

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 18-2574

Fulton v. City of Philadelphia

To: Clerk

- 1) Notice of District Court Indicative Ruling, construed as Motion for a Limited Remand

The foregoing notice asks this Court to grant a limited remand so that the district court can consider the proposed intervenors' motion to intervene. The notice will be submitted to a motions panel as a motion for a limited remand. Given this appeal's expedited briefing schedule, any response to the motion must be filed within three days of this order.

The proposed intervenors must file within three days a corrected version of their motion containing a copy of the district court's indicative ruling, which was referenced but not attached as an exhibit. See 3d Cir. L.A.R. 113.6.

Unless the Court orders otherwise, a remand will not affect the expedited briefing schedule previously set by the Court. See Fed. R. App. P. 12.1(b) (noting that Court "retains jurisdiction unless it expressly dismisses the appeal").

If a limited remand is granted and the district court grants the motion to intervene, the proposed intervenors must notify the Clerk within five days of the district court's order. Their notice must indicate whether they will participate in this appeal and, if so, what party they will support. Failure to timely file this notice will be deemed a notice of non-participation and the proposed intervenors will not be permitted to file a brief. Any brief would be due on the same day as the party the proposed intervenors support. As the Court disfavors repetitive briefing, the proposed intervenors and the parties they support are encouraged to consult with one another regarding the contents of their briefs and to join in or adopt portions of each other's briefs by reference. See Fed. R. App. P. 28(i).

For the Court,

s/ Patricia S. Dodszuweit
Clerk

Dated: August 6, 2018
PDB/cc: All Counsel of Record