

1 JOSEPH W. COTCHETT (SBN 36324)  
 2 jcotchett@cpmlegal.com  
 3 TAMARAH P. PREVOST (SBN 313422)  
 4 tprevost@cpmlegal.com  
 5 KAIYI A. XIE (SBN 311182)  
 6 kxie@cpmlegal.com  
 7 MELISSA MONTENEGRO (SBN 329099)  
 8 mmontenegro@cpmlegal.com  
 9 **COTCHETT, PITRE & McCARTHY, LLP**  
 10 San Francisco Airport Office Center  
 11 840 Malcolm Road, Suite 200  
 12 Burlingame, CA 94010  
 13 Telephone: (650) 697-6000  
 14 Facsimile: (650) 697-0577

15 *Attorneys for Defendants*

16 **UNITED STATES DISTRICT COURT**  
 17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 18 **SAN JOSE DIVISION**

19 **NATIONAL ASSOCIATION FOR GUN**  
 20 **RIGHTS, INC.**, a non-profit corporation, and  
 21 **MARK SIKES**, an individual,

22 Plaintiffs,

23 v.

24 **CITY OF SAN JOSE**, a public entity,  
 25 **JENNIFER MAGUIRE**, in her official  
 26 capacity as City Manager of the City of San  
 27 Jose, and the **CITY OF SAN JOSE CITY**  
 28 **COUNCIL**,

Defendants.

Case No. 5:22-cv-00501-BLF

**[PROPOSED] ORDER GRANTING  
 DEFENDANTS’ MOTION TO  
 DISMISS FOR LACK OF SUBJECT  
 MATTER JURISDICTION AND  
 DISMISSING COMPLAINT  
 WITHOUT LEAVE TO AMEND**

Date: June 2, 2022  
 Time: 9:00 AM  
 Courtroom: 3 – 5<sup>th</sup> Floor  
 Judge: Hon. Beth Labson Freeman

Complaint Filed: January 25, 2022

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**[PROPOSED] ORDER**

The Court, having fully considered the papers and arguments presented by the parties and the filings in the case, and good cause having been shown, hereby GRANTS Defendants’ Motion to Dismiss for Lack of Subject Matter Jurisdiction.

Plaintiffs’ Complaint is DISMISSED without leave to amend. The Clerk shall close the file.

Dated: \_\_\_\_\_, 2022

\_\_\_\_\_  
HON. BETH LABSON FREEMAN  
UNITED STATES DISTRICT COURT JUDGE