

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

SEP 8 2017

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

CHAMBER OF COMMERCE OF THE
UNITED STATES OF AMERICA and
RASIER, LLC,

Plaintiffs-Appellants,

v.

CITY OF SEATTLE; et al.,

Defendants-Appellees.

No. 17-35640

D.C. No. 2:17-cv-00370-RSL
Western District of Washington,
Seattle

ORDER

Before: GOULD, RAWLINSON, and BYBEE, Circuit Judges.

The antitrust law professors' unopposed motion (Docket Entry No. 10) for leave to become an amicus curiae and to file an overlength amicus brief in support of the motion for an injunction pending appeal is granted. The Clerk shall file the antitrust law professors' amicus brief at Docket Entry No. 10.

The opposed motions for leave to become amicus curiae (Docket Entry Nos. 11 and 17) are denied without prejudice to reapplying for amicus status in consideration of the merits of this appeal.

The motion to file an overlength opposition (Docket Entry No. 15) to the motion for a preliminary injunction pending appeal is granted.

The motion to file an overlength reply (Docket Entry No. 21) to the opposition to the motion for a preliminary injunction pending appeal is granted.

The opposition and reply have been filed.

Appellant's emergency motion for an injunction (Docket Entry No. 6) of Seattle Ordinance 124968 pending appeal is granted. *See Winter v. Natural Res. Def. Council, Inc.*, 555 U.S. 7, 20 (2008). The enforcement of Seattle Ordinance 124968 is hereby enjoined pending resolution of this appeal.

The motion to expedite (Docket Entry No. 14) is granted, in part.

The opening brief and excerpts of record are due October 27, 2017; the answering brief is due December 1, 2017; and the optional reply brief is due within 21 days after service of the answering brief.