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10 IN THE UNITED STATES DISTRICT COURT
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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15 **STATE OF CALIFORNIA, by and through**
 16 **ATTORNEY GENERAL XAVIER**
BECERRA,

17 Plaintiff,

18 v.

19 **ALEX M. AZAR, in his official capacity as**
 20 **Secretary of the U.S. DEPARTMENT OF**
 21 **HEALTH & HUMAN SERVICES; U.S.**
 22 **DEPARTMENT OF HEALTH AND**
HUMAN SERVICES; DOES 1-100,

23 Defendants.
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CASE NO. 4:19-cv-02769-HSG

**UNOPPOSED ADMINISTRATIVE
 MOTION FOR LEAVE TO EXCEED
 PAGE LIMIT FOR PLAINTIFF STATE
 OF CALIFORNIA'S MOTION FOR
 PRELIMINARY INJUNCTION**

[N.D. CAL. CIVIL L. R. 7-11]

1 In accordance with Northern District of California Civil L. R. 7-11, Plaintiff the State of
2 California respectfully moves the Court for leave to exceed the 25-page limit under Civil L. R. 7-
3 2(b) for the State's Motion for Preliminary Injunction, and, in support thereof, states as follows:

4 Plaintiff California filed a Complaint for Declaratory and Injunctive Relief on May 21,
5 2019. Dkt. 1. The Complaint asserts nine causes of action and contains 199 paragraphs. In the
6 Complaint, California alleges that a 103-page final rule issued by Defendants on May 21, 2019
7 violated several statutory and constitutional provisions, including the Administrative Procedure
8 Act and the Spending and Establishment Clauses of the United States Constitution.

9 Plaintiff California is filing a Motion for a Preliminary Injunction, which alleges that
10 Defendants have violated these statutory and constitutional provisions and that California will
11 suffer irreparable harm as a result. In order to provide the factual and legal information necessary
12 for this Court to render an appropriate decision on the Motion for a Preliminary Injunction,
13 California requires more than 25 pages for its brief. California's Memorandum of Points and
14 Authorities in Support of its Motion for Preliminary Injunction is 43 pages in length.

15 Plaintiff California has attempted in good faith to adhere to this Court's page limit, but was
16 unable to do so in light of the number of facts and the complexity of legal issues presented by this
17 case. In the Memorandum of Points and Authorities, California has endeavored to present the
18 arguments in support of its Motion as succinctly as possible.

19 Pursuant to Civil Local Rule 7-11(a), on June 3, 2019, California attempted to obtain a
20 stipulation from Defendants that they do not oppose its motion for leave to exceed the page limit
21 for the California's Motion for Preliminary Injunction. Decl. of Stephanie Yu ¶ 3. Defendants
22 responded that they would consent to California's request for additional pages. *Id.* at ¶ 4.

23 WHEREFORE, California respectfully requests that the Court grant this Unopposed
24 Motion, allow California to exceed the Court's 25-page limit to file its 43-page Motion for a
25 Preliminary Injunction, and accept as filed California's Memorandum of Points and Authorities in
26 Support of the Motion for Preliminary Injunction, as of the date the Court enters the attached
27 Order.
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Dated: June 4, 2019

Respectfully Submitted,

XAVIER BECERRA
Attorney General of California
MICHAEL NEWMAN
Senior Assistant Attorney General
KATHLEEN BOERGERS
Supervising Deputy Attorney General

/s/ Stephanie Yu

STEPHANIE YU
Deputy Attorneys General
*Attorneys for Plaintiff State of California,
and through Attorney General Javier
Becerra*

SA201810033

CERTIFICATE OF SERVICE

Case Name: **STATE OF CALIFORNIA, by** No. 4:19-cv-02769-HSG
and through ATTORNEY
GENERAL XAVIER
BECERRA
v. ALEX M. AZAR, Secretary
of the U.S. DEPARTMENT OF
HEALTH & HUMAN
SERVICES, et al.,

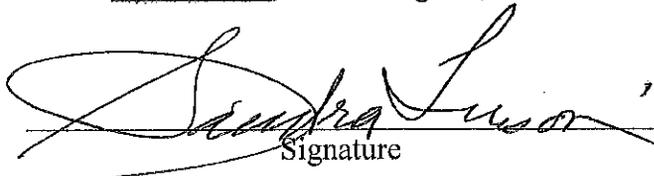
I hereby certify that on June 4, 2019, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

UNOPPOSED ADMINISTRATIVE MOTION FOR LEAVE TO EXCEED PAGE LIMIT FOR PLAINTIFF STATE OF CALIFORNIA'S MOTION FOR PRELIMINARY INJUNCTION

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

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on June 4, 2019, at Los Angeles, California.

Sandra Tinson
Declarant


Signature