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December 2, 2015

Honorable Gary L. Sharpe
United States District Judge
Northern District of New York
James T. Foley U.S. Courthouse
445 Broadway, Room 441
Albany, NY 12207

Re: *Caron v. Cuomo*
Northern District of New York
13-CV-1211 (GLS)(TWD)

Dear Judge Sharpe:

Pursuant to the Court's June 1, 2015, text order, please be advised that the cross-appeals in the case of *New York State Rifle and Pistol Association, Inc. v. Cuomo* ("NYSRPA"), were decided in a decision dated October 19, 2015. 804 F.3d 242 (2d Cir. 2015); 2015 U.S. App. LEXIS 18121, *1. In that decision, the Court of Appeals for the Second Circuit held that the seven-round load limit did not meet constitutional muster. *NYSRPA* 2015 U.S. App. LEXIS, 18121 at*47-48.

The defendants in *NYSRPA* have until January 19, 2016 to petition for certiorari. A formal decision has yet to be made. Should certiorari not be sought in *NYSRPA*, Robert P. Firriolo, Esq., counsel for certain plaintiffs in this matter agrees that this matter is rendered moot. Should certiorari be sought, both parties respectfully request that the current stay remain in effect until the seven-round load limit is finally decided in *NYSRPA*.

I conferred with Robert P. Firriolo, Esq., counsel for certain plaintiffs prior to submitting this status report. I was not able to contact David D. Jensen, Esq., counsel for other plaintiffs.

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The Court's attention to this matter is appreciated.

Respectfully,

s/ Kelly L. Munkwitz

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