



# County of San Diego

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March 13, 2014

Thomas Reuters  
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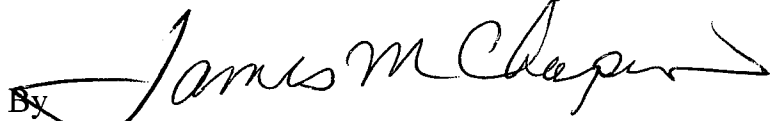
Re: Edward Peruta, et al. v. William D. Gore;  
Court of Appeal No. 10-56971

Dear Ms. Green:

In response to Mr. Michel's letter of March 12, 2014, I have attached a copy of the face page of my brief at the Ninth Circuit. I appeared on behalf of Defendant/Appellee William Gore only. I am not requesting any change to the body of the opinion, only that it accurately reflect my representation. There is no "disputed factual and procedural question" and there is no basis for filing a motion. The published opinion at page 78 should be correct rather than incorrect. If Mr. Michel has some basis for his disagreement, he should file a motion.

Very truly yours,

THOMAS E. MONTGOMERY, County Counsel

By   
JAMES M. CHAPIN, Senior Deputy

JMC:lf  
encl.

C.A. No. 10-56971

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

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EDWARD PERUTA, et al.,

Plaintiffs/Appellants,

v.

COUNTY OF SAN DIEGO, et al.,

Defendants/Appellees.

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On Appeal from the United States District Court  
for the Southern District of California

Honorable Irma E. Gonzalez, Presiding Judge

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**APPELLEE'S BRIEF**

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Edward Peruta, et al. v. County of San Diego, et al. ;  
U.S. Court of Appeals Docket Number(s): 10-56971

### CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the following document(s):  
**Correspondence to Thomas Reuters dated March 13, 2014** with the Clerk of the Court for the United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system on March 13, 2014.

I certify that the following participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system:

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I certify that some of the participants in the case are not registered CM/ECF users. I have mailed the foregoing document(s) by First-Class Mail, postage prepaid, or have dispatched it to a third party commercial carrier for delivery within 3 calendar days, to the following non-CM/ECF participants:

By: s/ JAMES M. CHAPIN  
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