

FILED

UNITED STATES COURT OF APPEALS

JUN 24 2009

FOR THE NINTH CIRCUIT

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

PEOPLE OF THE STATE OF
CALIFORNIA, ex rel. Edmund G. Brown
Jr., Attorney General,

Plaintiff - Appellant,

v.

GENERAL MOTORS CORPORATION, a
Delaware Corporation; et al., corporation,

Defendants - Appellees,

CHAMBER OF COMMERCE OF THE
UNITED STATES; et al.,

Amici Curiae.

No. 07-16908

D.C. No. CV-06-05755-MJJ
Northern District of California,
San Francisco

ORDER

The appellant's motion for voluntary dismissal of this appeal under Fed. R. App. P. 42(b) is granted. Although the appellees have filed for Chapter 11 bankruptcy protection, this appeal appears to fall under the exception to the automatic stay as held in *IUFA v. Pan American*, 966 F.2d 457(9th Cir. 1992).

A copy of this order sent to the district court shall act as and for the mandate of this court.

For the Court:
MOLLY C. DWYER
Clerk of the Court:

Cathie A. Gottlieb, Deputy Clerk
Ninth Cir. R. 27-7/Advisory Note to Rule 27
and Ninth Circuit 27-10