

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

ANGEL McCLARY RAICH, DIANE MONSON,
JOHN DOE NUMBER ONE, and JOHN DOE NUMBER TWO
Plaintiffs-Appellants,

v.

JOHN ASHCROFT, as United States Attorney General, and
ASA HUTCHINSON, as Administrator of the Drug Enforcement Administration,
Defendants-Appellees

**Appeal from the United States District Court
For the Northern District of California
Case No. C 02-4872 MJJ**

**MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF OF
MARIJUANA POLICY PROJECT; RICK DOBLIN, PH.D.;
AND ETHAN RUSSO, M.D.
IN SUPPORT OF THE APPELLANTS IN SUPPORT OF REVERSAL**

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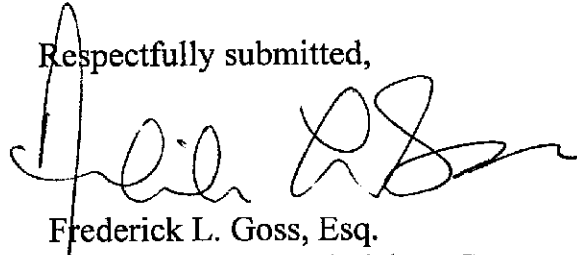
The Marijuana Policy Project (MPP), Rick Doblin, Ph.D., and Ethan Russo, M.D. respectfully move this Court, pursuant to Federal Rule of Appellate Procedure 29, for leave to file the brief submitted herewith, as amici curiae in support of Plaintiff-Appellants in support of reversal of the district court's order denying the motion for a preliminary injunction.

As more fully explained in the brief itself, the amici have an interest in this matter. MPP is struggling to provide a legal avenue through which its seriously ill clients may obtain and use medical cannabis. Rick Doblin, Ph.D. is working to develop the cannabis plant into a federally approved prescription medicine. Ethan Russo, M.D. is a medical researcher unable to conduct research into the benefits and risks of cannabis for patients because of the federal government's monopoly control over the supply of cannabis for use in clinical research.

The federal government has exercised its monopoly over cannabis so as to impede the normal drug development process. In fact, it is more difficult to research cannabis than any other drug, including all other Schedule I drugs. The lack of federal approval of cannabis as a prescription medicine is due, in large part, to the systematic hindrance of scientific research by the government. The Court should not rule in this case based on an illusion of a well-functioning federal drug approval process.

The outcome of this litigation will affect the ability of scientists to conduct clinical research into the therapeutic potentials of cannabis. Wherefore, amici curiae respectfully move this Court for leave to file the accompanying brief in support of Appellants.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Frederick L. Goss', written in a cursive style.

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April 30, 2003

CERTIFICATE OF SERVICE BY FIRST CLASS MAIL

I am not a party to the within action and am over eighteen years of age. My business address is 1 Kaiser Plaza, Suite 1750, Oakland, CA 94612. I hereby certify that on the date this certificate is signed, I caused two copies of this attached

MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF OF MARIJUANA POLICY PROJECT; RICK DOBLIN, PH.D.; AND ETHAN RUSSO, M.D. IN SUPPORT OF THE APPELLANTS IN SUPPORT OF REVERSAL

to be served on the following counsel by First Class mail:

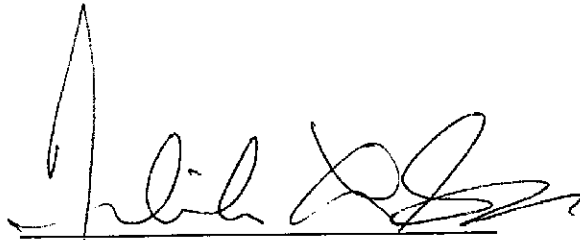
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