

FILED

UNITED STATES COURT OF APPEALS

OCT 15 2010

FOR THE NINTH CIRCUIT

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

<p>DENNIS HOLLINGSWORTH, et al.,</p> <p>Petitioners,</p> <p>v.</p> <p>UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA,</p> <p>Respondent,</p> <p>KRISTIN M. PERRY; et al.,</p> <p>Real Parties in Interest.</p>

No. 10-70063

D.C. No. 3:09-cv-02292-VRW
Northern District of California,
San Francisco

ORDER

Before: SILVERMAN, PAEZ and BEA, Circuit Judges.

On October 4, 2010, the United States Supreme Court granted the petition for writ of certiorari and vacated the judgment and remanded with instructions to dismiss this petition as moot. Accordingly, this court's January 8, 2010 order is vacated and the petition for writ of mandamus is denied as moot.