

FILED

MAY 12 2006

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

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

JOSEPH LEONARD NEUFELD; et al.,

Plaintiffs - Appellants,

v.

MCHUGH, Officer; et al.,

Defendants - Appellees.

No. 05-16079
PRO BONO

D.C. No. CV-04-02567-PJH
Northern District of California,
San Francisco

ORDER

Before: Peter L. Shaw, Appellate Commissioner

Upon review of the record and the briefing, this court has determined that the appointment of pro bono counsel in this appeal would benefit the court's review. The court by this order expresses no opinion as to the merits of this appeal. The Clerk shall enter an order appointing pro bono counsel to represent appellant for purposes of this appeal only.

Pro bono counsel shall consult with the client to determine whether: (1) replacement briefing; or (2) supplemental briefing and appellant's previously filed briefs will be submitted to the judges deciding this appeal. The court encourages the submission of replacement briefing rather than supplemental briefing. Both parties shall indicate on the cover pages of the briefs whether they are replacement briefs or supplemental briefs. Pro bono counsel shall appear at oral argument.

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The Clerk shall establish a revised briefing schedule. The appeal is stayed pending further order of this court.

If appellant objects to the court's appointment of counsel in this appeal, appellant shall file a written objection within 14 days after the filing date of this order.



General Order 6.3 (e)