

UNITED STATES COURT OF APPEALS

**FILED**

FOR THE NINTH CIRCUIT

OCT 19 2017

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

TIMOTHY A. DEWITT,

Plaintiff-Appellant,

v.

CALIFORNIA CITIZENS  
REDISTRICTING COMMISSION; ALEX  
PADILLA,

Defendants-Appellees.

No. 16-16162

D.C. No. 3:15-cv-05261-WHA  
Northern District of California,  
San Francisco

ORDER

Appellant's motion (Doc. 26) for reconsideration of the October 16, 2017 order denying the motion (Doc. 21) for injunctive relief pending appeal is DENIED. Both the motion for injunctive relief and the motion for reconsideration have been submitted to and decided by the three-judge merits panel assigned to decide the merits of this appeal, which is calendared for November 13, 2017. However, because this Court does not disclose the identity of a merits panel until the week prior to the hearing date, these orders are issued in the name of the Clerk, at the express direction of the panel, pursuant to Ninth Circuit General Order 3.5.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT

By: Wendy Lam  
Deputy Clerk  
Ninth Circuit Rule 27-7