

1 ROB BONTA
 Attorney General of California
 2 MARK R. BECKINGTON
 Supervising Deputy Attorney General
 3 TODD GRABARSKY
 Deputy Attorney General
 4 State Bar No. 286999
 300 South Spring Street, Suite 1702
 5 Los Angeles, CA 90013-1230
 Telephone: (213) 269-6044
 6 Fax: (916) 731-2124
 E-mail: Todd.Grabarsky@doj.ca.gov
 7 *Attorneys for Governor Gavin Newsom and*
Attorney General Rob Bonta in their official
 8 *capacities*

9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE CENTRAL DISTRICT OF CALIFORNIA

11
 12
 13 **ADAM RICHARDS, et al.,**
 14
 Plaintiffs,
 15
 v.
 16
GAVIN NEWSOM, in his official
 17 **capacity as Governor of California, et**
 18 **al.,**
 Defendants.
 19

Case No.: 8:23-cv-02413 JVS (KESx)

**STIPULATION AND REQUEST
 FOR AGREED UPON BRIEFING
 AND HEARING SCHEDULE ON
 DEFENDANTS' INTENDED
 MOTION TO DISMISS THE
 COMPLAINT**

Judge: The Honorable James V.
 Selna
 Action Filed: 12/19/2023

20
 21
 22 Pursuant to Local Rule 8-3, Plaintiffs and Defendants in the above-captioned
 23 action (collectively, "the Parties"), through their respective attorneys of record,
 24 hereby stipulate and request as follows:

- 25 1. Plaintiffs filed their Complaint on December 19, 2023 and served
 26 Defendants on December 22, 2023;
 27 2. On March 1, 2024, the Court issued a ruling denying Plaintiffs'
 28 application for preliminary injunction (ECF No. 28);

1 3. Upon previous stipulation among the parties and order of the Court,
2 Defendants' responsive pleading to the Complaint is presently due on March 29,
3 2024 (*see* ECF Nos. 19, 21);

4 4. Upon conference of counsel, counsel for Plaintiffs have communicated to
5 counsel for Defendants that Plaintiffs do not intend to appeal the Court's March 1,
6 2024 ruling on the preliminary injunction application;

7 5. Upon conference of counsel, counsel for Defendants have communicated
8 to counsel for Plaintiffs that Defendants intend to file a motion to dismiss the
9 complaint under Federal Rule of Civil Procedure 12 including for failure to state a
10 claim upon which relief can be granted;

11 6. To accommodate the parties' schedules and to conserve judicial and party
12 resources, the parties stipulate and hereby request the Court the order the following
13 briefing and hearing schedule on Defendants' intended motion to dismiss the
14 Complaint:

- 15 • Defendants' deadline to file a motion to dismiss or other responsive
16 pleading to the Complaint: **April 18, 2024**
- 17 • Plaintiffs' deadline to file an opposition to the motion to dismiss:
18 **May 16, 2024**
- 19 • Defendants' deadline to file a reply in support of the motion to
20 dismiss: **June 6, 2024**
- 21 • Proposed hearing date: **June 17, 2024, at 1:30 p.m.**

22 NOW THEREFORE, the Parties stipulate to and respectfully request that the
23 Court issue an order setting the aforementioned briefing and hearing schedule on
24 Defendants' intended motion to dismiss.

25 //

26 //

27 //

28 //

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
27
28

IT IS SO STIPULATED.

Dated: March 21, 2024

Respectfully submitted,
ROB BONTA
Attorney General of California
MARK BECKINGTON
Supervising Deputy Attorney General

/s/ Todd Grabarsky¹
TODD GRABARSKY
Deputy Attorney General
*Attorneys for California Governor
Gavin Newsom and Attorney General
Rob Bonta in their official capacities*

Dated: March 21, 2024

MICHEL & ASSOCIATES, P.C

/s/ Tiffany Cheuvront
TIFFANY CHEUVRONT
Attorneys for Plaintiffs

SA2023306691

¹ I hereby attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

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
27
28

CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2024, I electronically filed the foregoing document and any attachments thereto with the Clerk of the Court by using the CM/ECF system.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

Dated: March 21, 2024

/s/ Todd Grabarsky
TODD GRABARSKY