

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

CITY OF SAN JOSE, et al.,  
Plaintiffs-Appellees,

v.

WILBUR ROSS, et al.,  
Defendants-Appellants.

No. 19-15457

**UNOPPOSED MOTION TO  
VOLUNTARILY DISMISS APPEAL**

Pursuant to Federal Rule of Appellate Procedure 42(b), defendants-appellants hereby move to dismiss this appeal, with each party to bear its own costs. Counsel for plaintiffs-appellees have authorized us to state that they do not oppose this motion.

Respectfully submitted,

MARK B. STERN

s/ Gerard Sinzduk

GERARD SINZDAK

(202) 514-0718

Attorneys

Civil Division, Appellate Staff

U.S. Department of Justice

950 Pennsylvania Ave., N.W., Rm. 7242

Washington, D.C. 20530

JULY 2019

## CERTIFICATE OF COMPLIANCE

I hereby certify that the foregoing complies with the type-volume limitation of Fed. R. App. P. 27(d)(2) because it contains 38 words, according to the count of Microsoft Word.

/s/ Gerard Sinzdak  
Gerard Sinzdak  
Counsel for the United States  
gerard.j.sinzdak@usdoj.gov

## CERTIFICATE OF SERVICE

I hereby certify that on July 24, 2019, I filed and served the foregoing with the Clerk of the Court by causing a copy to be electronically filed via the appellate CM/ECF system. I also hereby certify that the participants in the case are registered CM/ECF users and will be served via the CM/ECF system.

s/ Gerard Sinzdak  
Gerard Sinzdak  
Counsel for the United States  
gerard.j.sinzdak@usdoj.gov