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**DEPARTMENT OF JUSTICE**

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February 1, 2018

Molly C. Dwyer  
Clerk of Court  
United States Court of Appeals for the Ninth Circuit  
P.O. Box 193939  
San Francisco, CA 94119

RE: Availability for Oral Argument, *Duncan, Virginia et al v. Xavier Becerra*, Ninth Circuit,  
Case No. 17-56081

Dear Ms. Dwyer:

In response to this Court's inquiry of January 30, 2018, Dkt. No. 82, I have an unavoidable conflict on the dates between July 9-13. I have no conflicts during the May and June calendars in San Francisco.

Sincerely,

*/s/ Alexandra Robert Gordon*  
ALEXANDRA ROBERT GORDON  
Deputy Attorney General

For XAVIER BECERRA  
Attorney General

## CERTIFICATE OF SERVICE

Case Name: **Duncan, Virginia et al v.  
Xavier Becerra**

No. **17-56081**

I hereby certify that on February 1, 2018, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

### **CORRESPONDENCE REGARDING SCHEDULING FOR ORAL ARGUMENT**

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

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on February 1, 2018, at San Francisco, California.

\_\_\_\_\_  
N. Newlin  
Declarant

\_\_\_\_\_  
/s/ N. Newlin  
Signature