

ORIGINAL

FILED

UNITED STATES COURT OF APPEALS

OCT - 9 2006

FOR THE NINTH CIRCUIT

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

MARIA M. GONZALEZ; et al.,

Plaintiffs,

and

THE INTER TRIBAL COUNCIL OF
ARIZONA, INC.; et al.,

Plaintiffs - Appellants,

v.

STATE OF ARIZONA; et al.,

Defendants - Appellees,

and

YES ON PROPOSITION 200,

Defendant-Intervenor.

Nos. 06-16702, 06-16706

D.C. No. CV-06-01268-ROS

District of Arizona,

Phoenix

ORDER

Before: TASHIMA and W. FLETCHER, Circuit Judges.

The court has received and considered the State of Arizona's emergency motion to reconsider the court's October 5, 2006 order enjoining Proposition 200 pending appeal. The court has also considered the county appellees' response to

06-16706

the emergency motion for injunction pending appeal with attached appendix and its emergency motion for reconsideration.

The court denies both motions for reconsideration.

The briefing schedule established previously shall remain in effect.