

FILED

UNITED STATES COURT OF APPEALS

JUN 05 2012

FOR THE NINTH CIRCUIT

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

THE ASSOCIATED PRESS, a New York corporation; IDAHO STATESMAN PUBLISHING, LLC, a Delaware limited liability company doing business as The Idaho Statesman; LEE ENTERPRISES, INCORPORATED, a Delaware corporation doing business as The Times-News; THE IDAHO PRESS CLUB, INC., an Idaho corporation; PIONEER NEWSPAPERS, INC., a Nevada corporation doing business as Idaho Press-Tribune, Idaho State Journal, Standard Journal, Teton Valley News, The News-Examiner, The Preston Citizen, and Messenger Index; TPC HOLDINGS, INC., an Idaho corporation doing business as Lewiston Tribune and Moscow-Pullman Daily News; BAR BAR INC., an Idaho corporation doing business as Boise Weekly; COWLES PUBLISHING COMPANY, a Washington corporation doing business as The Spokeman Review; IDAHOANS FOR OPENNESS IN GOVERNMENT, INC., an Idaho non-profit corporation,

Plaintiffs - Appellants,

v.

C.L. "BUTCH" OTTER, in his official capacity as the Governor of the State of

No. 12-35456

D.C. No. 1:12-cv-00255-EJL
District of Idaho,
Boise

ORDER

Idaho; ROBIN SANDY, in her official capacity as the Idaho Board of Corrections; HOWARD G. "J.R." VAN TASSEL, in his official capacity as the Idaho Board of Correction; JAY NIELSEN, in his official capacity as the Idaho Board of Correction; BRENT REINKE, in his official capacity as the Director of the Idaho Department of Correction; KEVIN KEMPF, in his official capacity as Division Chief of Operations of the Idaho Department of Correction,

Defendants - Appellees.

Before: KOZINSKI, Chief Judge, REINHARDT and BERZON, Circuit Judges

On Wednesday June 6, 2012, the parties simultaneously: (1) shall file opening briefs and any request for relief by 2 p.m. Pacific Time (PT); and (2) may file optional responses by 8 p.m. PT. The Court has read all district court filings so the parties are encouraged to file abbreviated briefs, focused upon the correctness of the district court's June 5, 2012 order.

Oral argument is set for Thursday June 7, 2012 at 9:30 a.m. PT at the Richard H. Chambers Courthouse, 125 S. Grand Avenue, Pasadena, CA 91105. Counsel may appear in person in Pasadena, CA or may appear via video conference. A video conference link will be available at the U.S. District Court,

550 W. Fort Street, Boise, Idaho 83724. The Clerk's Office for the Ninth Circuit will be in contact with the parties regarding room locations.