

FILED

UNITED STATES COURT OF APPEALS

APR - 4 2006

FOR THE NINTH CIRCUIT

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

In re: COUNTY OF MONTEREY
INITIATIVE MATTER.

No. 06-15531

WILLIAM MELENDEZ; et al.,

D.C. Nos. CV-06-01407-JW
CV-06-01730-JW

Plaintiffs - Appellants,

Northern District of California,
San Jose

ROSARIO MADRIGAL; et al.,

Plaintiffs - Appellees,

ORDER

v.

COUNTY OF MONTEREY, a
governmental corporation formed under
the laws of the State of California; et al.,

Defendants - Appellees.

Before: KOZINSKI and RYMER, Circuit Judges.

Richard L. Hasen's request for permission to file an amicus letter on behalf of appellants is granted. The Clerk shall file this letter.

The court has received the letter in support of appellants' motion for emergency stay from Robert Girard. The Clerk shall file this letter.

Appellants' emergency motion for injunctive relief is denied.

06-15531

This court's decision in *Padilla v. Lever*, 429 F.3d 910 (9th Cir. 2005), is currently under consideration for rehearing en banc. Briefing in this appeal shall be stayed pending the resolution of the petition for rehearing en banc in *Padilla*. If this court denies the petition for rehearing en banc, the Clerk will establish a new briefing schedule in this appeal. If this court grants the petition for rehearing en banc in *Padilla*, the briefing schedule in this appeal shall be stayed pending a decision of the en banc court in *Padilla*.