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7 Attorneys for Defendants  
CITY AND COUNTY OF SAN FRANCISCO,  
8 MAYOR GAVIN NEWSOM and POLICE CHIEF  
HEATHER FONG  
9

10  
11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13

14 ESPANOLA JACKSON, PAUL COLVIN,  
THOMAS BOYER, LARRY BARSETTI,  
15 DAVID GOLDEN, NOEMI MARGARET  
ROBINSON, NATIONAL RIFLE  
16 ASSOCIATION OF AMERICA, INC. SAN  
FRANCISCO VETERAN POLICE  
17 OFFICERS ASSOCIATION,

18 Plaintiffs,

19 vs.

20 CITY AND COUNTY OF SAN  
FRANCISCO, MAYOR GAVIN NEWSOM,  
21 in his official capacity; POLICE CHIEF  
HEATHER FONG, in her official capacity,  
22 and Does 1-10,

23 Defendants.  
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Case No. C09-2143 PJH

REQUEST FOR JUDICIAL NOTICE IN  
SUPPORT OF MOTION TO DISMISS  
COMPLAINT FOR LACK OF SUBJECT  
MATTER JURISDICTION,  
Fed. R. Civ. P. 12(b)(1)

Hearing Date: September 23, 2009  
Time: 9:00 a.m.  
Place: Courtroom 5, 17<sup>th</sup> Floor

1 Defendants hereby request judicial notice of the following document, attached hereto as  
2 Exhibit A:

3  
4 San Francisco General Order No. 1,587, section 22 (as amended by Order 2557,  
5 approved July 19, 1892), printed in GENERAL ORDERS OF THE BOARD OF SUPERVISORS  
6 at 35-36 (San Francisco 1898).

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8 Judicial notice under Rule 201 of the Federal Rules of Evidence is warranted because the  
9 contents of the former San Francisco law is "not subject to reasonable dispute." Fed. R. Evid. 201(b).  
10 Because the source of the law is a compendium of General Orders printed contemporaneously with the  
11 period in which Section 22 remained operative, the accuracy of the document "cannot reasonably be  
12 questioned."

13  
14 Dated: July 9, 2009

15 DENNIS J. HERRERA  
16 City Attorney  
17 WAYNE SNODGRASS  
18 SHERRI SOKELAND KAISER  
19 Deputy City Attorneys

20 By: \_\_\_\_\_/s/\_\_\_\_\_  
21 SHERRI SOKELAND KAISER

22 Attorneys for Defendants City and County of San  
23 Francisco, Mayor Gavin Newsom and Police Chief  
24 Heather Fong  
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