

UNITED STATES COURT OF APPEALS

OCT 16 2009

FOR THE NINTH CIRCUIT

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

GRAY PANTHERS OF SAN
FRANCISCO, a nonprofit corporation; et
al.,

Plaintiffs - Appellants,

v.

ARNOLD SCHWARZENEGGER,
Governor of the State of California; et al.,

Defendants - Appellees.

No. 09-16967

D.C. No. 4:09-cv-02307-PJH
Northern District of California,
Oakland

ORDER

Before: REINHARDT, W. FLETCHER and M. SMITH, Circuit Judges.

The court is of the unanimous opinion that the proposed amicus curiae brief on behalf of Service Employees International Union (SEIU) California State Council et al., does not provide additional factual and legal analysis relevant to the disposition of Plaintiffs-Appellants Gray Panthers of San Francisco's emergency motion filed in this case. *See* Fed. R. App. P. 29(b). Accordingly, SEIU's motion for leave to file an amicus curiae brief in support of Plaintiffs-Appellants Gray Panthers of San Francisco's emergency motion is DENIED, without prejudice to SEIU's right to seek to file one or more amicus briefs in connection with other pleadings hereafter filed in this case by one or more of the parties.