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14 **UNITED STATES DISTRICT COURT**  
15 **EASTERN DISTRICT OF CALIFORNIA**

16 MARK BAIRD and  
17 RICHARD GALLARDO,

18 Plaintiffs,

19 v.

20 ROB BONTA, in his official capacity as  
21 Attorney General of the State of California,

22 Defendant.

Case No. 2:19-CV-00617

**DECLARATION OF  
AMY L. BELLANTONI IN SUPPORT  
OF PLAINTIFFS' MOTION TO  
APPEAR REMOTELY**

Date: November 3, 2023  
Time: 10:00 a.m.  
Room: 3  
Judge: Hon. Kimberly J. Mueller

**DECLARATION OF AMY L. BELLANTONI**

23  
24 1. I am an attorney with The Bellantoni Law Firm, PLLC, attorneys of record for  
25 Plaintiffs, Mark Baird and Richard Gallardo. I am admitted to practice law before the United States  
26 District Court for the Eastern District of California, *pro hac vice*. I am also admitted to practice law  
27 before the Southern, Eastern, Northern and Western District Courts of the State of New York, the  
28 District Court of the District of Columbia, the Second Circuit Court of Appeals, the Ninth Circuit

1 Court of Appeals, and the United States Supreme Court. I have personal knowledge of the facts set  
2 forth herein and, if called and sworn as a witness, I could and would testify competently thereto.

3 2. The in-person hearing for Defendant's motion for summary judgment, and  
4 Plaintiffs' cross-motion for summary judgment, is scheduled to take place before this Court on  
5 November 3, 2023.

6 3. Plaintiffs request that their counsel be permitted to appear via remote means for the  
7 November 3, 2023 hearing or, in the alternative, that the in-person appearance be converted to a  
8 remote appearance.

9 4. There is good cause to allow Plaintiff's counsel to appear remotely. Plaintiff Mark  
10 Baird, who has been present for each and every court proceeding in this litigation, will be unable  
11 to appear in-person for the November 3, 2023 hearing due to a conflict with his work schedule. As  
12 such, he will be unable to be present for the proceedings if they were to take place in-person.

13 5. I am advised that on November 3, 2023, Mr. Baird will be physically located in a  
14 tanker base in Louisiana. Mr. Baird will be able to view and attend the November 3, 2023 hearing  
15 only if the hearing is conducted by remote means.

16 6. On October 12, 2023, I contacted defense counsel Deputy Attorney General Lara  
17 Haddad by email to meet and confer regarding the within motion. I followed up with Ms. Haddad  
18 again on October 13, 2023.

19 7. Ms. Haddad advises that the State does not oppose Plaintiffs' motion to appear  
20 remotely, but that Ms. Haddad prefers to appear in person on behalf of Defendant.

21  
22 I declare under penalty of perjury under the laws of the United States of America that the  
23 foregoing is true and correct.

24  
25 Dated: October 17, 2023

/s/ Amy L. Bellantoni  
Amy L. Bellantoni, Esq.  
Attorney for Plaintiffs  
Pro Hac Vice  
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