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11 *Attorneys for Defendants*

12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA**  
14 **SAN FRANCISCO DIVISION**

15 CITY AND COUNTY OF SAN  
16 FRANCISCO,

17 Plaintiff,

18 v.

19 *ALEX M. AZAR II, in his official capacity as*  
20 *Secretary of Health and Human Services,*  
21 *ROGER SEVERINO, in his official capacity*  
22 *as Director of the United States Department of*  
*Health and Human Services Office for Civil*  
23 *Rights, and*  
UNITED STATES DEPARTMENT OF  
HEALTH AND HUMAN SERVICES,

24 Defendants.  
25

No. C 19-02405 WHA  
*Related to*  
No. C 19-02769 WHA  
No. C 19-02916 WHA

**DEFENDANTS' ADMINISTRATIVE  
MOTION TO ENLARGE PAGE LIMIT**

Hon. William Alsup  
Hearing: July 17, 2019, 8:00 a.m.

Phillip Burton Federal Building & United  
States Courthouse, Courtroom 12, 19th  
Floor,  
450 Golden Gate Ave., San Francisco, CA  
94102

1 Defendants respectfully file this administrative motion to enlarge the page limit of their  
2 consolidated opposition to Plaintiffs' motions for a preliminary injunction. On June 14, 2019, the Court  
3 issued an order setting the page limit for the consolidated opposition to 35 pages. However, because the  
4 *Santa Clara* and *San Francisco* plaintiffs received page limit extensions to file their preliminary injunction  
5 motions, Defendants are opposing a 44 page, 43 page, and 25 page brief. In light of the several substantial  
6 arguments that the Plaintiffs raise in their combined 112 pages, Defendants request 55 pages to file their  
7 consolidated opposition. Defendants predict that they require this number of pages based on the drafting  
8 that they have done to date, but will file a shorter opposition if possible.

9 Counsel for Defendants have conferred with counsel for Plaintiffs in all three cases concerning  
10 this request. Plaintiffs in all three cases take no position on Defendants' request.

11 Dated: June 27, 2019

Respectfully Submitted,

12 JOSEPH H. HUNT  
13 Assistant Attorney General

14 MICHELLE BENNETT  
15 Assistant Branch Director  
Civil Division

16 /s/ Benjamin T. Takemoto  
17 REBECCA M. KOPPLIN  
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12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA**  
14 **SAN FRANCISCO DIVISION**

15 CITY AND COUNTY OF SAN  
16 FRANCISCO,

17 Plaintiff,

18 v.

19 *ALEX M. AZAR II, in his official capacity as*  
20 *Secretary of Health and Human Services,*  
21 *ROGER SEVERINO, in his official capacity*  
22 *as Director of the United States Department of*  
*Health and Human Services Office for Civil*  
23 *Rights, and*  
UNITED STATES DEPARTMENT OF  
HEALTH AND HUMAN SERVICES,

24 Defendants.  
25

No. C 19-02405 WHA  
*Related to*  
No. C 19-02769 WHA  
No. C 19-02916 WHA

**DECLARATION OF BENJAMIN T.**  
**TAKEMOTO IN SUPPORT OF**  
**DEFENDANTS' ADMINISTRATIVE**  
**MOTION**

Hon. William Alsup  
Hearing: July 17, 2019, 8:00 a.m.

Phillip Burton Federal Building & United  
States Courthouse, Courtroom 12, 19th  
Floor,  
450 Golden Gate Ave., San Francisco, CA  
94102

1 I, Benjamin T. Takemoto, declare as follows:

- 2 1. I am a trial attorney at the Federal Programs Branch of the Civil Division of the United States  
3 Department of Justice. I represent Defendants in this case.
- 4 2. The statements made herein are based on my personal knowledge and on information made  
5 available to me in the course of my representation of Defendants.
- 6 3. I have attempted to obtain a stipulation with Plaintiffs to enlarge the page limit for Defendants'  
7 consolidated opposition to 55 pages. However, counsel for Plaintiffs in all three related cases have  
8 indicated that they take no position on Defendants' request.

9 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and  
10 correct.

11 Executed on June 27, 2019.

/s/ Benjamin T. Takemoto  
BENJAMIN T. TAKEMOTO

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

CITY AND COUNTY OF SAN FRANCISCO,

Plaintiff,

v.

ALEX M. AZAR II, *in his official capacity as Secretary of Health and Human Services*,  
ROGER SEVERINO, *in his official capacity as Director of the United States Department of Health and Human Services Office for Civil Rights*, and

UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES,

Defendants.

No. C 19-02405 WHA  
*Related to*  
No. C 19-02769 WHA  
No. C 19-02916 WHA

**[PROPOSED] ORDER ENLARGING  
PAGE LIMIT FOR DEFENDANTS'  
CONSOLIDATED OPPOSITION**

Defendants' administrative motion to enlarge the page limit for Defendants' consolidated opposition to Plaintiffs' motions for a preliminary injunction is **GRANTED**. Defendants' consolidated opposition now has a **55 PAGE** limit.

**IT IS SO ORDERED.**

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

\_\_\_\_\_  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE