

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

MAR 29 2018

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

JOHN DOE, individually and on behalf of
all other similarly situated; et al.,

Plaintiffs-Appellees,

and

JANE DOE, individually and on behalf of
all other similarly situated,

Plaintiff,

v.

DONALD J. TRUMP, President of the
United States; et al.,

Defendants-Appellants.

No. 18-35015

D.C. Nos. 2:17-cv-00178-JLR

2:17-cv-01707-JLR

Western District of Washington,
Seattle

ORDER

JEWISH FAMILY SERVICE OF
SEATTLE; et al.,

Plaintiffs-Appellants,

v.

DONALD J. TRUMP, President of the
United States; et al.,

Defendants-Appellees.

No. 18-35026

D.C. Nos. 2:17-cv-00178-JLR

2:17-cv-01707-JLR

Before: SILVERMAN, CHRISTEN, and FRIEDLAND, Circuit Judges.

The motion to dismiss these cross-appeals as moot, vacate the district court's

judgment, and remand with instructions to dismiss the underlying claims as moot (Docket Entry No. 24) is denied without prejudice to renewing the arguments concerning mootness following their presentation to the district court. The alternate request to remand to the district court to address mootness is granted. These appeals are remanded to the district court to address mootness in the first instance.

Each party shall bear its own costs on appeal.

REMANDED.