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November 8, 2013

**VIA FEDERAL EXPRESS**

Office of the Clerk  
James R. Browning Courthouse  
U.S. Court of Appeals  
95 Seventh Street  
San Francisco, CA 94103-1526

**Re: *HonoluluTraffic.com, et al. v. Federal Transportation Authority, et al.***  
**(Ninth Circuit Court of Appeal Case No. 13-15277)**  
**on appeal from the U.S. District Court for the District of Hawaii**  
**(Case No. 11-cv-00307-AWT)**

Dear Sir or Madam:

This letter provides notice that on November 7, 2013, the Plaintiffs-Appellants in the above action filed in the District Court an Objection to Defendants' Notice of Compliance with the District Court's December 27, 2012 Judgment and Partial Injunction (District Court ECF No. 202) and the District Court's November 1, 2012 Summary Judgment Order (District Court ECF No. 182).

Under the terms of the Judgment and Partial Injunction, the filing of the Objection by Plaintiffs-Appellants triggers additional proceedings in the District Court and makes it likely that there will be additional appeals to the Ninth Circuit in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert D. Thornton', written over a horizontal line.

Robert D. Thornton  
of Nossaman LLP

*Attorneys for Defendants/Appellees*

THE CITY AND COUNTY OF HONOLULU  
and MICHAEL FORMBY, in his official  
capacity as Director of the City and County of  
Honolulu Department of Transportation  
Services

9th Circuit Case Number: 13-15277

**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the **LETTER NOTICE TO THE COURT OF APPEALS DATED NOVEMBER 8, 2013** 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 November 8, 2013.

Participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system.

I further certify that some of the participants in the case are not registered CM/ECF users. I have mailed the foregoing document 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:

Michael Jay Green  
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DATED: November 8, 2013

Respectfully submitted,

By: /s/ Robert D. Thornton  
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HONOLULU and MICHAEL FORMBY, in  
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