

NOT FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

MAR 17 2009

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

**CHRISTIAN LEGAL SOCIETY
CHAPTER OF UNIVERSITY OF
CALIFORNIA, HASTINGS COLLEGE
OF THE LAW, aka Hastings Christian
Fellowship,**

Plaintiff - Appellant,

v.

**MARY KAY KANE, in her official
capacity as Chancellor and Dean of
University of California, Hastings
College of the Law; JUDY CHAPMAN,
in her official capacity as Director of
Student Services for University of
California, Hastings College of the Law;
MAUREEN E. CORCORAN; EUGENE
L. FREELAND; CARIN T. FUJISAKI;
JOHN T. KNOX; JAN
LEWENHAUPT; JAMES E.
MAHONEY; BRIAN D. MONAGHAN;
BRUCE L. SIMON; JOHN K. SMITH;
TONY WEST, in their official capacities
as the Board of Directors of the
University of California, Hastings
College of the Law,**

No. 06-15956

D.C. No. CV-04-04484-JSW

MEMORANDUM*

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

Defendants - Appellees,
HASTINGS OUTLAW,
Defendant-intervenor -
Appellee.

Appeal from the United States District Court
for the Northern District of California
Jeffrey S. White, District Judge, Presiding

Argued and Submitted March 10, 2009
San Francisco, California

Before: **KOZINSKI**, Chief Judge, **HUG** and **BEA**, Circuit Judges.

The parties stipulate that Hastings imposes an open membership rule on all student groups—all groups must accept all comers as voting members even if those individuals disagree with the mission of the group. The conditions on recognition are therefore viewpoint neutral and reasonable. Truth v. Kent Sch. Dist., 542 F.3d 634, 649–50 (9th Cir. 2008).

AFFIRMED.