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 11 **UNITED STATES DISTRICT COURT**
 12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 13 **SAN JOSE DIVISION**

14 NATIONAL ASSOCIATION FOR GUN
 15 RIGHTS, INC., a non-profit corporation; and
 16 MARK SIKES, an individual,

17 Plaintiffs,

18 v.

19 CITY OF SAN JOSE, a public entity,
 20 JENNIFER MAGUIRE, in her official capacity
 as City Manager of the City of San Jose, and the
 21 CITY OF SAN JOSE CITY COUNCIL,

22 Defendants.

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

DEFENDANTS' STATEMENT OF RECENT DECISION

(Civil Local Rule 7-3(d)(2))

Motion: Mot. for Preliminary Injunction
 Date: July 21, 2022
 Time: 9:00 a.m.
 Courtroom: Zoom Webinar
 Judge: Hon. Beth Labson Freeman

Motion: Mot. to Dismiss First Am. Compl.
 Date: August 4, 2022
 Time: 9:00 a.m.
 Courtroom: Zoom Webinar
 Judge: Hon. Beth Labson Freeman

STATEMENT OF RECENT DECISION

Pursuant to Civil Local Rule 7-3(d)(2), Defendants City of San Jose, Jennifer Maguire (in her official capacity as City Manager), and the City of San Jose City Council respectfully provide notice to the Court of the following relevant judicial decision concerning the First Amendment to the U.S.

Constitution:

- *Shurtleff v. City of Boston, Massachusetts*, 142 S. Ct. 1583 (2022), issued on May 2, 2022, a copy of which is attached hereto as **Exhibit 1**.

This decision was issued on May 2, 2022, after the parties to this action had completed briefing Plaintiffs’ pending Motion for Preliminary Injunction (fully briefed as of March 29, 2022) and Defendants’ pending Motion to Dismiss the First Amended Complaint (fully briefed as of April 29, 2022). Those motions are set to be heard by the Court on July 21, 2022, and August 4, 2022, respectively.

Respectfully submitted,

Dated: June 7, 2022

COTCHETT, PITRE & McCARTHY, LLP

By: /s/ Tamarah P. Prevost
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