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December 15, 2021

Molly C. Dwyer
Clerk of the Court
Ninth Circuit Court of Appeals
James R. Browning Courthouse
P.O. Box 193939
San Francisco, CA 94119-3939

RE: *Rupp v. Bonta*, No. 19-56004

Dear Ms. Dwyer:

In response to the Court's order, dated December 6, 2021, defendant-appellee Rob Bonta, in his official capacity as the Attorney General of the State of California,¹ and plaintiffs-appellants Steven Rupp, et al. write to inform the Court that the parties, having met and conferred, agree that this appeal should be held in further abeyance pending issuance of the U.S. Supreme Court's decision in *New York State Rifle & Pistol Ass'n v. Bruen* (*NYSRPA*), No. 20-843. While *NYSRPA* concerns the constitutionality under the Second Amendment of a different type of law than that challenged in this case, it is possible that the Supreme Court's decision in *NYSRPA* could impact resolution of this appeal.

For this reason, the parties agree with the panel's unanimous view that a continued abeyance pending a decision in *NYSRPA* would be in the interests of judicial economy. If the Court continues the abeyance, the parties respectfully request an opportunity to provide additional briefing after the Supreme Court's disposition in *NYSRPA*.

¹ Rob Bonta succeeded Xavier Becerra as Attorney General of the State of California. Accordingly, Rob Bonta, in his official capacity, is automatically substituted as the defendant in this action. See Fed. R. App. P. 43(c)(2).

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Sincerely,

s/ Sean Brady*
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* In accordance with Circuit Rule 25-5(c), the filer hereby attests that all parties concur in the filing's content.

CERTIFICATE OF SERVICE

Case Name: ***Steven Rupp, et al. v. Xavier Becerra***

Case No. **19-56004**

I hereby certify that on December 15, 2021, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

JOINT LETTER TO COURT

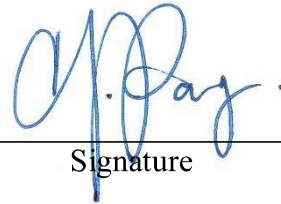
I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on December 15, 2021, at San Francisco, California.

G. Pang

Declarant

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A handwritten signature in blue ink, appearing to read "G. Pang", is written over a horizontal line. Below the line, the word "Signature" is printed.

Signature