1 2 3 4 5 6 7 8 9 10 11 12		
 13 14 15 16 17 18 19 20 21 22 23 24 25 26 	VIRGINIA DUNCAN, RICHARD LEWIS, PATRICK LOVETTE, DAVID MARGUGLIO, CHRISTOPHER WADDELL, and CALIFORNIA RIFLE & PISTOL ASSOCIATION, INC., a California corporation, Plaintiffs,	17-cv-1017-BEN-JLB DECLARATION OF ROBERT L. MEYERHOFF IN SUPPORT OF EX PARTE APPLICATION FOR AN ORDER SHORTENING TIME ON MOTION FOR RECONSIDERATION OF BRIEFING SCHEDULE SET FORTH IN ORDER SPREADING THE MANDATE AND CONTINUING THE PRELIMINARY INJUNCTION Hearing Date: November 9, 2022 Time: 10:30 a.m. Courtroom: 5A Judge: Hon. Roger T. Benitez Action Filed: May 17, 2017
26 27		
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		SO Ex Parte Application (17-cv-1017-BEN-JLB

I, Robert L. Meyerhoff, declare as follows:

2 I am an attorney duly licensed to practice before all courts in the State of 1. 3 California. I am a Deputy Attorney General in the Office of the Attorney General, 4 California Department of Justice, and am an attorney of record for Defendant Rob 5 Bonta in his official capacity as Attorney General of the State of California (the 6 "Attorney General"), in the above-captioned action. If called as a witness, I could 7 and would testify to the facts set forth herein under oath.

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8 2. On October 13, 2022, I emailed counsel for Plaintiffs, informing them 9 that the Attorney General would be filing an ex parte application for an order 10 shortening time on the Motion for Reconsideration of Briefing Schedule Set Forth 11 in Order Spreading the Mandate and Continuing the Preliminary Injunction (the 12 "Motion") (Dkt. 112), and that we would be asking for the Court to enter the following briefing schedule on the Motion: Plaintiffs' opposition to the Motion due 13 14 on Monday, October 24, 2022, Defendants' Reply in support of the Motion due on 15 Thursday, October 27, 2022, and a hearing on the Motion (if ordered) on November 16 1, 2022. Plaintiffs' counsel responded on October 14, 2022 and stated that 17 "Plaintiffs would not oppose your request to shorten time on the State's motion for 18 reconsideration—as long as the relief granted would only move Plaintiffs' deadline to October 24 and not earlier." Attached as Exhibit A is a true and correct copy of 19 20 that October 13-14, 2022 email exchange.

21 I declare under penalty of perjury under the laws of the State of California that 22 the foregoing is true and correct.

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Executed this 14th day of October, 2022, at Los Angeles, California.

Dated: October 14, 2022 25

/s/ Robert L. Meverhoff Robert L. Meyerhoff Deputy Attorney General Case 3:17-cv-01017-BEN-JLB Document 113-1 Filed 10/14/22 PageID.8302 Page 3 of 5

EXHIBIT A

Case 3:17-cv-01017-BEN-JLB Document 113-1 Filed 10/14/22 PageID.8303 Page 4 of 5 RE: Duncan, et al. v. Bonta (Case No. 17-cv-1017-BEN-JLB) [MA-Interwoven.FID92062]

Anna M. Barvir < ABarvir@michellawyers.com>

Fri 10/14/2022 10:33 AM

To:Robert Meyerhoff <Robert.Meyerhoff@doj.ca.gov>; C.D. Michel <cmichel@michellawyers.com>; Matthew D. Cubeiro <mcubeiro@michellawyers.com>; Sean Brady <sbrady@michellawyers.com>;

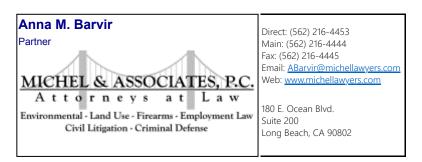
Cc:Mark Beckington <Mark.Beckington@doj.ca.gov>;

EXTERNAL EMAIL: This message was sent from outside DOJ. Please do not click links or open attachments that appear suspicious.

Thank you for the notice of your imminent ex parte filing, Mr. Meyerhoff. I write to inform you that Plaintiffs would not oppose your request to shorten time on the State's motion for reconsideration—as long as the relief granted would only move Plaintiffs' deadline to October 24 and not earlier.

Should you like to discuss further, feel free to give me a call at (562) 216-4453.

Regards, Anna



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From: Robert Meyerhoff <Robert.Meyerhoff@doj.ca.gov>
Sent: Thursday, October 13, 2022 4:59 PM
To: C.D. Michel <cmichel@michellawyers.com>; Anna M. Barvir <ABarvir@michellawyers.com>; Matthew D. Cubeiro <mcubeiro@michellawyers.com>; Sean Brady <sbrady@michellawyers.com>
Cc: Mark Beckington <Mark.Beckington@doj.ca.gov>
Subject: Duncan, et al. v. Bonta (Case No. 17-cv-1017-BEN-JLB)

Counsel:

Pursuant to Local Rules 7.1(e)(5) and 83.3(g), I am writing to give notice that Defendant Rob Bonta in his official capacity as Attorney General of the State California (the Attorney General) will be filing an ex parte

Case 3:17-cv-01017-BEN-JLB Document 113-1 Filed 10/14/22 PageID.8304 Page 5 of 5 application with the Honorable Roger T. Benitez in the above matter tomorrow, Friday, October 14, to shorten time on the Attorney General's Motion for Reconsideration of Briefing Schedule Set Forth in the Order Spreading the Mandate and Continuing the Preliminary Injunction, Dkt. 112.

In the application, the Attorney General will seek to move the hearing date on the Motion for Reconsideration from November 9, 2022, to November 1, 2022, to move the deadline for Plaintiffs to file a response to the Motion for Reconsideration to October 24, 2022, and to move the deadline for the Attorney General to file a reply in support of the Motion for Reconsideration to October 27, 2022.

Thank you,

Rob

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