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8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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 13 **IVAN PEÑA, ROY VARGAS, DOÑA
 CROSTON, BRETT THOMAS, SECOND
 14 AMENDMENT FOUNDATION, INC. and
 THE CALGUNS FOUNDATION, INC.,**

2:09-CV-01185-KJM-CMK

JOINT STATUS REPORT

15 Plaintiffs,

16 v.

17 **WILFREDO CID,**

18 Defendant.

19 Date: None
 20 Time: None
 21 Dept: No. 3 – 15th Floor
 22 Judge: The Honorable Kimberly J.
 23 Mueller
 24 Trial Date: None
 25 Action Filed: April 30, 2009

1 Pursuant to this Court's December 20, 2011 Minute Order continuing the stay in this action,
2 Plaintiffs Ivan Peña, Roy Vargas, Doña Croston, Brett Thomas, Second Amendment Foundation,
3 Inc., and The Calguns Foundation, Inc., along with Defendant Wilfredo Cid, submit this Joint
4 Status Report.

5 On June 1, 2012, the Ninth Circuit issued its opinion in *Nordyke v. King*, 07-15763.
6 However, a recently filed post-disposition motion, which is currently pending before the Ninth
7 Circuit, may result in the modification of that opinion. Accordingly, the parties respectfully
8 request that this Court continue the stay in this matter and modify its December 20, 2011 Minute
9 Order to require a joint status report within 10 days of the issuance of the mandate in *Nordyke*.

10 Dated: June 8, 2012

Respectfully Submitted,

11 KAMALA D. HARRIS
12 Attorney General of California
13 PETER A. KRAUSE
14 Supervising Deputy Attorney General

/s/ Anthony R. Hakl

15 ANTHONY R. HAKL
16 Deputy Attorney General
Attorneys for Defendant Wilfredo Cid

17 Dated: June 8, 2012

LAW OFFICES OF DONALD KILMER, A.P.C.

/s/ Donald E.J. Kilmer, Jr.

19 DONALD E.J. KILMER, JR.
20 *Attorneys for Plaintiffs*

21 Dated: June 8, 2012

GURA & POSSESSKY, PLLC

/s/ Alan Gura

23 ALAN GURA
Attorneys for Plaintiffs

24 Dated: June 8, 2012

DAVIS & ASSOCIATES

/s/ Jason A. Davis

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27 *Attorneys for Plaintiffs*

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CERTIFICATE OF SERVICE

Case Name: Ivan Pena, et al. v. Wilfredo Cid No. 2:09-CV-01185-KJM-CKD

I hereby certify that on June 8, 2012, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

JOINT STATUS REPORT

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 June 8, 2012, at Sacramento, California.

Brenda Apodaca

Declarant

/s/ Brenda Apodaca

Signature