

ADRMOP,CLOSED,CONSENT,PROTO

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:16-cv-03539-LB**

American Civil Liberties Union of Northern California v.
Burwell et al
Assigned to: Magistrate Judge Laurel Beeler
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 06/24/2016
Date Terminated: 10/11/2018
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Defendant

Plaintiff

**American Civil Liberties Union of
Northern California**

represented by **Brigitte Amiri**
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V.

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Date Filed	#	Docket Text
06/24/2016	<u>1</u>	COMPLAINT against Sylvia Mathews Burwell, Robert Carey, Mark Greenberg (Filing fee \$ 400, receipt number 0971-10555413.). Filed by American Civil Liberties Union of Northern California. (Attachments: # <u>1</u> Civil Cover Sheet)(Hauss, Brian) (Filed on 6/24/2016) (Entered: 06/24/2016)
06/24/2016	<u>2</u>	Proposed Summons. (Hauss, Brian) (Filed on 6/24/2016) (Entered: 06/24/2016)
06/24/2016	<u>3</u>	Proposed Summons. (Hauss, Brian) (Filed on 6/24/2016) (Entered: 06/24/2016)
06/24/2016	<u>4</u>	Proposed Summons. (Hauss, Brian) (Filed on 6/24/2016) (Entered: 06/24/2016)

06/24/2016	<u>5</u>	MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 305, receipt number 0971-10555431.) filed by American Civil Liberties Union of Northern California. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Amiri, Brigitte) (Filed on 6/24/2016) (Entered: 06/24/2016)
06/24/2016	<u>6</u>	Case assigned to Magistrate Judge Laurel Beeler. Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at http://cand.uscourts.gov/ecf/caseopening . Standing orders can be downloaded from the court's web page at www.cand.uscourts.gov/judges . Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. by 7/8/2016. (haS, COURT STAFF) (Filed on 6/24/2016) (Entered: 06/24/2016)
06/24/2016	<u>7</u>	Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 9/15/2016. Case Management Conference set for 9/22/2016 11:00 AM in Courtroom C, 15th Floor, San Francisco. (farS, COURT STAFF) (Filed on 6/24/2016) (Entered: 06/24/2016)
06/24/2016	<u>8</u>	Summons Issued as to Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons)(farS, COURT STAFF) (Filed on 6/24/2016) (Entered: 06/24/2016)
06/24/2016	<u>9</u>	NOTICE of Appearance by Elizabeth O. Gill , <i>Jennifer Chou, and Melissa Goodman</i> (Gill, Elizabeth) (Filed on 6/24/2016) (Entered: 06/24/2016)
06/27/2016	<u>10</u>	ORDER GRANTING APPLICATION FOR ADMISSION OF ATTORNEY PRO HAC VICE, Brigitte Amiri by Magistrate Judge Laurel Beeler: Granting <u>5</u> Motion for Pro Hac Vice. (lsS, COURT STAFF) (Filed on 6/27/2016) (Entered: 06/27/2016)
06/30/2016	<u>11</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by American Civil Liberties Union of Northern California.. (Chou, Jennifer) (Filed on 6/30/2016) (Entered: 06/30/2016)
07/27/2016	<u>12</u>	MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 305, receipt number 0971-10639925.) Filing fee previously paid on 7/27/16 filed by American Civil Liberties Union of Northern California. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Mach, Daniel) (Filed on 7/27/2016) (Entered: 07/27/2016)
07/28/2016	<u>13</u>	ORDER GRANTING APPLICATION FOR ADMISSION OF ATTORNEY PRO HAC VICE, Daniel Mach by Magistrate Judge Laurel Beeler: Granting <u>12</u> Motion for Pro Hac Vice. (lsS, COURT STAFF) (Filed on 7/28/2016) (Entered: 07/28/2016)
07/29/2016	<u>14</u>	CERTIFICATE OF SERVICE by American Civil Liberties Union of Northern California re <u>8</u> Summons Issued as to <i>Sylvia Mathews Burwell, Robert Carey, Mark Greenberg</i> (Amiri, Brigitte) (Filed on 7/29/2016) (Entered: 07/29/2016)
08/02/2016	<u>15</u>	Certificate of Interested Entities by American Civil Liberties Union of Northern California (Chou, Jennifer) (Filed on 8/2/2016) (Entered: 08/02/2016)
09/01/2016	<u>16</u>	STIPULATION WITH PROPOSED ORDER <i>SETTING BRIEFING SCHEDULE AND STAYING INITIAL DISCOVERY OBLIGATIONS</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 9/1/2016) (Entered: 09/01/2016)
09/01/2016	<u>17</u>	CLERK'S NOTICE Re: Consent or Declination: Defendants shall file a consent or declination to proceed before a magistrate judge Consent/Declination due by 9/9/2016. Note that any party is free to withhold consent to proceed before a magistrate judge without adverse substantive consequences. (lsS, COURT STAFF) (Filed on 9/1/2016) (Entered: 09/01/2016)

09/02/2016	<u>18</u>	STIPULATED ORDER SETTING BRIEFING SCHEDULE AND STAYING INTITIAL DISCOVERY by Magistrate Judge Laurel Beeler: Granting <u>16</u> Stipulation. Motion to Dismiss filing due by 9/27/2016; Plaintiff's Opposition due by 10/18/2016; Defendant's Reply due by 11/1/2016; Motion Hearing to be set for November 15, 2016. (lsS, COURT STAFF) (Filed on 9/2/2016) (Entered: 09/02/2016)
09/08/2016	<u>19</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg.. (Phipps, Peter) (Filed on 9/8/2016) (Entered: 09/08/2016)
09/27/2016	<u>20</u>	MOTION to Dismiss for Lack of Jurisdiction filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. Motion Hearing set for 11/15/2016 09:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Responses due by 10/18/2016. Replies due by 11/1/2016. (Attachments: # <u>1</u> Proposed Order)(Phipps, Peter) (Filed on 9/27/2016) (Entered: 09/27/2016)
09/28/2016	21	CLERK'S NOTICE RESETTING MOTION HEARING DATE ONLY: Motion Hearing set for 11/17/2016 at 9:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (ls, COURT STAFF) (Filed on 9/28/2016) (Entered: 09/28/2016)
09/28/2016		Set/Reset Deadlines as to <u>20</u> MOTION to Dismiss for Lack of Jurisdiction . Opposition due by 10/18/2016. Replies due by 11/1/2016. Motion Hearing set for 11/17/2016 at 9:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. (lsS, COURT STAFF) (Filed on 9/28/2016) (Entered: 09/28/2016)
10/18/2016	<u>22</u>	RESPONSE (re <u>20</u> MOTION to Dismiss for Lack of Jurisdiction) filed by American Civil Liberties Union of Northern California. (Haus, Brian) (Filed on 10/18/2016) (Entered: 10/18/2016)
11/01/2016	<u>23</u>	REPLY (re <u>20</u> MOTION to Dismiss for Lack of Jurisdiction) filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 11/1/2016) (Entered: 11/01/2016)
11/09/2016		Set/Reset Hearing Motion Hearing set for 11/21/2016 09:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. The court has a scheduling conflict out of the district on 11/17/2016 and 11/18/2016 and thus resets the motion hearing for 11/21/2016 at 9:30 a.m. The court realizes that the new hearing date is during Thanksgiving week and thus may be inconvenient for the parties. They may reset the hearing by stipulation to any morning in November at 9:30 a.m. or any Thursday at 9:30 a.m. in December. (Beeler, Laurel) (Filed on 11/9/2016) (Entered: 11/09/2016)
11/14/2016		Set/Reset Deadlines as to <u>20</u> Motion to Dismiss for Lack of Jurisdiction . Motion Hearing set for 11/21/2016 at 9:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. (lsS, COURT STAFF) (Filed on 11/14/2016) (Entered: 11/14/2016)
11/21/2016	24	Minute Entry for proceedings held before Magistrate Judge Laurel Beeler: Motion Hearing held on 11/21/2016 – Re <u>20</u> Motion to Dismiss for Lack of Jurisdiction filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. Court will issue an order. (Digital FTR Recording: 10:46–11:22) Plaintiff Attorney: Brigitte Amiri and Jennifer Chou. Defendant Attorney: Peter J. Phipps. This is a text only Minute Entry. (lsS, COURT STAFF) (Date Filed: 11/21/2016) Modified on 12/19/2016: Matter transcribed by Joan Columbini. (rjdS, COURT STAFF). (Entered: 11/21/2016)
11/29/2016	<u>25</u>	Order denying <u>20</u> Motion to Dismiss for Lack of Jurisdiction entered by Magistrate Judge Laurel Beeler.

		The attached order denies the motion to dismiss and finds that the ACLU has taxpayer standing. The court also sets an initial case-management conference for 12/15/2016 at 11 a.m. The parties previously stipulated that their schedule would resume within three weeks of the court's order. (<i>See</i> ECF No. 18 at 2). The schedule includes their initial conference regarding discovery and ADR, the Rule 26(f) report, and the initial case-management conference. (<i>See id.</i>) Given that the case is not calendared now, the court sets the initial case-management conference. The parties may change that date by stipulation to any Thursday at 11 a.m. The parties must confer by 12/1/2016 and submit any case-management statement or stipulation by 12/8/2016. (Entered: 11/29/2016)
11/29/2016		Set/Reset Hearing Initial Case Management Conference set for 12/15/2016 11:00 AM in Courtroom C, 15th Floor, San Francisco. (Beeler, Laurel) (Filed on 11/29/2016) (Entered: 11/29/2016)
12/09/2016	<u>26</u>	STIPULATION WITH PROPOSED ORDER RESCHEDULING STATUS CONFERENCE AND PERMITTING TELEPHONIC PARTICIPATION filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 12/9/2016) Modified on 12/9/2016 (farS, COURT STAFF). (Entered: 12/09/2016)
12/12/2016	<u>27</u>	STIPULATION AND ORDER RESCHEDULING STATUS CONFERENCE AND PERMITTING TELEPHONIC PARTICIPATION by Magistrate Judge Laurel Beeler: Granting <u>26</u> Stipulation. A Joint Case Management Statement due by 12/16/2016. Case Management Conference set for 12/22/2016 at 11:00 AM in Courtroom C, 15th Floor, San Francisco. Counsel to make arrangements through CourtCall. (ls, COURT STAFF) (Filed on 12/12/2016) (Entered: 12/12/2016)
12/13/2016	<u>28</u>	ADR Clerk's Notice re: Non-Compliance with Court Order (ewh, COURT STAFF) (Filed on 12/13/2016) (Entered: 12/13/2016)
12/15/2016	<u>29</u>	MOTION to Intervene <i>as defendant</i> filed by United States Conference of Catholic Bishops. Motion Hearing set for 1/19/2017 09:00 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Responses due by 12/29/2016. Replies due by 1/5/2017. (Attachments: # <u>1</u> Exhibit USCCB's Proposed Answer, # <u>2</u> Proposed Order)(Dunn, Robert) (Filed on 12/15/2016) (Entered: 12/15/2016)
12/15/2016	<u>30</u>	NOTICE of Appearance by Robert Edward Dunn (Dunn, Robert) (Filed on 12/15/2016) (Entered: 12/15/2016)
12/15/2016	<u>31</u>	NOTICE of Appearance by Eugene Scalia (Scalia, Eugene) (Filed on 12/15/2016) (Entered: 12/15/2016)
12/16/2016	32	CLERK'S NOTICE RESETTING HEARING TIME: Initial Case Management Conference set for 12/22/2016 at 9:30 AM in Courtroom C, 15th Floor, San Francisco. Counsel may appear by phone. Counsel to make arrangements through CourtCall. (<i>This is a text-only entry generated by the court. There is no document associated with this entry.</i>) (lsS, COURT STAFF) (Filed on 12/16/2016) (Entered: 12/16/2016)
12/16/2016	33	CLERK'S NOTICE RESETTING HEARING TIME ONLY: Motion Hearing reset to 1/19/2017 at 9:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. (lsS, COURT STAFF) (Filed on 12/16/2016) (Entered: 12/16/2016)
12/16/2016		Set/Reset Deadlines as to <u>29</u> MOTION to Intervene <i>as defendant</i> . Motion Hearing set for 1/19/2017 at 9:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. (lsS, COURT STAFF) (Filed on 12/16/2016) (Entered: 12/16/2016)
12/16/2016	<u>34</u>	TRANSCRIPT ORDER for proceedings held on 11/21/2016 before Magistrate Judge Laurel Beeler by American Civil Liberties Union of Northern California, for Court Reporter FTR - San Francisco. (Amiri, Brigitte) (Filed on 12/16/2016) (Entered: 12/16/2016)
12/16/2016	<u>35</u>	CASE MANAGEMENT STATEMENT (<i>Joint</i>) filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 12/16/2016) (Entered: 12/16/2016)

12/18/2016	<u>36</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by United States Conference of Catholic Bishops.. (Dunn, Robert) (Filed on 12/18/2016) (Entered: 12/18/2016)
12/20/2016	<u>37</u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options <i>by Plaintiff</i> (Amiri, Brigitte) (Filed on 12/20/2016) (Entered: 12/20/2016)
12/21/2016	<u>38</u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Phipps, Peter) (Filed on 12/21/2016) (Entered: 12/21/2016)
12/22/2016	<u>39</u>	NOTICE of need for ADR Phone Conference (ADR L.R. 3-5 d) (Phipps, Peter) (Filed on 12/22/2016) (Entered: 12/22/2016)
12/22/2016	40	Minute Entry for proceedings held before Magistrate Judge Laurel Beeler: Initial Case Management Conference via CourtCall held on 12/22/2016. Court will issue a Case-Management and Pretrial Order. (Not Reported) Plaintiff Attorney: Bridgitte Amiri and Jennifer Chou. Defendant Attorney: Peter Phipps and Daniel Nowicki. This is a text only Minute Entry. (ls, COURT STAFF) (Date Filed: 12/22/2016) (Entered: 12/22/2016)
12/22/2016	<u>41</u>	CASE-MANAGEMENT AND PRETRIAL ORDER (Bench): Bench Trial set for 3/26/2018 at 8:30 AM before Magistrate Judge Laurel Beeler. Further Case Management Conference set for 3/23/2017 at 11:00 AM in Courtroom C, 15th Floor, San Francisco. Last day for dispositive Motions Hearing/or/Further Case Management Conference set for 12/7/2017 at 9:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Pretrial Conference set for 3/15/2018 at 1:00 PM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Amended Pleadings due by 2/20/2017. A Joint Case Management Statement (with updated information only) due by 3/16/2017. Discovery due by 8/18/2017. Bench Trial set for 3/27/2018 at 8:30 AM before Magistrate Judge Laurel Beeler. Bench Trial set for 3/28/2018 at 8:30 AM before Magistrate Judge Laurel Beeler. Bench Trial set for 3/29/2018 at 8:30 AM before Magistrate Judge Laurel Beeler. Bench Trial set for 3/30/2018 at 8:30 AM before Magistrate Judge Laurel Beeler. Signed by Magistrate Judge Laurel Beeler on 12/22/2016. (lsS, COURT STAFF) (Filed on 12/22/2016) (Entered: 12/22/2016)
12/23/2016	<u>42</u>	MOTION for Extension of Time to File Response/Reply <i>and Hearing Date; Proposed Order</i> filed by American Civil Liberties Union of Northern California. (Attachments: # <u>1</u> Declaration in Support of Motion)(Amiri, Brigitte) (Filed on 12/23/2016) (Entered: 12/23/2016)
12/23/2016	<u>43</u>	OPPOSITION/RESPONSE (re <u>42</u> MOTION for Extension of Time to File Response/Reply <i>and Hearing Date; Proposed Order</i>) filed by United States Conference of Catholic Bishops. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit)(Dunn, Robert) (Filed on 12/23/2016) (Entered: 12/23/2016)
12/24/2016	44	Order re <u>42</u> Motion for Extension of Time to File Response/Reply entered by Magistrate Judge Laurel Beeler. The court will sort out the timing issues next Wednesday but issues this short order now to clarify that the opposition will not be due next week. The parties ought to get together by phone next Tuesday and try to sort this out. (This is a text-only entry generated by the court. There is no document associated with this entry.) (Entered: 12/24/2016)
12/27/2016	<u>45</u>	STIPULATION WITH PROPOSED ORDER filed by United States Conference of Catholic Bishops. (Dunn, Robert) (Filed on 12/27/2016) (Entered: 12/27/2016)
12/28/2016	<u>46</u>	ORDER by Magistrate Judge Laurel Beeler granting <u>45</u> Stipulation EXTENDING BRIEFING DEADLINES AND HEARING DATE FOR THE UNITED STATES CONFERENCE OF CATHOLIC BISHOPS MOTION TO INTERVENE. (ahm, COURT STAFF) (Filed on 12/28/2016) (Entered: 12/28/2016)
12/28/2016		Set/Reset Deadlines as to <u>29</u> MOTION to Intervene <i>as defendant</i> . Responses due by 1/12/2017. Replies due by 1/19/2017. Motion Hearing reset for 2/2/2017 at 09:30 AM

		in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. (ahm, COURT STAFF) (Filed on 12/28/2016) (Entered: 12/28/2016)
12/29/2016	<u>47</u>	Transcript of Proceedings held on November 21, 2016, before Judge Laurel Beeler. Court Reporter/Transcriber Joan Marie Columbini, CSR, telephone number joan.columbini.csr@gmail.com 510-367-3043. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerk's Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. (Re <u>34</u> Transcript Order) Redaction Request due 1/19/2017. Redacted Transcript Deadline set for 1/30/2017. Release of Transcript Restriction set for 3/29/2017. (Related documents(s) <u>34</u>) (Columbini, Joan) (Filed on 12/29/2016) (Entered: 12/29/2016)
12/29/2016	<u>48</u>	TRANSCRIPT ORDER for proceedings held on 11/21/16 before Magistrate Judge Laurel Beeler by United States Conference of Catholic Bishops, for Court Reporter Joan Columbini. (Dunn, Robert) (Filed on 12/29/2016) (Entered: 12/29/2016)
01/12/2017	<u>49</u>	OPPOSITION/RESPONSE (re <u>29</u> MOTION to Intervene <i>as defendant</i>) filed by American Civil Liberties Union of Northern California. (Hauss, Brian) (Filed on 1/12/2017) (Entered: 01/12/2017)
01/12/2017	<u>50</u>	OPPOSITION/RESPONSE (re <u>29</u> MOTION to Intervene <i>as defendant</i>) filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 1/12/2017) (Entered: 01/12/2017)
01/18/2017		Set/Reset Hearing Motion Hearing set for 2/2/2017 11:00 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. The court resets the time of the hearing from 9:30 a.m. to 11:00 a.m. to leave some room between the criminal and civil calendars. (Beeler, Laurel) (Filed on 1/18/2017) (Entered: 01/18/2017)
01/19/2017	<u>51</u>	REPLY (re <u>29</u> MOTION to Intervene <i>as defendant</i>) filed by United States Conference of Catholic Bishops. (Dunn, Robert) (Filed on 1/19/2017) (Entered: 01/19/2017)
01/25/2017		Set/Reset Deadlines as to <u>29</u> MOTION to Intervene <i>as defendant</i> . Motion Hearing set for 2/2/2017 10:59 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. (tmiS, COURT STAFF) (Filed on 1/25/2017) (Entered: 01/25/2017)
01/26/2017	<u>52</u>	STIPULATION WITH PROPOSED ORDER re <u>29</u> MOTION to Intervene <i>as defendant for government counsel's telephonic participation at the hearing</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 1/26/2017) (Entered: 01/26/2017)
01/27/2017	<u>53</u>	STIPULATION AND ORDER PERMITTING TELEPHONIC PARTICIPATION by Magistrate Judge Laurel Beeler: Granting <u>52</u> Stipulation. Counsel to make arrangements through CourtCall. (lsS, COURT STAFF) (Filed on 1/27/2017) (Entered: 01/27/2017)
02/01/2017	<u>54</u>	NOTICE of Appearance by Daniel Stanley John Nowicki (Nowicki, Daniel) (Filed on 2/1/2017) (Entered: 02/01/2017)
02/01/2017	<u>55</u>	First MOTION to Amend/Correct <u>1</u> Complaint, filed by American Civil Liberties Union of Northern California. Motion Hearing set for 3/9/2017 09:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Responses due by 2/15/2017. Replies due by 2/22/2017. (Attachments: # <u>1</u> Declaration, # <u>2</u> Proposed Order, # <u>3</u> Exhibit)(Chou, Jennifer) (Filed on 2/1/2017) (Entered: 02/01/2017)
02/02/2017	<u>56</u>	Minute Entry for proceedings held before Magistrate Judge Laurel Beeler: Motion to Intervene and Motion to Amend/Correct Complaint Hearing held on 2/2/2017 – Re <u>29</u> Motion to Intervene and <u>55</u> First Motion to Amend/Correct <u>1</u> Complaint filed by American Civil Liberties Union of Northern California – Granting <u>55</u> Motion to Amend/Correct. Court will issue an order. Motion hearing set for March 9, 2017 is vacated. (Digital FTR Recording: 11:03-11:16) Plaintiff Attorney: Brian Hanss and Brigitte Amiri.

		<p>Defendant Attorney: Peter Phipps (CourtCall).</p> <p>Intervenor: Robert Dunn and Daniel Nowicki.</p> <p>This is a text only Minute Entry. (lsS, COURT STAFF) (Date Filed: 2/2/2017) (Entered: 02/02/2017)</p>
02/02/2017	<u>57</u>	AMENDED COMPLAINT against All Defendants. Filed by American Civil Liberties Union of Northern California. (Chou, Jennifer) (Filed on 2/2/2017) (Entered: 02/02/2017)
02/07/2017	<u>58</u>	Order by Magistrate Judge Laurel Beeler granting <u>29</u> Motion to Intervene. The court grants USCCB's motion for permissive intervention. (lbc1S, COURT STAFF) (Filed on 2/7/2017) (Entered: 02/07/2017)
02/16/2017	<u>59</u>	ANSWER to Amended Complaint by United States Conference of Catholic Bishops. (Dunn, Robert) (Filed on 2/16/2017) (Entered: 02/16/2017)
02/16/2017	<u>60</u>	ANSWER to Amended Complaint by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 2/16/2017) (Entered: 02/16/2017)
03/07/2017	<u>61</u>	NOTICE of Appearance by Adam Grogg <i>on behalf of defendants</i> (Grogg, Adam) (Filed on 3/7/2017) (Entered: 03/07/2017)
03/09/2017	<u>62</u>	MOTION to Transfer Case <i>to the District Court for the District of Columbia</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. Motion Hearing set for 4/13/2017 09:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Responses due by 3/23/2017. Replies due by 3/30/2017. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Proposed Order)(Phipps, Peter) (Filed on 3/9/2017) (Entered: 03/09/2017)
03/14/2017	63	CLERK'S NOTICE CONTINUING CASE MANAGEMENT CONFERENCE. In light of the pending motion to transfer, the court moves the CMC to the motions hearing date of 4/13/2017 at 9:30 a.m. Case Management Statement are due by 4/6/2017. If a CMC would be useful in the interim, counsel may put the CMC back on calendar by filing a CMC statement on 3/16/2017 and calling Roger Moua at 415-522-3140. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (rxmS, COURT STAFF) (Filed on 3/14/2017) (Entered: 03/14/2017)
03/16/2017	<u>64</u>	STIPULATION WITH PROPOSED ORDER re <u>62</u> MOTION to Transfer Case <i>to the District Court for the District of Columbia</i> , 63 Clerk's Notice,, filed by American Civil Liberties Union of Northern California. (Chou, Jennifer) (Filed on 3/16/2017) (Entered: 03/16/2017)
03/17/2017	<u>65</u>	STIPULATION AND ORDER Continuing Hearing and Permitting Telephonic Participation. Set/Reset Deadlines as to <u>62</u> MOTION to Transfer Case <i>to the District Court for the District of Columbia</i>. Motion Hearing and Case Management Conference reset for 4/20/2017 at 9:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Case Management Statement due by 4/13/2017. Counsel to make arrangements through Courtcall (1-866-582-6878). Signed by Judge Laurel Beeler on 3/17/2017(rxms, COURT STAFF) (Filed on 3/17/2017) (Entered: 03/17/2017)
03/23/2017	<u>66</u>	OPPOSITION/RESPONSE (re <u>62</u> MOTION to Transfer Case <i>to the District Court for the District of Columbia</i>) filed by American Civil Liberties Union of Northern California. (Chou, Jennifer) (Filed on 3/23/2017) (Entered: 03/23/2017)
03/30/2017	<u>67</u>	REPLY (re <u>62</u> MOTION to Transfer Case <i>to the District Court for the District of Columbia</i>) filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 3/30/2017) (Entered: 03/30/2017)
04/06/2017	<u>68</u>	Certificate of Interested Entities by United States Conference of Catholic Bishops (Dunn, Robert) (Filed on 4/6/2017) (Entered: 04/06/2017)
04/08/2017		Set/Reset Hearing Motion Hearing set for 4/27/2017 11:00 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler.

		The court has an unexpected conflict on 4/20/2017 and so resets the hearing to 4/27/2017 at 11:00 a.m. The court's previous orders authorizing telephone appearances remain in effect. (This is at text-only order.) (Beeler, Laurel) (Filed on 4/8/2017) (Entered: 04/08/2017)
04/13/2017	<u>69</u>	CASE MANAGEMENT STATEMENT (<i>Updated</i>) filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 4/13/2017) (Entered: 04/13/2017)
04/14/2017	70	CLERK'S NOTICE RESETTING TIME OF MOTION HEARING. (<i>This is a text-only entry generated by the court. There is no document associated with this entry.</i>) The court reset the time of the motion hearing set for 4/27/2017 from 11:00 AM to 9:30 AM . (rxmS, COURT STAFF) (Filed on 4/14/2017) (Entered: 04/14/2017)
04/20/2017	<u>71</u>	NOTICE by American Civil Liberties Union of Northern California <i>Notice of Withdrawal</i> (Chou, Jennifer) (Filed on 4/20/2017) (Entered: 04/20/2017)
04/20/2017	<u>72</u>	ORDER Signed by Judge Laurel Beeler on 4/20/2017 NOTICE OF WITHDRAWAL OF COUNSEL. Brian M. Hauss is no longer counsel of record for Plaintiff in this action and will be working in a different subject matter area at the American Civil Liberties Union Foundation. Plaintiff in this action continues to be represented by other counsel. (rxmS, COURT STAFF) (Filed on 4/20/2017) (Entered: 04/20/2017)
04/24/2017	<u>73</u>	Proposed Order by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 4/24/2017) (Entered: 04/24/2017)
04/25/2017	<u>74</u>	ORDER re <u>73</u> Stipulated Protective Order signed by Judge Laurel Beeler on 4/25/2017. (rxmS, COURT STAFF) (Filed on 4/25/2017) (Entered: 04/25/2017)
04/27/2017	75	Minute Entry for proceedings held before Magistrate Judge Laurel Beeler: Motion Hearing held on 4/27/2017 re <u>62</u> MOTION to Transfer Case. Motion hearing held. Court to issue an order. FTR Time: 10:03-10:07. Plaintiff's Attorney: Brigitte Amiri. Defendants' Attorney: Peter Phipps and Adam Grogg by Courtcall. Intervenor: Robert Dunn by Courtcall This is a text-only Minute Entry (rxmS, COURT STAFF) (Date Filed: 4/27/2017) (Entered: 04/27/2017)
04/28/2017	<u>76</u>	Order by Magistrate Judge Laurel Beeler denying <u>62</u> Motion to Transfer Case. (lbc1S, COURT STAFF) (Filed on 4/28/2017) (Entered: 04/28/2017)
05/25/2017	<u>77</u>	STIPULATION WITH PROPOSED ORDER <i>amending case management order</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 5/25/2017) (Entered: 05/25/2017)
05/26/2017	<u>78</u>	Order signed by Magistrate Judge Laurel Beeler granting <u>77</u> STIPULATION AMENDING CASE MANAGEMENT ORDER. (rxmS, COURT STAFF) (Filed on 5/26/2017) (Entered: 05/26/2017)
08/18/2017	<u>79</u>	NOTICE of Appearance by Martin Tomlinson <i>on Behalf of Defendants</i> (Tomlinson, Martin) (Filed on 8/18/2017) (Entered: 08/18/2017)
08/18/2017	<u>80</u>	NOTICE of Substitution of Counsel by Adam Grogg (Grogg, Adam) (Filed on 8/18/2017) (Entered: 08/18/2017)
09/29/2017	<u>81</u>	NOTICE of Appearance by Mishan Raini Wroe (Wroe, Mishan) (Filed on 9/29/2017) (Entered: 09/29/2017)
10/05/2017	<u>82</u>	Second MOTION to Amend/Correct <i>Plaintiff's Complaint</i> filed by American Civil Liberties Union of Northern California. Motion Hearing set for 10/5/2017 03:00 PM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Responses due by 10/19/2017. Replies due by 10/26/2017. (Attachments: # <u>1</u> Declaration Declaration of Brigitte Amiri in Support of Plaintiff's Motion for Leave to

		File Second Amended Complaint, # <u>2</u> Exhibit Second Amended Complaint, # <u>3</u> Proposed Order Proposed Order on Motion to Amend Complaint)(Amiri, Brigitte) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/05/2017	<u>83</u>	First MOTION to Certify Class filed by American Civil Liberties Union of Northern California. Motion Hearing set for 10/5/2017 03:00 PM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Responses due by 10/19/2017. Replies due by 10/26/2017. (Attachments: # <u>1</u> Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for Class Certification, # <u>2</u> Exhibit Ex. A to Declaration of Brigitte Amiri in Support of Motion for Class Certification, # <u>3</u> Exhibit Ex. B to Declaration of Brigitte Amiri in Support of Motion for Class Certification, # <u>4</u> Exhibit Ex. C-1 to Declaration of Brigitte Amiri in Support of Motion for Class Certification, # <u>5</u> Exhibit Ex. C-2 to Declaration of Brigitte Amiri in Support of Motion for Class Certification, # <u>6</u> Exhibit Ex. C-3 to Declaration of Brigitte Amiri in Support of Motion for Class Certification, # <u>7</u> Exhibit Ex. C-4 to Declaration of Brigitte Amiri in Support of Motion for Class Certification, # <u>8</u> Exhibit Ex. C-5 to Declaration of Brigitte Amiri in Support of Motion for Class Certification, # <u>9</u> Exhibit Ex. C-6 to Declaration of Brigitte Amiri in Support of Motion for Class Certification, # <u>10</u> Proposed Order Proposed Order Granting Plaintiffs' Motion for Class Certification)(Amiri, Brigitte) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/05/2017	<u>84</u>	First MOTION for Temporary Restraining Order filed by American Civil Liberties Union of Northern California. (Attachments: # <u>1</u> Declaration Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>2</u> Exhibit Ex. A to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>3</u> Exhibit Ex. B to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>4</u> Exhibit Ex. C to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>5</u> Exhibit Ex. D to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>6</u> Exhibit Ex. E to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>7</u> Exhibit Ex. F to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>8</u> Exhibit Ex. G to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>9</u> Exhibit Ex. H to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>10</u> Exhibit Ex. I to Declaration of Brigitte Amiri in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>11</u> Declaration Declaration of Jane Doe in Support of in Support of Plaintiffs' Motion for TRO/Preliminary Injunction, # <u>12</u> Proposed Order Proposed Order On Plaintiffs' Motion for TRO/Preliminary Injunction)(Amiri, Brigitte) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/05/2017	<u>85</u>	Proposed Order re <u>83</u> First MOTION to Certify Class by American Civil Liberties Union of Northern California. (Amiri, Brigitte) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/05/2017	<u>86</u>	ORDER. The court calls for a short response to the TRO by 6 p.m. PDT tonight, 10/5/2017. The court apologizes for the slightly late notice, but no one informed the court about the TRO until just now. (Beeler, Laurel) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/05/2017	<u>87</u>	CLERK'S NOTICE: Scheduling Telephonic hearing before Magistrate Judge Laurel Beeler re Plaintiff's Motion for TRO and Preliminary Injunction (Docket No. 84). All counsel shall call the number below, as per instructions, to participate in the hearing with Magistrate Judge Laurel Beeler. Telephonic Motion Hearing (TRO) set for 10/6/2017 at 09:00 a.m., before Magistrate Judge Laurel Beeler. The parties shall call the Court at the following number: Conference Call Number: 1-877-336-1839 Access Code: 8191201#

		Security Code: 100617# (this code is date of hearing). The Host (the Court) will begin the conference promptly at 9:00 a.m. (rmm2S, COURT STAFF) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/05/2017	<u>88</u>	OPPOSITION/RESPONSE (re <u>84</u> First MOTION for Temporary Restraining Order) filed bySylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Tomlinson, Martin) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/05/2017	<u>89</u>	OPPOSITION/RESPONSE (re <u>84</u> First MOTION for Temporary Restraining Order) filed byUnited States Conference of Catholic Bishops. (Dunn, Robert) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/06/2017	<u>90</u>	Minute Entry for proceedings held before Magistrate Judge Laurel Beeler: Motion Hearing held on 10/6/2017 re <u>84</u> First MOTION for Temporary Restraining Order filed by American Civil Liberties Union of Northern California. Motion Hearing set for 10/11/2017, at 09:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. With the parties' agreement, the court limits the briefing to the Amended Complaint and the Motion for TRO. Briefing Schedule: Responses due by 10/9/2017 at 9:00 a.m., Pacific Time. Replies due by 10/10/2017 at 9:00 a.m., Pacific Time . FTR Time: 9:05–9:22. Total Time in Court: 17 mins. Plaintiffs' Attorneys (by phone): Jennifer Chou, Brigitte Amiri,. Defendants' Attorneys (by phone): Martin Tomlinson, Peter Phipps. Intervenor Defendant Attorney: (by phone): Robert Dunn. (<i>This is a text–only entry generated by the court. There is no document associated with this entry.</i>) (ejkS, COURT STAFF) (Date Filed: 10/6/2017) Modified on 10/6/2017 (Beeler, Laurel). (Entered: 10/06/2017)
10/06/2017	<u>91</u>	Proposed Order re <u>84</u> First MOTION for Temporary Restraining Order by American Civil Liberties Union of Northern California. (Chou, Jennifer) (Filed on 10/6/2017) (Entered: 10/06/2017)
10/09/2017	<u>92</u>	OPPOSITION/RESPONSE (re <u>82</u> Second MOTION to Amend/Correct <i>Plaintiff's Complaint</i>) filed bySylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Attachments: # <u>1</u> Exhibit White Declaration, # <u>2</u> Exhibit Texas Litigation Materials, # <u>3</u> Exhibit Flores Settlement Agreement)(Tomlinson, Martin) (Filed on 10/9/2017) (Entered: 10/09/2017)
10/09/2017	<u>93</u>	OPPOSITION/RESPONSE (re <u>82</u> Second MOTION to Amend/Correct <i>Plaintiff's Complaint</i>) filed byUnited States Conference of Catholic Bishops. (Attachments: # <u>1</u> Declaration of Robert Dunn)(Dunn, Robert) (Filed on 10/9/2017) (Entered: 10/09/2017)
10/09/2017	<u>94</u>	OPPOSITION/RESPONSE (re <u>84</u> First MOTION for Temporary Restraining Order) filed bySylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Attachments: # <u>1</u> Exhibit Unpublished San Miguel Homes Decision)(Tomlinson, Martin) (Filed on 10/9/2017) (Entered: 10/09/2017)
10/10/2017	<u>95</u>	NOTICE of Appearance by David Jonathan Hacker (Hacker, David) (Filed on 10/10/2017) (Entered: 10/10/2017)
10/10/2017	<u>96</u>	MOTION to File Amicus Curiae Brief filed by Louisiana, Missouri, Nebraska, Ohio, Oklahoma, South Carolina, Texas. Motion Hearing set for 10/11/2017 09:30 AM in Courtroom C, 15th Floor, San Francisco before Magistrate Judge Laurel Beeler. Responses due by 10/24/2017. Replies due by 10/31/2017. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Proposed Amici Curiae Brief)(Hacker, David) (Filed on 10/10/2017) (Entered: 10/10/2017)
10/10/2017	<u>97</u>	REPLY (re <u>84</u> First MOTION for Temporary Restraining Order) filed byAmerican Civil Liberties Union of Northern California. (Amiri, Brigitte) (Filed on 10/10/2017) (Entered: 10/10/2017)
10/10/2017	<u>98</u>	REPLY (re <u>82</u> Second MOTION to Amend/Correct <i>Plaintiff's Complaint</i>) filed byAmerican Civil Liberties Union of Northern California. (Amiri, Brigitte) (Filed on

		10/10/2017) (Entered: 10/10/2017)
10/10/2017	<u>99</u>	OBJECTIONS to re <u>96</u> MOTION to File Amicus Curiae Brief by American Civil Liberties Union of Northern California. (Amiri, Brigitte) (Filed on 10/10/2017) (Entered: 10/10/2017)
10/10/2017	100	CLERK'S NOTICE Allowing Parties to Appear Telephonically: The court authorized the parties to appear by phone at the end of Friday's scheduling conference for the hearing on Wednesday, 10/11/2017 at 9:30 AM. Parties may make arrangements to appear through CourtCall. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (tmiS, COURT STAFF) (Filed on 10/10/2017) (Entered: 10/10/2017)
10/11/2017	101	Minute Entry for proceedings held before Magistrate Judge Laurel Beeler: Motion Hearing held on 10/11/2017 re <u>84</u> First MOTION for Temporary Restraining Order and <u>82</u> Second MOTION to Amend/Correct. Motions taken under submission. Court to issue order. FTR Time: 9:30–10:09. Total Time: 39 minutes. Plaintiffs' Attorneys (by phone): Bridgitte Amiri, Jennifer Chou, Melissa Goodman, and Mishan Wroe. Defendants' Attorneys (by phone): Peter Phipps and Alex Haas. Also appearing (by phone): Robert Dunn, David Hacker, and Kyle Hawkins <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (ejkS, COURT STAFF) (Date Filed: 10/11/2017) (Entered: 10/11/2017)
10/11/2017	<u>102</u>	ORDER denying <u>82</u> Motion to Amend/Correct; finding as moot <u>83</u> Motion to Certify Class; denying <u>84</u> Motion for TRO; granting <u>96</u> Motion to File Amicus Curiae Brief. In the attached order, the court denies the motion for leave to amend and denies the motion for a TRO without prejudice to Jane Doe's asserting it in a different lawsuit. This disposes of ECF Nos. 82 and 84. The court denies the motion for class certification at ECF No. 83 as moot. The court grants the motion at ECF No. 96 for leave to file an amicus brief. (Beeler, Laurel) (Filed on 10/11/2017) (Entered: 10/11/2017)
10/12/2017	<u>103</u>	Consent Administrative Motion to File Under Seal filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Attachments: # <u>1</u> Declaration, # <u>2</u> Proposed Order, # <u>3</u> Exhibit to be placed under seal)(Tomlinson, Martin) (Filed on 10/12/2017) (Entered: 10/12/2017)
10/13/2017	<u>104</u>	Order by Magistrate Judge Laurel Beeler granting <u>103</u> Administrative Motion to File Under Seal. (ejkS, COURT STAFF) (Filed on 10/13/2017) (Entered: 10/13/2017)
11/01/2017	<u>105</u>	MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 310, receipt number 0971–11842840.) filed by American Civil Liberties Union of Northern California. (Burrows, Meagan) (Filed on 11/1/2017) (Entered: 11/01/2017)
11/01/2017	<u>106</u>	Order by Magistrate Judge Laurel Beeler granting <u>105</u> Motion for Pro Hac Vice. Meagan Burrows representing Plaintiff ACLU of Northern California. (ejkS, COURT STAFF) (Filed on 11/1/2017) (Entered: 11/01/2017)
11/02/2017	<u>107</u>	STIPULATION WITH PROPOSED ORDER <i>Setting Date for Filing of New Briefing Schedule and Discovery Cutoff</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Tomlinson, Martin) (Filed on 11/2/2017) (Entered: 11/02/2017)
11/02/2017	108	ORDER granting <u>107</u> Stipulation. The court grants the stipulated order requiring the parties to agree on a new schedule or file their separate proposals by 11/8/2017. If the parties do not agree, the court asks the parties submit their differences in a joint statement with a chart with columns

		<p>reflecting the parties' different positions. If the parties agree, the court asks that they submit their proposed scheduling order in chart form too. (The court's initial scheduling order shows the format of its scheduling chart.)</p> <p><i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (Beeler, Laurel) (Filed on 11/2/2017) (Entered: 11/02/2017)</p>
11/08/2017	<u>109</u>	<p>STIPULATION WITH PROPOSED ORDER <i>Proposing Dates for New Briefing Schedule and Discovery Cutoff</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Tomlinson, Martin) (Filed on 11/8/2017) (Entered: 11/08/2017)</p>
11/08/2017		<p>Motions terminated: <u>109</u> STIPULATION WITH PROPOSED ORDER <i>Proposing Dates for New Briefing Schedule and Discovery Cutoff</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. Further Case Management Conference set for 5/3/2018 11:00 AM in Courtroom C, 15th Floor, San Francisco.</p> <p>The court adopts the parties' stipulated schedule, except that it sets the due date for the final reply brief for 4/12/2017 (a Thursday) instead of 4/13/2018 (a Friday). The schedule thus is as follows.</p> <p>Close of fact discovery: 12/22/2017. Plaintiff's summary-judgment motion due: 1/22/2018. Government/Intervenor summary-judgment motion/opposition due: 2/22/2018. Plaintiff's opposition/reply due: 3/22/2018. Government/intervenor reply due: 4/12/2018.</p> <p>Hearing: 5/3/2018 at 9:30 a.m.</p> <p>As a calendaring device, the court sets a further case-management conference for 5/3/2018 at 11:00 a.m. When the parties file the motions, they must notice them for that day at 9:30 a.m.</p> <p><i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (Beeler, Laurel) (Filed on 11/8/2017) (Entered: 11/08/2017)</p>
01/05/2018	<u>110</u>	<p>STIPULATION WITH PROPOSED ORDER <i>Partially Extending Discovery Cutoff and Modifying Briefing Schedule</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Phipps, Peter) (Filed on 1/5/2018) (Entered: 01/05/2018)</p>
01/08/2018	<u>111</u>	<p>Order by Magistrate Judge Laurel Beeler granting <u>110</u> Stipulation Partially Extending Discovery Cutoff and Modifying Briefing Schedule.</p> <p>Supplemental Discovery Responses(through 12/22/2017): 01/31/2018. Plaintiff's summary-judgment motion due: 03/20/2018. Government/Intervenor summary-judgment motion/opposition due: 04/19/2018. Plaintiff's opposition/reply due: 05/18/2018. Government/Intervenor reply due: 06/15/2018.</p> <p>Further Case Management Conference set for 7/5/2018 11:00 AM in Courtroom C, 15th Floor, San Francisco. Case Management Statement due by 6/28/2018. (ejkS, COURT STAFF) (Filed on 1/8/2018) (Entered: 01/08/2018)</p>
02/07/2018	<u>112</u>	<p>MOTION for leave to appear in Pro Hac Vice (Filing fee \$ 310, receipt number 0971-12093954.) filed by United States Conference of Catholic Bishops. (Spencer, Jacob) (Filed on 2/7/2018) (Entered: 02/07/2018)</p>
02/09/2018	<u>113</u>	<p>Order by Magistrate Judge Laurel Beeler granting <u>112</u> Motion for Pro Hac Vice. (ejkS, COURT STAFF) (Filed on 2/9/2018) (Entered: 02/12/2018)</p>
03/09/2018	<u>114</u>	<p>STIPULATION WITH PROPOSED ORDER re <u>111</u> Order on Stipulation,, filed by Sylvia Mathews Burwell. (Phipps, Peter) (Filed on 3/9/2018) (Entered: 03/09/2018)</p>
03/12/2018	<u>115</u>	<p>Order by Magistrate Judge Laurel Beeler granting <u>114</u> Stipulation Modifying Briefing Schedule.</p> <p>Plaintiff's summary-judgment motion due: 04/20/2018. Government/Intervenor summary-judgment motion/opposition due: 05/22/2018.</p>

		<p>Plaintiff's opposition/reply due: 06/20/2018. Government/Intervenor reply due: 07/20/2018.</p> <p>Further Case Management Conference set for 9/13/2018 at 11:00 AM in San Francisco, Courtroom C, 15th Floor. Case Management Statement due by 9/6/2018. (ejkS, COURT STAFF) (Filed on 3/12/2018) (Entered: 03/14/2018)</p>
04/20/2018	<u>116</u>	<p>MOTION for Summary Judgment <i>and Memorandum in Support</i> filed by American Civil Liberties Union of Northern California. Motion Hearing set for 8/9/2018 09:30 AM in San Francisco, Courtroom C, 15th Floor before Magistrate Judge Laurel Beeler. Responses due by 5/22/2018. Replies due by 6/20/2018. (Attachments: # <u>1</u> Declaration of Brigitte Amiri in Support of Plaintiff's Motion for Summary Judgment and Memorandum in Support, # <u>2</u> Proposed Order Granting Plaintiff's Motion for Summary Judgment and Memorandum in Support)(Wroe, Mishan) (Filed on 4/20/2018) (Entered: 04/20/2018)</p>
04/24/2018	<u>117</u>	<p>ERRATA re <u>116</u> MOTION for Summary Judgment <i>and Memorandum in Support</i> by American Civil Liberties Union of Northern California. (Wroe, Mishan) (Filed on 4/24/2018) (Entered: 04/24/2018)</p>
05/18/2018	<u>118</u>	<p>STIPULATION WITH PROPOSED ORDER re <u>111</u> Order on Stipulation,, filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Tomlinson, Martin) (Filed on 5/18/2018) (Entered: 05/18/2018)</p>
05/21/2018	<u>119</u>	<p>Order by Magistrate Judge Laurel Beeler granting <u>118</u> Stipulation Modifying Briefing Schedule.</p> <p>Plaintiff's summary-judgment motion due: 4/20/2018. Government/Intervenor summary-judgment motion/opposition due: 5/31/2018. Plaintiff's opposition/reply due: 6/29/2018. Government/intervenor reply due: 7/30/2018. (ejkS, COURT STAFF) (Filed on 5/21/2018) (Entered: 05/22/2018)</p>
05/31/2018	<u>120</u>	<p>Cross MOTION for Summary Judgment <i>and Opposition to Plaintiff's Motion for Summary Judgment</i> filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. Motion Hearing set for 8/9/2018 09:30 AM in San Francisco, Courtroom C, 15th Floor before Magistrate Judge Laurel Beeler. Responses due by 6/29/2018. Replies due by 7/30/2018. (Attachments: # <u>1</u> Exhibit Exhibits)(Tomlinson, Martin) (Filed on 5/31/2018) (Entered: 05/31/2018)</p>
05/31/2018	<u>121</u>	<p>MOTION for Summary Judgment <i>and Opposition to Plaintiff's Motion for Summary Judgment</i> filed by United States Conference of Catholic Bishops. Motion Hearing set for 8/9/2018 09:30 AM in San Francisco, Courtroom C, 15th Floor before Magistrate Judge Laurel Beeler. Responses due by 6/29/2018. Replies due by 7/30/2018. (Attachments: # <u>1</u> Declaration, # <u>2</u> Proposed Order)(Dunn, Robert) (Filed on 5/31/2018) (Entered: 05/31/2018)</p>
06/29/2018	<u>122</u>	<p>OPPOSITION/RESPONSE (re <u>116</u> MOTION for Summary Judgment <i>and Memorandum in Support</i>, <u>121</u> MOTION for Summary Judgment <i>and Opposition to Plaintiff's Motion for Summary Judgment</i>, <u>120</u> Cross MOTION for Summary Judgment <i>and Opposition to Plaintiff's Motion for Summary Judgment</i>) <i>and Reply in Further Support of Plaintiff's Motion for Summary Judgment</i> filed by American Civil Liberties Union of Northern California. (Attachments: # <u>1</u> Declaration Declaration of Meagan Burrows in Support of Plaintiff's Opposition)(Wroe, Mishan) (Filed on 6/29/2018) (Entered: 06/29/2018)</p>
07/03/2018	<u>123</u>	<p>ERRATA re <u>122</u> Opposition/Response to Motion,, by American Civil Liberties Union of Northern California. (Wroe, Mishan) (Filed on 7/3/2018) (Entered: 07/03/2018)</p>
07/03/2018	<u>124</u>	<p>OPPOSITION/RESPONSE (re <u>116</u> MOTION for Summary Judgment <i>and Memorandum in Support</i>, <u>121</u> MOTION for Summary Judgment <i>and Opposition to Plaintiff's Motion for Summary Judgment</i>, <u>120</u> Cross MOTION for Summary Judgment <i>and Opposition to Plaintiff's Motion for Summary Judgment</i>) <i>and Reply in Further Support of Plaintiff's Motion for Summary Judgment</i> filed by American Civil Liberties Union of Northern California. (Attachments: # <u>1</u> Declaration of Meagan Burrows in Support of Plaintiff's Opposition, # <u>2</u> Exhibit A to Burrows Declaration)(Wroe, Mishan) (Filed on 7/3/2018) (Entered: 07/03/2018)</p>

07/30/2018	<u>125</u>	REPLY (re <u>120</u> Cross MOTION for Summary Judgment <i>and Opposition to Plaintiff's Motion for Summary Judgment</i>) filed by Sylvia Mathews Burwell, Robert Carey, Mark Greenberg. (Tomlinson, Martin) (Filed on 7/30/2018) (Entered: 07/30/2018)
07/30/2018	<u>126</u>	REPLY (re <u>121</u> MOTION for Summary Judgment <i>and Opposition to Plaintiff's Motion for Summary Judgment</i>) filed by United States Conference of Catholic Bishops. (Dunn, Robert) (Filed on 7/30/2018) (Entered: 07/30/2018)
08/01/2018		CLERK'S NOTICE CONTINUING MOTION HEARING. Based on the court's own schedule, the court continues the hearing on the parties' motions for summary judgment by two weeks to 8/23/2018 at 9:30 a.m. (<i>This is a text-only entry generated by the court. There is no document associated with this entry.</i>) (lbc1S, COURT STAFF) (Filed on 8/1/2018) (Entered: 08/01/2018)
08/22/2018		Motion Hearing set for 8/23/2018 11:30 AM in San Francisco, Courtroom C, 15th Floor before Magistrate Judge Laurel Beeler. The court apologizes for the late notice but has closing arguments in a trial tomorrow morning. The court thus changes the start time for the motions hearing from 9:30 a.m. to 11:30 a.m. (<i>This is a text-only entry generated by the court. There is no document associated with this entry.</i>) (Beeler, Laurel) (Filed on 8/22/2018) (Entered: 08/22/2018)
08/23/2018	127	Minute Entry for proceedings held before Magistrate Judge Laurel Beeler: Motion Hearing held on 8/23/2018. Court will issue order. Total Time in Court: 56 minutes. FTR Time: 12:39–12:41, 1:16–2:10. Plaintiff's Attorneys: Brigitte Amiri, Meagan Burrows and Mishran Wroe. Defendants' Attorney: Martin Tomlinson. Also appearing: Robert Dunn. (<i>This is a text-only entry generated by the court. There is no document associated with this entry.</i>) (ejkS, COURT STAFF) (Date Filed: 8/23/2018) (Entered: 08/23/2018)
08/27/2018	<u>128</u>	PDF with attached Audio File. Court Date & Time [8/23/2018 12:39:56 PM]. File Size [672 KB]. Run Time [00:01:24]. (courtspeak). (Entered: 08/27/2018)
08/27/2018	<u>129</u>	PDF with attached Audio File. Court Date & Time [8/23/2018 1:16:57 PM]. File Size [25736 KB]. Run Time [00:53:37]. (courtspeak). (Entered: 08/27/2018)
08/27/2018	130	CLERK'S NOTICE RESETTING CASE MANAGEMENT CONFERENCE. The 9/13/2018 case management conference is reset to 11/1/2018 at 11:00 a.m. Joint case management statement due 10/25/2018. (<i>This is a text-only entry generated by the court. There is no document associated with this entry.</i>) (lbc1S, COURT STAFF) (Filed on 8/27/2018) (Entered: 08/27/2018)
10/11/2018	<u>131</u>	ORDER by Judge Laurel Beeler denying <u>116</u> Motion for Summary Judgment; granting <u>120</u> Motion for Summary Judgment; granting <u>121</u> Motion for Summary Judgment. As set forth in the attached order, the court denies the ACLU's motion for summary judgment and grants the defendants' cross-motions for summary judgment. (lbc1S, COURT STAFF) (Filed on 10/11/2018) (Entered: 10/11/2018)
10/11/2018	<u>132</u>	JUDGMENT in favor of defendants. Signed by Judge Laurel Beeler on October 11, 2018. (lbc1S, COURT STAFF) (Filed on 10/11/2018) (Entered: 10/11/2018)
10/24/2018	<u>133</u>	BILL OF COSTS by United States Conference of Catholic Bishops. Objections due by 11/7/2018. (Attachments: # <u>1</u> Declaration Declaration of Robert Dunn, # <u>2</u> Exhibit Exhibit A to Declaration of Robert Dunn)(Dunn, Robert) (Filed on 10/24/2018) (Entered: 10/24/2018)
11/16/2018	<u>134</u>	Costs Taxed in amount of \$3,804.25 Re: <u>133</u> Bill of Costs against Plaintiff American Civil Liberties Union of Northern California. (mk1S, COURT STAFF) (Filed on 11/16/2018) (Entered: 11/16/2018)