

UNITED STATES COURT OF APPEALS

FILED

FOR THE NINTH CIRCUIT

APR 28 2008

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

ROBERT M. NELSON; WILLIAM  
BRUCE BRANERDT; ; JULIA BELL;  
JOSETTE BELLAN; DENNIS V.  
BYRNES; GEORGE CARLISLE; KENT  
ROBERT CROSSIN; LARRY R.  
D'ADDARIO; RILEY M. DUREN;  
PETER R. EISENHARDT; SUSAN D.J.  
FOSTER; MATTHEW P. GOLOMBEK;  
VAROUJAN GORJIAN; ZAREH  
GORJIAN; ROBERT J. HAW; JAMES  
KULLECK; SHARLON,

Plaintiffs - Appellants

v.

NATIONAL AERONAUTICS AND  
SPACE ADMINISTRATION, an Agency  
of the United States; MICHAEL  
GRIFFIN, Director of NASA, in his  
official capacity only; UNITED STATES  
DEPARTMENT OF COMMERCE;  
CARLOS M. GUTIERREZ, Secretary of  
Commerce, in his official capacity only;  
CALIFORNIA INSTITUTE OF  
TECHNOLOGY,

Defendants - Appellees

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ELECTRONIC FRONTIER  
FOUNDATION,

Amicus Curiae

No. 07-56424

D.C. No. CV-07-05669-ODW

**ORDER**

Mandate issued on April 25, 2008 is recalled as being issued in error.

FOR THE COURT:

Molly C. Dwyer  
Clerk of Court

By: Synitha Walker  
Deputy Clerk