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6 Attorneys for Defendants County of Ventura
(also erroneously sued as Ventura County Public
7 Health Care Agency), Sheriff William Ayub
(erroneously sued as "Bill Ayub"), Robert Levin
8 and William T. Foley

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10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA

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<p>13 DONALD MCDUGALL, an individual; JULIANA GARCIA, an 14 individual; SECOND AMENDMENT FOUNDATION; CALIFORNIA 15 GUN RIGHTS FOUNDATION; and FIREARMS POLICY COALITION, 16 INC.,</p> <p style="text-align: center;">17 Plaintiffs,</p> <p style="text-align: center;">18 vs.</p> <p>19 COUNTY OF VENTURA, CALIFORNIA; BILL AYUB, in his 20 official capacity; WILLIAM T. FOLEY, in his official capacity, 21 ROBERT LEVIN, in his official capacity; and VENTURA COUNTY PUBLIC HEALTH CARE AGENCY</p> <p style="text-align: center;">22 Defendants.</p>	<p>) No. 2:20-cv-02927-CBM (AS)</p> <p>) STIPULATION TO EXTEND TIME) TO RESPOND TO FIRST AMENDED) COMPLAINT AND SET HEARING) ON DEFENDANTS' MOTION TO) DISMISS FIRST AMENDED) COMPLAINT</p> <p>) Proposed Hearing) Date: June 30, 2020) Time: 10:00 a.m.) Ctrm: 8B) Judge: Hon. Consuelo B. Marshall</p> <p>) Complaint Served: April 21, 2020) Current Response Date: May 12, 2020) Proposed Response Date: June 2, 2020</p>
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25 Defendants County of Ventura, William Ayub, Robert Levin and William T.
26 Foley (collectively "Defendants") and plaintiffs Donald McDougall, Juliana
27 Garcia, Second Amendment Foundation, California Gun Rights Foundation and
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1 Firearms Policy Coalition, Inc. (collectively “Plaintiffs”), by and through their
2 respective counsel of record, stipulate and agree as follows:

3 1. On March 28, 2020, Plaintiffs filed but did not serve the complaint in this
4 action. (ECF Doc. No. 1).

5 2. On March 30, 2020, Plaintiffs filed an ex parte application for a
6 temporary restraining order (“TRO”) (ECF Doc. Nos. 9 & 10), which the court
7 denied on April 1, 2020 (ECF Doc. No. 12).

8 3. On April 14, 2020, Plaintiffs filed a first amended complaint (ECF
9 Doc. No. 19) and a motion for preliminary injunction (“MPI”) (ECF Doc. No. 20),
10 which they served on Defendants on April 21, 2020. The parties stipulated that the
11 MPI could be heard on May 19, 2020 (ECF 24), but the court set the hearing for
12 July 28, 2020 (ECF 25).

13 4. On April 24, 2020, Plaintiffs filed a second TRO application (ECF 27).
14 The Court ordered Defendants to file their response to the second TRO application
15 by April 28, and opposition to the MPI on or before May 5, and advanced the
16 hearing on the MPI to May 19 (ECF 28).

17 5. After Defendants filed their opposition (ECF 29) to the second TRO
18 application, the Court denied the application on April 30, 2020 (ECF 30).

19 6. On April 30, 2020, the parties held a conference, pursuant to Local Rule
20 7-3, to discuss the County’s anticipated bases for a motion to dismiss the first
21 amended complaint under rule 12(b)(6) of the Federal Rules of Civil Procedure.
22 The parties agree that any such motion should be heard and briefed after the court
23 rules on the MPI. Accordingly, the parties agree that the Defendants’ deadline to
24 respond to the first amended complaint should be extended from May 12, 2020, to
25 June 2, 2020, at which time the Defendants will file a motion to dismiss, with
26 Plaintiffs’ opposition due on June 9, 2020, any reply to be filed on June 16, 2020,

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1 and the hearing be set for June 30, 2020, or on a date thereafter as may be
2 convenient for the court.

3 IT IS SO STIPULATED.

4 LEROY SMITH
County Counsel, County of Ventura

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Dated: May 8, 2020

/s/

7 By _____
CHARMAINE H. BUEHNER
Assistant County Counsel

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(erroneously sued as "Bill Ayub"), Robert Levin
and William T. Foley

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The DiGuiseppe Law Firm, P.C.

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Dated: May 8, 2020

/s/

15 By _____
Raymond M. DiGuiseppe

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Attorneys for Plaintiffs Donald McDougall,
Juliana Garcia, Second Amendment Foundation,
California Gun Rights Foundation and Firearms
Policy Coalition, Inc.

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