

1 DONNA R. ZIEGLER [SBN 142415]
County Counsel
2 RAYMOND L. MACKAY [SBN 113230]
Senior Deputy County Counsel
3 Office of the County Counsel
4 COUNTY OF ALAMEDA
1221 Oak Street, Suite 450
5 Oakland, California 94612
Telephone: (510) 272-6700

6
7 *Attorneys for Defendants County of Alameda,
Gregory J. Ahern and Erica Pan*

8 UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11
12 JANICE ALTMAN, et al.,
13 Plaintiffs,
14 v.
15 COUNTY OF SANTA CLARA, et al.,
16 Defendants.

Case No.: 4:20-cv-02180-JST

**COUNTY DEFENDANTS’ SECOND
REQUEST FOR JUDICIAL NOTICE
IN SUPPORT OF MOTION TO DISMISS
PLAINTIFFS’ FIRST AMENDED
COMPLAINT**

[FRCP Rule 12(b)(1) and (b)(6)]

Hearing Date: August 12, 2020
Hearing Time: 2:00 PM
Courtroom: 6, 2nd Floor
Location: 1301 Clay St., Oakland, CA
Judge: The Hon. Jon S. Tigar

17
18
19
20 Pursuant to Federal Rule of Civil Procedure Rule 201, the Defendants County of Alameda,
21 Gregory J. Ahern, and Erica Pan, M.D. (“the County Defendants”) request the Court to take judicial
22 notice of the following State statutes, documents and their contents:

23 1. The June 29, 2020 Statement of Neetu Balram, Public Information Manager, Public
24 Health Department, Alameda County Care Health Services Agency which is also found at
25 <http://www.acphd.org/2019-ncov/press-releases.aspx>.

26 2. The July 11, 2020 Statement of Neetu Balram, Public Information Manager, Public
27 Health Department, Alameda County Care Health Services Agency which is also found at
28 <http://www.acphd.org/2019-ncov/press-releases.aspx>.

1 3. The July 15, 2020 Statement of Neetu Balram, Public Information Manager, Public
2 Health Department, Alameda County Care Health Services Agency which is also found at
3 <http://www.acphd.org/2019-ncov/press-releases.aspx>.

4 4. The County of Alameda Health Officer Order No. 20-14b (dated July 19, 2020) including
5 Appendices A, B-1, B-2 and C, which is also found at [http://www.acphd.org/2019-ncov/health-officer-](http://www.acphd.org/2019-ncov/health-officer-orders.aspx)
6 [orders.aspx](http://www.acphd.org/2019-ncov/health-officer-orders.aspx).

7 Courtesy copies of these documents are attached as **Exhibits K, L, M, and N** respectively to the
8 Reply Declaration of Counsel Raymond L. MacKay, filed and served herewith.

9
10 Dated: July 22, 2020

Respectfully Submitted,

11 Office of the County Counsel for the
12 County of Alameda, State of California

13 By /s/ *Raymond L. Mackay*
14 RAYMOND L. MACKAY
15 Senior Deputy County Counsel

16 *Attorneys for Defendants County of Alameda,*
17 *Gregory J. Ahern and Erica Pan*