IN THE

Supreme Court of the United States

MOUNT LEMMON FIRE DISTRICT,

Petitioner,

υ.

JOHN GUIDO AND DENNIS RANKIN,

Respondents.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

MOTION FOR LEAVE TO DISPENSE WITH PREPARATION OF JOINT APPENDIX

Jeffrey C. Matura Amanda J. Taylor BARRETT & MATURA, P.C. 8925 East Pima Center Parkway Suite 1500 Scottsdale, AZ 85258

Thomas M. Bondy Logan Q. Dwyer Orrick, Herrington & Sutcliffe LLP 1152 15th Street, NW Washington, DC 20005 E. Joshua Rosenkranz
Counsel of Record
Christopher J. Cariello
Ned Hirschfeld
Derek Fischer
ORRICK, HERRINGTON &
SUTCLIFFE LLP
51 West 52nd Street
New York, NY 10019
(212) 506-5000
jrosenkranz@orrick.com

Counsel for Petitioner

Pursuant to Rule 26.8 of the Rules of this Court, Petitioner Mount Lemmon Fire District moves for leave to dispense with the requirement of a joint appendix in this case. The respondents agree that a joint appendix is not necessary.

This case presents the question whether the twenty-employee minimum that applies to private employers under the Age Discrimination in Employment Act (ADEA), 29 U.S.C. § 630, also applies to political subdivisions of a State. The pertinent materials, including the opinion of the court of appeals, the order of the district court, and the relevant provisions of the ADEA and Title VII, are included as appendices to the petition for a writ of certiorari. In our view, no other portion of the record would assist the Court's consideration of the case.

Respectfully submitted,

E. Joshua Rosenkranz Counsel of Record

ORRICK, HERRINGTON & SUTCLIFFE LLP

51 West 52nd Street

New York, NY 10019-6142

(212) 506-5380

jrosenkranz@orrick.com

Date: March 23, 2018