

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

DEC 16 2019

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

JERRY GRIFFIN; et al.,

Plaintiffs-Appellees,

v.

ALEX PADILLA, Secretary of State of  
California, in his official capacity,

Defendant-Appellant,

v.

JEFFREY S. KOENIG,

Movant.

No. 19-17000

D.C. No. 2:19-cv-01477-MCE-DB  
Eastern District of California,  
Sacramento

ORDER

DONALD J. TRUMP FOR PRESIDENT,  
INC.; DONALD J. TRUMP, in his capacity  
as a private citizen,

Plaintiffs-Appellees,

v.

ALEX PADILLA, Secretary of State of  
California, in his official capacity,

Defendant-Appellant,

v.

JEFFREY S. KOENIG; JERRY GRIFFIN,

No. 19-17002

D.C. No. 2:19-cv-01501-MCE-DB

Movants.

MELISSA MELENDEZ; et al.,

Plaintiffs-Appellees,

v.

GAVIN NEWSOM, in his official capacity  
as Governor of the State of California;  
ALEX PADILLA, Secretary of State of  
California, in his official capacity,

Defendants-Appellants,

v.

JERRY GRIFFIN,

Movant.

No. 19-17004

D.C. No. 2:19-cv-01506-MCE-DB

JEFFREY S. KOENIG,

Plaintiff-Appellee,

v.

GAVIN NEWSOM, in his official capacity  
as Governor of the State of California;  
ALEX PADILLA, Secretary of State of  
California, in his official capacity,

Defendants-Appellants,

v.

JERRY GRIFFIN; et al.,

No. 19-17007

D.C. No. 2:19-cv-01507-MCE-DB

Movants.

ROQUE DE LA FUENTE, “Rocky”,

Plaintiff-Appellee,

v.

ALEX PADILLA, Secretary of State of  
California, in his official capacity

Defendant-Appellant.

No. 19-17009

D.C. No. 2:19-cv-01659-MCE-DB

Before: THOMAS, Chief Judge, BERZON and BRESS, Circuit Judges.

Appellants’ motion to dismiss these appeals as moot (Docket Entry No. 20 in appeal No. 19-17000) is granted.

Because these appeals were mooted by the California Supreme Court’s decision in *Patterson v. Padilla*, No. S257302 (Cal. Nov. 21, 2019), and not through any voluntary actions of the parties, we remand these matters to the district court with instruction to vacate the October 2, 2019 order. *See* 28 U.S.C. § 2106; *Paulson v. City of San Diego*, 475 F.3d 1047, 1048-49 (9th Cir. 2007).

The parties should seek any other relief in district court.

The parties shall bear their own costs on appeal.

**DISMISSED and REMANDED with instructions.**