

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

JUL 20 2006

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

MARICOPA COUNTY COMMUNITY  
COLLEGE DISTRICT,

Petitioner,

v.

DAVID M. RODRIGUEZ; et al.,

Respondents.

No. 06-80013

D.C. No. CV-04-02510-EHC

District of Arizona,

Phoenix

ORDER

Before: HAWKINS and THOMAS, Circuit Judges.

The district court evaluated all four factors set forth in Federal Rule of Civil Procedure 23(a) and found the requirements for class certification were satisfied. Accordingly, the court, in its discretion, denies the petition for permission to appeal the district court's January 13, 2006 order granting class action certification. *See* Fed. R. Civ. P. 23(f); *Chamberlan v. Ford Motor Co.*, 402 F.3d 952 (9th Cir. 2005) (per curiam).

