit.

  X   (VIA FACSIMILE & EMAIL TRANSMISSION) As follows: The facsimile machine I used complies with California Rules of Court, Rule 2003, and no error was reported by the machine. Pursuant to Rules of Court, Rule 2006(d), I caused the machine to print a transmission record of the transmission, copies of which is attached to this declaration on Friday, April 18, 2008.

  X   (PERSONAL SERVICE) I caused such envelope to be delivered by hand to the offices of the addressee on Monday April 21, 2008.

  X   (STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

       (FEDERAL) I declare that I am employed in the office of the member of the bar of this court at whose direction the service was made.

  
\_\_\_\_\_  
CLAUDIA AYALA