

IN THE UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

STATE OF CALIFORNIA, acting by and through  
the California Department of Transportation;  
SACRAMENTO REGIONAL TRANSIT  
DISTRICT,

Plaintiffs-Appellees,

v.

UNITED STATES DEPARTMENT OF  
LABOR; THOMAS E. PEREZ, Secretary of the  
Department of Labor,

Defendants-Appellants.

No. 15-15385

**MOTION FOR VOLUNTARY DISMISSAL  
OF APPEAL**

Pursuant to Federal Rule of Appellate Procedure 42(b), Defendants-Appellants United States Department of Labor and Thomas E. Perez, Secretary of Labor, hereby respectfully move in this Court for voluntary dismissal of the appeal in the above-captioned matter, with each party to bear its own costs. Plaintiffs' counsel, Kathleen E. Kraft, has represented to undersigned counsel that plaintiffs intend to oppose this motion.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

I hereby certify that on April 27, 2015, I filed the foregoing with the United States Court of Appeals for the Ninth Circuit, and served it upon the following counsel, through the CM/ECF system:

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