1 2 3 4 5 6 7 8	C. D. Michel - S.B.N. 144258 Don B. Kates - S.B.N. 39193 Glenn S. McRoberts - SBN 144852 Hillary J. Green - S.B.N. 243221 MICHEL & ASSOCIATES, PC 180 E. Ocean Boulevard, Suite 200 Long Beach, CA 90802 Telephone: 562-216-4444 Facsimile: 562-216-4445 Email: cmichel@michellawyers.com Attorneys for Plaintiffs  IN THE UNITED ST	ATES DISTRICT COURT	
9	FOR THE NORTHERN DISTRICT OF CALIFORNIA		
10	SAN FRANC	CISCO DIVISION	
11	ESPANOLA JACKSON, PAUL	CASE NO.: CV-09-2143-RS	
12	ESPANOLA JACKSON, PAUL COLVIN, THOMAS BOYER, LARRY BARSETTI, DAVID GOLDEN, NOEMI MARGARET	PROPOSED] ORDER GRANTING MOTION FOR RELIEF FROM STAY	
13	ROBINSON, NATIONAL RIFLE (ASSOCIATION OF AMERICA,	) WOTTON FOR RELIEF FROM STAT	
14	INC. SAN FRANCISCO VETERAN (POLICE OFFICERS		
15	ASSOCIATION,		
16	Plaintiffs	) )	
17	VS.		
18	CITY AND COUNTY OF SAN		
19	FRANCISCO, MAYOR GAVIN NEWSOM, IN HIS OFFICIAL CAPACITY; POLICE CHIEF		
20 21	HEATHER FONG, in her official capacity, and Does 1-10,		
22	Defendants.	) )	
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	[PROPOSED] ORDER GRANTIN	G MOTION FOR RELIEF FROM STAY	

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1	This matter came on for hearing on July 22, 2010, on Plaintiffs duly noticed Motion for		
2	Relief from Stay on the grounds that the resolution of the incorporation of the Second		
3	Amendment, an issue in <i>Nordyke v. King</i> by which the above captioned case was stayed pending		
4	its Ninth Circuit decision, will be resolved by the United States Supreme Court in <i>McDonald v</i> .		
5	City of Chicago (No. 08-1521) by the end of this Term. The Court has read the papers submitted		
6	in support of [and in opposition to] the motion, and considered the arguments of counsel and the		
7	authorities cited to the Court.		
8	The Court has concluded that the Second Amendment incorporation issue will be		
9	sufficiency resolved by the United States Supreme Court in McDonald v. City of Chicago,		
10	causing the need for the <i>Nordyke</i> decision to be moot.		
11	IT IS ORDERED THAT:		
12	1. The Motion of Plaintiff for Relief from Stay is GRANTED and the Stay is to be Lifted.		
13	2. The Defendants shall have 20 days to respond Plaintiffs Amended Complaint		
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15	Dated:		
16	UNITED STATES DISTRICT JUDGE		
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1	IN THE UNITED STATES DISTRICT COURT		
2	FOR THE NORTHERN DISTRICT OF CALIFORNIA		
3	SAN FRANCISCO DIVISION		
4	ESPANOLA JACKSON, PAUL COLVIN, THOMAS BOYER,	CASE NO.: CV-09-2143-RS	
5	LARRY BARSETTI, DAVID GOLDEN, NOEMI MARGARET ROBINSON,	CERTIFICATE OF SERVICE	
6	NATIONAL RIFLE ASSOCIATION OF AMERICA, INC. SAN FRANCISCO	CERTIFICATE OF SERVICE	
7	VETERAN POLICE OFFICERS ASSOCIATION,		
8	ASSOCIATION,		
9	Plaintiffs		
10	VS.		
11	CITY AND COUNTY OF SAN FRANCISCO, MAYOR GAVIN		
12	NEWSOM, IN HIS OFFICIAL CAPACITY; POLICE CHIEF HEATHER		
13	FONG, in her official capacity, and Does 1-		
14	Defendants.	) )	
15	IT IS HEREBY CERTIFIED THAT:		
16	I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 180 E. Ocean Blvd., Suite 200, Long Beach, California, 90802.		
17	I am not a party to the above-entitled action. I have caused service of:  [PROPOSED] ORDER GRANTING MOTION FOR RELIEF FROM STAY		
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20	on the following party by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them.		
21	Wayne Snodgrass, Deputy City Attorney		
22	Sherri Kaiser, Deputy City Attorney sherri.kaiser@sfgov.org City and County of San Francisco		
23	Office of the City Attorney City Hall 1 Drive Carlton B.		
24	San Francisco, CA 94102		
25	I declare under penalty of perjury that the foregoing is true and correct.		
26	Executed on June 17, 2010.    S/   C. D. Michel		
27	C. D. Michel Attorney for Plaintiffs'		
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	[PROPOSED] ORDER GRANTING MOTION FOR RELIEF FROM STAY		