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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

NATIONAL RIFLE ASSOCIATION OF AMERICA; JOHN DOE,) Case No.: 19-cv-03212-SVW-GJS
)
) **DEFENDANT CITY OF LOS ANGELES’S**
Plaintiffs,) **OBJECTION TO AND REQUEST TO STRIKE**
) **PAGES 13-22 IN PLAINTIFFS’ REPLY**
vs.) **BRIEF BECAUSE THEY ARE IN EXCESS OF**
) **THE COURT’S MAXIMUM PAGE LIMIT**
CITY OF LOS ANGELES; ERIC)
GARCETTI, in his official capacity as)
Mayor of the City of Los Angeles;) Ctrm: 10A-First Street Courthouse
HOLLY L. WOLCOTT, in her official) Judge: Hon. Stephen V. Wilson
)
capacity as City Clerk of the City of Los Angeles, and DOES 1-10,)
) **Action Filed: 04/24/2019**
Defendants.)
)
)
)

1 On June 1, 2020, Plaintiffs filed a **22 page** reply brief (not including tables and
2 proof of service) in support of their motion for attorneys' fees. (Dkt. No. 57.) This is in
3 violation of the Court's Standing Order regarding page limits: "Replies ... shall not
4 exceed 12 pages. These are maximum page limits." (Dkt. No. 11 § 3-A (emphasis in
5 original).) The irony of this: in response to an opposition arguing that Plaintiffs
6 overworked this straightforward case, Plaintiffs file a reply brief that is nearly double the
7 maximum page limit.

8 Accordingly, the City objects to pages 13-22 of the reply brief, and respectfully
9 requests that the Court refuse to consider these excessive pages and/or strike them from
10 the docket. *See, e.g., Ready Transp., Inc. v. AAR Mfg.*, 627 F.3d 402, 404 (9th Cir. 2010)
11 ("It is well established that district courts have inherent power to control their docket....
12 This includes the power to strike items from the docket as a sanction for litigation
13 conduct." (quotation marks and citation omitted)); *ITN Flix, LLC v. Hinojosa*, No. 2:14-
14 CV-08797-ODW (AGR_x), 2019 U.S. Dist. LEXIS 131879, at *9 n.5 (C.D. Cal. Aug. 6,
15 2019) ("Defendants' ... reply papers in connection with their motion to dismiss fail to
16 comply with this Court's local rules.... [T]he reply exceeds the twelve-page limit....
17 Accordingly, the Court does not consider pages thirteen through twenty four of ...
18 Defendants' Reply."); *Yocum v. CBS Corp.*, No. CV 17-01061 SJO (AJW_x), 2017 U.S.
19 Dist. LEXIS 66097, at *6 (C.D. Cal. May 1, 2017) (striking excessive pages in reply brief
20 that exceeded the Court's five-page limit and holding that it would "only consider the first
21 five pages of the Reply"); *Eksouzian v. Albanese*, No. CV 13-728 PSG (AJW_x), 2015 U.S.
22 Dist. LEXIS 189545, at *11-12 (C.D. Cal. Dec. 23, 2015) (refusing to consider arguments
23 raised in reply brief that was "twenty-two pages, nearly double the twelve-page limit in
24 the Court's Standing Order" because "[t]he Court, at its discretion, may refuse to consider
25 pages or briefing that violates its standing orders"); *Bucur v. Fedex Ground Package Sys.*,
26 No. EDCV 15-01117-JGB (KK_x), 2015 U.S. Dist. LEXIS 190203, at *2 n.1 (C.D. Cal.
27 Sept. 10, 2015) ("Because Defendants' Reply violates the 12-page limit set in this Court's
28 Standing Order ..., the Court has considered Defendants' Reply through page 12 only.");

1 *Estes v. Kaiser Found. Health Plan*, No. EDCV 10-00807 VAP (DTBx), 2010 U.S. Dist.
2 LEXIS 159282, at *5 n.3 (C.D. Cal. Aug. 6, 2010) (refusing to consider pages 13 through
3 19 of reply brief because the brief exceeded the Court’s twelve page limit).

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5 Dated: June 4, 2020

OFFICE OF THE CITY ATTORNEY OF
LOS ANGELES

7 By:

/s/ Benjamin Chapman

8 Benjamin Chapman

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10 Attorneys for Defendant
11 CITY OF LOS ANGELES
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