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

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 14 **AIDEN STOCKMAN, et al.,**

15 Plaintiffs,

16 v.

17 **DONALD J. TRUMP, in his official  
 18 capacity as President of the United  
 States, et al.,**

19 Defendants.

5:17-CV-01799-JGB-KK

**STATE OF CALIFORNIA'S  
 NOTICE OF MOTION AND  
 MOTION TO SHORTEN TIME;  
 [PROPOSED] ORDER**

Date: November 20, 2017  
 Time: 9:00 a.m.  
 Courtroom: 1  
 Judge: Hon. Jesus G. Bernal

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**NOTICE OF MOTION TO SHORTEN TIME**

TO THE COURT, ALL PARTIES, THEIR COUNSEL OF RECORD, AND  
THE CLERK OF THE COURT:

PLEASE TAKE NOTICE that Proposed-Intervenor the State of California hereby moves this Court pursuant to L.R. 6-1 for an order shortening time for notice on its Motion to Intervene (Dkt. No. 52), so that it may be heard November 20, 2017, concurrently with Plaintiffs’ Motion for Preliminary Injunction. Dkt. No. 15. The State of California further hereby moves the Court to establish a briefing schedule for opposition and reply papers on the Motion to Intervene.

Good cause exists to grant this application and hear the Motion to Intervene on shortened notice in that there is insufficient time for the State’s Motion to Intervene to be heard on regular notice in advance of the hearing on the Motion for Preliminary Injunction. The State’s participation in the oral argument at the hearing is vital to protect the State’s important interests identified in the Motion to Intervene.

This motion is based on this Notice of Motion and Motion; the Motion to Intervene; the Declaration of Enrique A. Monagas and attached exhibits; all pleadings and papers filed herein; oral argument of counsel; and any other materials and information that may be presented to the Court at the hearing.

**ARGUMENT**

The State of California today filed a Motion to Intervene as party plaintiffs. Dkt. No. 52. As is set forth in its motion, the State is seeking to intervene at the onset of this litigation to protect its interests, including: preventing invidious discrimination harmful to the State’s National Guard; avoiding harm to California’s veterans, active service members, and those who wish to serve; safeguarding the State’s public institutions of higher education from discrimination in their ROTC programs; and protecting the State’s transgender community more broadly. Thus,

1 California would be prejudiced if it were unable to advance its interests at the oral  
2 argument in support of Plaintiffs’ Motion for Preliminary Injunction, calendared for  
3 November 20, 2017.

4 California filed its Motion to Intervene as soon as reasonably practicable.  
5 Given the 28-day notice period for civil motions required by L.R. 6-1, however,  
6 California’s Motion to Intervene could not be heard in time for it to participate at  
7 the preliminary injunction hearing.

8 Under L.R. 6-1, this Court “may order a shorter time” for notice.

9 Plaintiffs have informed California that they support its Motion to Intervene  
10 and Motion to Shorten Time, so long as intervention does not alter the currently  
11 scheduled November 20, 2017 hearing on Plaintiffs’ Motion for a Preliminary  
12 Injunction. Monagas Decl., ¶ 8.

13 Defendants have not indicated whether they will oppose California’s motions.  
14 Monagas Decl., ¶ 9. However, given that Defendants have already briefed and  
15 opposed a similar motion to intervene by the State of Washington in a similar  
16 challenge to President Trump’s directive to reinstate a ban on military service by  
17 transgender individuals, they will not be prejudiced by the motion to shorten time.  
18 *Karnoski, et al. v. Trump, et al.*, No. 2:17-cv-1297 (W. Dist. Wash); Monagas  
19 Decl., Ex. G (Defendants’ Opposition to the State of Washington’s Motion to  
20 Intervene).

21 For the foregoing reasons, California respectfully requests that this Court  
22 shorten the time for notice on its Motion to Intervene, so that it may be heard  
23 concurrently with the Motion for Preliminary Injunction on November 20, 2017.  
24 Further, the State asks that the Court set a reasonable briefing schedule for  
25 opposition and reply papers on the Motion to Intervene. If the Court determines  
26 that shortening time is not appropriate, in the interests of justice and in light of the  
27 harm caused by the challenged federal policy, the State respectfully requests that  
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1 the November 20, 2017 preliminary injunction hearing remain on calendar and that  
2 the Motion to Intervene be heard in regular course.

3 Dated: November 8, 2017

Respectfully submitted,

4 XAVIER BECERRA  
5 Attorney General of California  
6 MARK R. BECKINGTON  
7 Supervising Deputy Attorney General  
8 GABRIELLE D. BOUTIN  
9 Deputy Attorney General

10 */s/ Enrique A. Monagas*

11 ENRIQUE A. MONAGAS  
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13 *Attorneys for the State of California*

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IN THE UNITED STATES DISTRICT COURT  
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**AIDEN STOCKMAN, et al.,**  
  
Plaintiffs,  
  
v.  
  
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capacity as President of the United  
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5:17-CV-01799-JGB-KK

**[PROPOSED] ORDER RE  
STATE OF CALIFORNIA'S  
MOTION TO SHORTEN TIME**

Date: November 20, 2017  
Time: 9:00 a.m.  
Courtroom: 1  
Judge: Hon. Jesus G. Bernal

1 Good cause appearing, the motion of Proposed Intervenor State of California  
2 for shortened time on its Motion to Intervene is hereby **GRANTED**.

3 Any opposition to the Motion to Intervene shall be filed no later than:

4 \_\_\_\_\_.

5 Any reply in support of the Motion to Intervene shall be filed no later than:

6 \_\_\_\_\_.

7 A hearing on the Motion to Intervene is set for November 20, 2017 at  
8 9:00 a.m. in Courtroom 1 of the above-entitled Court.

9 **IT IS SO ORDERED.**

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Dated: \_\_\_\_\_

\_\_\_\_\_ The Honorable Jesus G. Bernal

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