

UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT

THE AMERICAN CIVIL LIBERTIES  
UNION OF NEW MEXICO,

Plaintiff,

and

THE LEAGUE OF WOMEN VOTERS  
OF ALBUQUERQUE/BERNALILLO  
COUNTY, INC.; SAGE COUNCIL; NEW  
MEXICO COALITION TO END  
HOMELESSNESS; ANNE KASS;  
ALEXANDRA KAZARAS; BARBARA  
GROTHUS,

Plaintiff-Appellees,

v.

No. 07-2067

MILLIE U. SANTILLANES,  
Albuquerque City Clerk,

Defendant-Appellant.

AMERICAN CENTER FOR VOTING  
RIGHTS LEGISLATIVE FUND, THE  
BRENNAN CENTER FOR JUSTICE AT  
NEW YORK UNIVERSITY SCHOOL OF  
LAW,

Amici Curiae.

## STATUS REPORT

Pursuant to this Court's order dated January 28, 2008, the Defendant/Appellant Millie Santillanes (hereinafter the city clerk) is filing this status report advising the Court of the status of the Supreme Court's proceedings in *Indiana Democratic Party v. Rokita*. The city clerk acknowledges that it should have filed this report on or before April 28, 2008, but was unable to do so due to an unforeseen health issue that affected counsel for the city clerk in this case. Enclosed with this report is an entry of appearance for new counsel.

The Supreme Court issued its decision in *Rokita* on April 28, 2008 (553 U.S. \_\_\_\_ 2008). A copy of that decision is attached to this report. As the *Rokita* case is finally decided, the parties are requesting this Court to allow simultaneous supplemental briefing on the impact of this decision on the present case. The parties request that these briefs be filed pursuant to an order issued by this Court, that the briefs not exceed 15 pages in length, and the parties request that they be allowed 30 days to submit their briefs from the date of this Court's order. Counsel for the Plaintiffs/Appellees do not oppose this request.

Respectfully Submitted,

/s/

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It is hereby certified that on this the \_\_\_\_ day of  
May, 2008, I mailed a true and correct copy of the  
foregoing Status Report to the following:

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/s/

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Michael I. Garcia  
Assistant City Attorney