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

12
 13 CITY AND COUNTY OF SAN FRANCISCO,
 Plaintiff,
 14 vs.
 15 ALEX M. AZAR II, et al.,
 16 Defendants.

**JOINT PROPOSAL SUBMITTED IN
 RESPONSE TO THE COURT’S AUGUST 21,
 2019 ORDER**

Case No. 3:19-cv-02405-WHA

17 STATE OF CALIFORNIA, by and through
 ATTORNEY GENERAL XAVIER BECERRA,
 18 Plaintiff,
 19 vs.
 20 ALEX M. AZAR, et al.,
 21 Defendants.

Case No. 3:19-cv-02769-WHA

22 COUNTY OF SANTA CLARA et al.,
 23 Plaintiffs,
 24 vs.
 25 U.S. DEPARTMENT OF HEALTH AND
 HUMAN SERVICES, et al.,
 26 Defendants.

Case No. 5:19-cv-02916-WHA

1 Pursuant to this Court's August 21, 2019 order, the parties hereby submit the following
2 proposal:

- 3 • Plaintiffs in all three cases shall file a single combined opposition and cross-motion for
4 summary judgment limited to **55 pages** in 12-point font.
- 5 • Defendants' single reply/opposition shall be limited to **30 pages** in 12-point font.
- 6 • Plaintiffs in all three cases shall file a single combined reply limited to **20 pages** in 12-
7 point font.

8 Plaintiff State of California plans to file the complete combined joint submissions in Case No.
9 3:19-cv-02769-WHA by the deadlines set in the Court's July 1, 2019 Order. Unless the Court orders
10 otherwise, Plaintiffs City and County of San Francisco and County of Santa Clara, *et al.* will file in
11 their respective cases, Case No. 3:19-cv-02405-WHA and Case No. 5:19-cv-02916-WHA, a notice
12 indicating that the materials filed in the State of California's case have been filed and apply in their
13 case as well.

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1 Respectfully submitted,

2 Dated: August 29, 2019

3 JOSEPH H. HUNT
4 Assistant Attorney General

5 MICHELLE R. BENNETT
6 Assistant Branch Director
7 Civil Division

8 /s/ Benjamin T. Takemoto
9 BENJAMIN T. TAKEMOTO
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19 *Attorneys for Defendants*

20 Dated: August 29, 2019

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Attorney for Plaintiffs County of Santa Clara, et al.

Dated: August 29, 2019

DENNIS J. HERRERA
City Attorney

By: /s/ Sara J. Eisenberg
SARA J. EISENBERG
Deputy City Attorney

Attorneys for Plaintiff City and County of San Francisco

Dated: August 29, 2019

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/s/ Neli N. Palma

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Attorneys for Plaintiff State of California, by and through Attorney General Xavier Becerra

ATTESTATION OF SIGNATURES

I, Neli N. Palma, hereby attest, pursuant to Local Civil Rule 5-1(i)(3) of the Northern District of California that concurrence in the filing of this document has been obtained from each signatory hereto.

/s/ Neli N. Palma
Neli N. Palma
Deputy Attorneys General
Attorneys for Plaintiff State of California, by and through Attorney General Xavier Becerra

CERTIFICATE OF SERVICE

Case Name: State of California v. Alex M. Azar, et al. No. 3:19-cv-02769-WHA

I hereby certify that on August 29, 2019, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

JOINT PROPOSAL SUBMITTED IN RESPONSE TO THE COURT'S AUGUST 21, 2019 ORDER

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 August 29, 2019, at Sacramento, California.

Ashley Harrison

Declarant

/s/ Ashley Harrison

Signature