Hnited States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 09-5126

September Term, 2009

FILED ON: MAY 7, 2010

MICHAEL ARTHUR NEWDOW, ET AL., Appellants

v.

JOHN G. ROBERTS, JR., CHIEF JUSTICE OF THE U.S. SUPREME COURT, ET AL., APPELLEES

Appeal from the United States District Court for the District of Columbia (No. 1:08-cv-02248-RBW)

Before: GINSBURG, BROWN and KAVANAUGH, Circuit Judges.

JUDGMENT

This cause came on to be heard on the record on appeal from the United States District Court for the District of Columbia and was argued by counsel. On consideration thereof, it is

ORDERED and **ADJUDGED** that the judgment of the District Court appealed from in this cause is hereby affirmed, in accordance with the opinion of the court filed herein this date.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Michael C. McGrail Deputy Clerk

Date: May 7, 2010

Opinion for the court filed by Circuit Judge Brown. Opinion concurring in the judgment filed by Circuit Judge Kavanaugh.