FILED

UNITED STATES COURT OF APPEALS

OCT 2 B 2005

FOR THE NINTH CIRCUIT

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

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

V.

OAKLAND CANNABIS BUYERS' COOPERATIVE; et al.,

Defendants - Appellants.

Nos. 05-16466 and 05-16547

D.C. No. CV-98-00088-CRB Northern District of California, San Francisco

ORDER

Appellants' motion for an extension of time to file opening brief is construed as a motion stay appellate proceedings pending disposition of *Raich v. Gonzales*, no. 03-15481. So construed, the motion is granted in part.

These cases are stayed until April 14, 2006. On or before the expiration of the stay, appellants may move for further appropriate relief. In the absence of a motion from the appellants, the stay will expire and the opening brief will be due April 14, 2006. If the opening brief is filed, answering brief shall be due 14 days after service of the answering brief.

The filing of the opening brief or failure to move for appropriate relief shall terminate the stay.

A BONNEY & CHARLES

For the Court

CATHY A. CATTERSON

Clerk of the Court

Lorela Bragado-Sevillena

Deputy Clerk

Ninth Circuit Rule 27-7/Advisory Note to Rule 27 and Ninth Circuit Rule 27-10