

UNITED STATES COURT OF APPEALS

FILED

NOV 30 2005

FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

MICHAEL A. NEWDOW; PAT DOE;
DOE CHILD; DOE CHILD; JAN POE;
POE CHILD; JAN ROE; ROE CHILD-1;
JAN DOE; ROE CHILD-2,

Plaintiffs - Appellees,

And

UNITED STATES OF AMERICA,

Intervenor,

V.

CONGRESS OF THE UNITED STATES;
ELK GROVE UNIFIED SCHOOL
DISTRICT; RIO LINDA UNIFIED
SCHOOL DISTRICT; UNITED STATES
OF AMERICA; STEVEN LADD, Dr.; M.
MAGDALENA CARRILLO MEJIA,
Superintendent, Sacramento City Unified
School District; DIANNA MANGERICH,
Dr.; FRANK S. PORTER; PETER
LEFEVRE, Law Revision Counsel;
ARNOLD SCHWARZENEGGER,
Governor of California; RICHARD J.
RIORDAN, California Secretary for
Education,

Defendants,

And

JOHN CAREY; ADRIENNE CAREY;

No. 05-17257

D.C. No. CV-05-00017-LKK

**TIME SCHEDULE
ORDER**

BRENDEN CAREY; ADAM ARAIZA;
ALBERT ARAIZA; MICHAELA
BISHOP; CRAIG BISHOP; MARIE
BISHOP; TERESA DECLINES; DARIEN
DECLINES; RYANNA DECLINES;
ROMMEL DECLINES; JANICE
DECLINES; ANTHONY DOERR; DAN
DOERR; KAREN DOERR; SEAN
FORSCHLER; TIFFANY FORSCHLER;
FRED FORSCHLER; ESTERLITA
FORSCHLER; MARY MCKAY;
ROBERT MCKAY; SHARON MCKAY;
THE KNIGHTS OF COLUMBUS,

Defendant-intervenors -
Appellant.

The parties shall meet the following time schedule:

- 12/1/05** Appellant/petitioner shall notify appellee/respondent of transcripts to be ordered, pursuant to 9th Cir. R. 10-3.1(a);
- 12/12/05** Appellee/respondent shall notify appellant/petitioner of any additional transcripts needed, pursuant to 9th Cir. R. 10-3.1(b);
- 12/21/05** Appellant/petitioner shall file transcript order form with the district court and make payment arrangements with court reporter, pursuant to 9th Cir. R. 10-3.1;
- 1/23/06** Court reporter shall file transcript in the district court, pursuant to FRAP 11(b) and 9th Cir. R. 11-1.1;
- 3/9/06** Appellant/petitioner's opening brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1;

4/10/06 The brief of appellee/respondent shall be filed and served, pursuant to FRAP 32 and 9th Cir. R. 32-1


******* The optional appellant/petitioner reply brief shall be filed and served within fourteen days of service of the appellee/respondent's brief, pursuant to FRAP 32 and 9th Cir. R. 32-1.

Failure of the appellant to comply with the Time Schedule Order will result in automatic dismissal of the appeal. 9th Cir. R. 42-1

Appellants/Petitioners without representation of counsel in a prisoner appeal may have their case submitted on the briefs and record without oral argument, pursuant to FRAP 34(a). Within 10 days of the filing of the appellant's opening brief, parties may file a statement setting forth the reasons why, in the opinion of the parties, oral argument should be heard.

FOR THE COURT:

Cathy A. Catterson
Clerk of Court


By: Marian Foreman
Deputy Clerk