

From: TMT [mailto:tterlaje@guam.net]
Sent: Thursday, May 02, 2013 9:55 AM
To: Speaker Judi Pat; Clerks Office
Subject: FW: Arnold [Dave] Davis v. Guam Election Com'n, 13-15199 -- "Clerk Order Filed"

Please treat this as an official communication, so that it may be transmitted to all senators.

Thank you,
Therese Terlaje

From: Rob Weinberg <rob.weinberg@yahoo.com>
Reply-To: Rob Weinberg <rob.weinberg@yahoo.com>
Date: Wed, 1 May 2013 12:51:51 -0700 (PDT)
To: TMT <tterlaje@guam.net>, jeffrey cook <cclaw@teleguam.net>, Speaker Won Pat <speaker@judiwonpat.com>, "Senator ben c. pangelinan" <senbenp@guam.net>
Cc: Atty General Lenny Rapadas <rapadas@guamag.org>, Phil Tydingco <ptydingco@guamag.org>, Pat Mason <pmason@guamag.org>, "Rob Weinberg (AGO)" <rweinberg@guamag.org>, julian aguon <julianaguon@gmail.com>, Robert Underwood <anacletus2010@gmail.com>, "Dr. Michael Lujan Bevacqua" <mlbasquiat@hotmail.com>
Subject: Fw: Arnold [Dave] Davis v. Guam Election Com'n, 13-15199 -- "Clerk Order Filed"

Dear Counsel, Madam Speaker, Sen. Pangelinan, and Friends:

The attached Order was received today from the Ninth Circuit, modifying the due dates for filing of the court reporter's transcript and briefing in Dave Davis' appeal of the order dismissing his challenge to the "Native Inhabitants Only" Plebiscite law, moving everything another 30 days into the future as follows:

- Appellant Dave Davis' opening brief is due July 15, 2013;
- Appellee GovGuam's answering brief is due August 14, 2013;
- Appellant's optional reply brief is due within 14 days after service of the answering brief.

Based on recent experience and the Ninth Circuit's own calculations in other cases (see <http://www.ca9.uscourts.gov/content/faq.php>, FAQ 17 and 18), we could be looking at another year to 18 months after briefing is completed before oral argument is scheduled, and another three months to a year after that before a decision is rendered. As briefs are filed I will forward copies.

If you have any questions, please do not hesitate to contact me.

~Rob

Robert M. Weinberg
Assistant Attorney General
Territory of Guam
287 West O'Brien Drive
Hagåtña, Guam 96910
(671) 687-7720 (cell)

32-13-362
Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 5/2/13
Time 10:02 AM
Entered by Faith

2013 MAY -2 AM 11:58

— Forwarded Message —

From: "ca9_ecnoticing@ca9.uscourts.gov" <ca9_ecnoticing@ca9.uscourts.gov>
To: rob.weinberg@yahoo.com
Sent: Thursday, May 2, 2013 2:27 AM

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Subject: 13-15199 Arnold Davis v. Guam, et al "Clerk Order Filed"

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United States Court of Appeals for the Ninth Circuit

Notice of Docket Activity

The following transaction was entered on 05/01/2013 at 9:27:17 AM PDT and filed on 05/01/2013

Case Name: Arnold Davis v. Guam, et al

Case Number: 13-15199

Document(s): Document(s)

Docket Text:

Filed clerk order (Deputy Clerk: LBS): transcripts is granted. The transcripts are due June 3, 2013. This order does not waive the mandatory fee reduction. See Report of Proceedings of the Judicial Conference of the United States, March 1982, page 10. The following briefing schedule is established: the opening brief is due July 15, 2013; the answering brief is due August 14, 2013; and the optional reply brief is due within 14 days after service of the answering brief. The Clerk shall provide a copy of this order to the reporter at the district court. [8611151] (KKW)

Notice will be electronically mailed to:

Mr. J. Christian Adams, Attorney
Douglas R. Cox
Mun Su Park, Attorney
Mr. Michael Rosman, General Counsel
Mr. Robert Marc Weinberg, Assistant Attorney General

Mrs. Veronica Flores Reilly, Official Court Reporter (*daily summary*)

The following document(s) are associated with this transaction:

Document Description: Main Document

Original Filename: 13-15199.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1106763461 [Date=05/01/2013] [FileNumber=8611151-0] [0643e42dc96d74302c3716ba5b1dd354cff2fd7fa80f1fab5a7edc9330fbb9204c671c5388ea83170f24831a37ba39a9faeccb7bcf71dd13acc7ea1c3c895f0]]

FILED

UNITED STATES COURT OF APPEALS

MAY 01 2013

FOR THE NINTH CIRCUIT

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

ARNOLD DAVIS, on behalf of himself
and all others similarly situated,

Plaintiff - Appellant,

v.

GUAM; et al.,

Defendants - Appellees.

No. 13-15199

D.C. No. 1:11-cv-00035

U.S. District Court of Guam

ORDER

Court Reporter Veronica Flores Reilly's motion for an extension of time to file the transcripts is granted. The transcripts are due June 3, 2013.

This order does not waive the mandatory fee reduction. *See* Report of Proceedings of the Judicial Conference of the United States, March 1982, page 10.

_____The following briefing schedule is established: the opening brief is due July 15, 2013; the answering brief is due August 14, 2013; and the optional reply brief is due within 14 days after service of the answering brief.

The Clerk shall provide a copy of this order to the reporter at the district court.

For the Court:

MOLLY C. DWYER
Clerk of the Court

Lorela Bragado-Sevillena
Deputy Clerk

Ninth Circuit Rule 27-7/Advisory Note
to Rule 27 and Ninth Circuit Rule 27-10

32-13-362

Office of the Speaker
Judith T. Won Pat, Ed. D.

Date: 5/2/13
Time: 10:02 AM
checked by: [signature]