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7 *Attorneys for Defendant Wilfredo Cid*

8 IN THE UNITED STATES DISTRICT COURT  
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA

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**IVAN PEÑA, ROY VARGAS, DOÑA  
 CROSTON, BRETT THOMAS, SECOND  
 AMENDMENT FOUNDATION, INC. and  
 THE CALGUNS FOUNDATION, INC.,**

2:09-CV-01185-KJM-CMK

Plaintiffs,

v.

**WILFREDO CID,**

Defendant.

**JOINT STATUS REPORT**

Date: None  
 Time: None  
 Dept: No. 3 – 15th Floor  
 Judge: The Honorable Kimberly J. Mueller  
 Trial Date: None  
 Action Filed: April 30, 2009

1 Pursuant to this Court's December 20, 2011 Minute Order continuing the stay in this action,  
2 Plaintiffs Ivan Peña, Roy Vargas, Doña Croston, Brett Thomas, Second Amendment Foundation,  
3 Inc., and The Calguns Foundation, Inc., along with Defendant Wilfredo Cid, submit this Joint  
4 Status Report.

5 On June 1, 2012, the Ninth Circuit issued its opinion in *Nordyke v. King*, 07-15763.  
6 However, a recently filed post-disposition motion, which is currently pending before the Ninth  
7 Circuit, may result in the modification of that opinion. Accordingly, the parties respectfully  
8 request that this Court continue the stay in this matter and modify its December 20, 2011 Minute  
9 Order to require a joint status report within 10 days of the issuance of the mandate in *Nordyke*.

10 Dated: June 8, 2012

Respectfully Submitted,

11 KAMALA D. HARRIS  
12 Attorney General of California  
13 PETER A. KRAUSE  
14 Supervising Deputy Attorney General

15 /s/ Anthony R. Hakl

16 ANTHONY R. HAKL  
17 Deputy Attorney General  
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19 Dated: June 8, 2012

LAW OFFICES OF DONALD KILMER, A.P.C.

20 /s/ Donald E.J. Kilmer, Jr.

21 DONALD E.J. KILMER, JR.  
22 *Attorneys for Plaintiffs*

23 Dated: June 8, 2012

GURA & POSSESSKY, PLLC

24 /s/ Alan Gura

25 ALAN GURA  
26 *Attorneys for Plaintiffs*

27 Dated: June 8, 2012

DAVIS & ASSOCIATES

28 /s/ Jason A. Davis

JASON A. DAVIS  
*Attorneys for Plaintiffs*

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**CERTIFICATE OF SERVICE**

Case Name: Ivan Pena, et al. v. Wilfredo Cid No. 2:09-CV-01185-KJM-CKD

I hereby certify that on June 8, 2012, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

**JOINT STATUS REPORT**

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on June 8, 2012, at Sacramento, California.

Brenda Apodaca

Declarant

/s/ Brenda Apodaca

Signature