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

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 15 **ADAM RICHARDS, et al.,**
 16 Plaintiffs,
 17 v.
 18 **ROB BONTA, in his official capacity**
 19 **as Attorney General of California,**
 20 Defendant.

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

**REQUEST FOR JUDICIAL
 NOTICE IN SUPPORT OF
 DEFENDANT'S MOTION TO
 DISMISS AMENDED
 COMPLAINT**

Date: October 7, 2024
 Time: 1:30 p.m.
 Courtroom: 10C
 Judge: The Honorable James V.
 Selna
 Action Filed: 12/19/2023

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1 Pursuant to Federal Rule of Evidence 201, Defendant respectfully requests
2 that the Court take judicial notice of various materials that support Defendant's
3 Motion to Dismiss the Amended Complaint. Defendant respectfully requests that
4 this Court take judicial notice of Exhibits 1-3 attached to the Declaration of Deputy
5 Attorney General Todd Grabarsky, filed concurrently.

6 Federal Rule of Evidence 201(b) provides that a judicially noticed fact must be
7 one "not subject to reasonable dispute" because it is either (1) generally known
8 within the territorial jurisdiction of the trial court or (2) capable of accurate and
9 ready determination by resort to sources whose accuracy cannot readily be
10 questioned. The Court should take judicial notice of the aforementioned exhibits
11 which are official laws, government documents, and hearing records. "[A] court
12 may take judicial notice of 'matters of public record.'" *Lee v. City of Los Angeles*,
13 250 F.3d 668, 689 (9th Cir. 2001) (citing *Mack v. South Bay Beer Distrib.*, 798 F.2d
14 1279, 1282 (9th Cir. 1986)). Government documents that are public records are
15 appropriate subjects for judicial notice. *See, e.g., Cachil Dehe Band of Wintun*
16 *Indians of the Colusa Indian Cmty. v. California*, 547 F.3d 962, 968 n.4 (9th Cir.
17 2008) (government documents on government website); *Daniels-Hall v. Nat'l*
18 *Educ. Ass'n*, 629 F.3d 992, 998-99 (9th Cir. 2010) (same); *Greeson v. Imperial Irr.*
19 *Dist.*, 59 F.2d 529, 531 (9th Cir. 1932) ("[T]he court is bound to take notice of
20 public facts . . . [and] public documents . . .").

21 Judicial notice of above referenced matter is also consistent with California
22 law. The aforementioned documents are properly subject to judicial notice under
23 California Evidence Code sections 451, subdivision (b), and 452, subdivisions (c)
24 (official acts of executive departments), and under California Evidence Code
25 section 452, subdivision (h) (facts and propositions not reasonably subject to
26 dispute and capable of immediate and accurate determination by resort to sources of
27 reasonably indisputable accuracy).

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1 In sum, because the Court's consideration of this undisputed material in
2 deciding whether to grant Defendant's Motion to Dismiss the Amended Complaint
3 is appropriate, the Court should grant Defendant's request for judicial notice.
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5 Dated: August 2, 2024

Respectfully submitted,

6 ROB BONTA
7 Attorney General of California
8 MARK BECKINGTON
9 Supervising Deputy Attorney General
10 CHRISTINA R.B. LOPEZ
11 Deputy Attorney General
12 CAROLYN DOWNS
13 Deputy Attorney General

14 */s/ Todd Grabarsky*
15 TODD GRABARSKY
16 Deputy Attorney General
17 *Attorneys for Attorney General Rob*
18 *Bonta in his official capacity*
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CERTIFICATE OF COMPLIANCE

The undersigned, counsel of record for Defendant Attorney General Rob Bonta, in his official capacity, certifies that this brief contains 349 words, which complies with the word limit of L.R. 11-6.1.

Dated: August 2, 2024

Respectfully submitted,
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CHRISTINA R.B. LOPEZ
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/s/ Todd Grabarsky
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