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FILED

UNITED STATES COURT OF APPEALS

MAY 18 2010

FOR THE NINTH CIRCUIT

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

MICHAEL NEWDOW; et al.,

Plaintiffs,

and

JAN ROE and ROECHILD-2,

Plaintiffs - Appellees,

v.

RIO LINDA UNION SCHOOL DISTRICT,

Defendant - Appellant,

UNITED STATES OF AMERICA; et al.,

Defendant-intervenors -

Appellants,

and

CONGRESS OF THE UNITED STATES OF AMERICA; et al.,

Defendants.

Nos. 05-17257, 05-17344, 06-15093

D.C. No. CV-05-00017-LKK Eastern District of California, Sacramento

ORDER

Before: D.W. NELSON, REINHARDT and BEA, Circuit Judges.

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Appellants are directed to file a response to the Appellees' petition for panel rehearing and suggestion for rehearing en banc filed with this court on April 27, 2010. The response shall be limited to 15 pages (excluding material not counted under Federal Rule of Appellate Procedure 32), and shall be filed within 21 days of the date of this order.

Amici are permitted to file a response to the Appellees' petition for panel rehearing and suggestion for rehearing en banc. Amicis' filings shall be limited to 10 pages (excluding material not counted under Federal Rule of Appellate Procedure 32), and shall be filed within 21 days of the date of this order.

Parties who are registered for Electronic Case Filing must file the response electronically without submission of paper copies. Parties who are not registered Electronic Case Filing filers must file the original response plus 50 paper copies.