

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:17-cv-05329-WHA**

City Of San Jose v. Trump et al
Assigned to: Hon. William Alsup
Referred to: Magistrate Judge Sallie Kim
Relate Case Cases: [3:17-cv-05211-WHA](#)
[3:17-cv-05235-WHA](#)
[3:17-cv-05813-WHA](#)
[3:17-cv-05380-WHA](#)

Date Filed: 09/14/2017
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government Defendant

Case in other court: USCA 9th Circuit, 18-15070
Cause: 28:1331 Fed. Question: Violation 5th & 8th Amendment

Plaintiff

City Of San Jose
a municipal corporation

represented by **Brian Danitz**
Cotchett, Pitre & McCarthy LLP
840 Malcolm Road, Suite 200
Burlingame, CA 94010
650-697-6000
Fax: 650-697-0577
Email: bdanitz@cpmlegal.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

J. Richard Doyle
Office of the City Attorney
City of San Jose
200 East Santa Clara Street
San Jose, Ca 95113-1905
(408) 535-1900
Fax: (408) 998-3131
Email: cao.main@sanjoseca.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Justin Theodore Berger
Cotchett, Pitre & McCarthy, LLP
840 Malcolm Road, Suite 200
Burlingame, CA 94010
650-697-6000
Fax: 650-692-3606
Email: jberger@cpmlegal.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Nancy L. Fineman
Cotchett, Pitre & McCarthy LLP
840 Malcolm Road
Suite 200
Burlingame, CA 94010
650-697-6000
Email: nfineman@cpmlegal.com
TERMINATED: 11/30/2017
LEAD ATTORNEY

Nora Valerie Frimann
Office of the City Attorney, City of San
Jose
200 East Santa Clara Street, 16th Floor
San Jose, CA 95113-1905

(408) 535-1900
Fax: (408) 998-3131
Email: cao.main@sanjoseca.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Tamarah P. Prevost
Cotchett Pitre McCarthy
840 Malcolm Road
Burlingame, CA 94010
United Sta
650-697-6000
Email: tprevost@cpmlegal.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Donald J. Trump
*President of the United Staes, in his
official capacity*

represented by **Brad Prescott Rosenberg**
U.S. Department of Justice
Civil Division, Federal Programs Branch
P.O. Box 883
Washington, DC 20044
202-514-3374
Fax: 202-616-8460
Email: brad.rosenberg@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brett A. Shumate
United States Department of Justice
Civil Division
950 Pennsylvania Ave., NW
Washington, DC 20530
202-514-2331
Email: brett.a.shumate@usdoj.gov
TERMINATED: 04/11/2019
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Kirstjen Nielson
*In her official capacity as Acting
Secretary of the Department of Homeland
Security*

represented by **Brad Prescott Rosenberg**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brett A. Shumate
(See above for address)
TERMINATED: 04/11/2019
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

United States of America

represented by **Brad Prescott Rosenberg**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brett A. Shumate
(See above for address)
TERMINATED: 04/11/2019

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

San Diego Unified

represented by **Emma Leheny**
National Education Association
1201 16th Street N.W.
Washington, DC 20036
(202) 822-7060
Fax: (202) 822-7033
Email: eleheny@nea.org
ATTORNEY TO BE NOTICED

V.

Appellee

**Sacramento City Unified School
District**

represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

**National Education Association Of The
United States**

represented by **Emma Leheny**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Amicus

**Association of California School
Administrators**

represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

Berkeley Unified School District

represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

Moreno Valley Unified School District

represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

San Diego Unified School District

represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

**West Contra Costa Unified School
District**

represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

California Faculty Association

represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

California Federation of Teachers

represented by

Emma Leheny
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

California School Boards Association represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

California Teachers Association represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

Los Angeles County Superintendent of Schools represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

Los Angeles County Board of Education represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

Los Angeles Unified School District represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Amicus

Oakland Unified School District represented by **Emma Leheny**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/14/2017	<u>1</u>	COMPLAINT against Elaine C. Duke, Donald J. Trump, UNITED STATES OF AMERICA (Filing fee \$ 400, receipt number 0971-11714888.). Filed by City Of San Jose. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> CERTIFICATE OF INTERESTED ENTITIES OR PERSONS)(Fineman, Nancy) (Filed on 9/14/2017) (Entered: 09/14/2017)
09/14/2017	<u>2</u>	Proposed Summons. (Fineman, Nancy) (Filed on 9/14/2017) (Entered: 09/14/2017)
09/14/2017	3	Case assigned to Magistrate Judge Susan van Keulen. 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. Consent/Declination due by 9/28/2017. (haS, COURT STAFF) (Filed on 9/14/2017) (Entered: 09/14/2017)
09/14/2017	<u>4</u>	Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 12/12/2017. Initial Case Management Conference set for 12/19/2017 09:30 AM in Courtroom 6, 4th Floor, San Jose. (cv, COURT

		STAFF) (Filed on 9/14/2017) (Entered: 09/14/2017)
09/14/2017	<u>5</u>	Summons Issued as to Elaine C. Duke, Donald J. Trump, United States of America, (cv, COURT STAFF) (Filed on 9/14/2017) (Entered: 09/14/2017)
09/15/2017	<u>6</u>	ORDER OF RECUSAL. This Court recuses itself from hearing this matter. The Clerk of Court shall reassign this matter forthwith to another judge. Signed by Magistrate Judge Susan van Keulen on 9/15/2017. (ofr, COURT STAFF) (Filed on 9/15/2017) (Entered: 09/15/2017)
09/15/2017	<u>7</u>	ORDER REASSIGNING CASE. Case reassigned to Magistrate Judge Howard R. Lloyd for all further proceedings pursuant to Order of Recusal. Magistrate Judge Susan van Keulen no longer assigned to the case. (bws, COURT STAFF) (Filed on 9/15/2017) (Entered: 09/15/2017)
09/18/2017	<u>8</u>	NOTICE RE SEPTEMBER 21 CASE MANAGEMENT CONFERENCE Signed by Judge Alsup on 9/18/2017. (whalc1, COURT STAFF) (Filed on 9/18/2017) (Entered: 09/18/2017)
09/18/2017		Set/Reset Hearing re <u>8</u> Order Initial Case Management Conference set for 9/21/2017 10:30 AM in Courtroom 8, 19th Floor, San Francisco. (tlS, COURT STAFF) (Filed on 9/18/2017) (Entered: 09/18/2017)
09/18/2017	<u>9</u>	***INCORRECT EVENT SELECTED WHEN POSTING DOCUMENT*** CERTIFICATE OF SERVICE by City Of San Jose of the Complaint (Fineman, Nancy) (Filed on 9/18/2017) Modified text on 9/19/2017 (dhmS, COURT STAFF). (Entered: 09/18/2017)
09/19/2017		Electronic filing error. Incorrect event used. [err101]Please re-file in its entirety using correct event Summons Returned Executed. Re: <u>9</u> Certificate of Service filed by City Of San Jose (dhmS, COURT STAFF) (Filed on 9/19/2017) (Entered: 09/19/2017)
09/19/2017	<u>10</u>	SUMMONS Returned Executed by City Of San Jose. Elaine C. Duke served on 9/18/2017, answer due 10/10/2017; Donald J. Trump served on 9/18/2017, answer due 10/10/2017; United States of America served on 9/18/2017, answer due 10/10/2017. (Fineman, Nancy) (Filed on 9/19/2017) (Entered: 09/19/2017)
09/20/2017	<u>11</u>	NOTICE of Appearance by Brad Prescott Rosenberg (Rosenberg, Brad) (Filed on 9/20/2017) (Entered: 09/20/2017)
09/20/2017	<u>12</u>	NOTICE of Appearance by Brett A. Shumate (Shumate, Brett) (Filed on 9/20/2017) (Entered: 09/20/2017)
09/20/2017	<u>13</u>	ORDER RELATING CASES Signed by Judge Alsup on 9/20/2017. (whalc1, COURT STAFF) (Filed on 9/20/2017) (Entered: 09/20/2017)
09/20/2017		Related cases: Create association to 3:17-cv-05211-WHA. (sxbS, COURT STAFF) (Filed on 9/20/2017) (Entered: 09/21/2017)
09/20/2017		Related cases: Create association to 3:17-cv-05235-WHA. (sxbS, COURT STAFF) (Filed on 9/20/2017) (Entered: 09/21/2017)
09/20/2017		Related cases: Create association to 3:17-cv-05380-WHA. (sxbS, COURT STAFF) (Filed on 9/20/2017) (Entered: 09/21/2017)
09/22/2017	<u>14</u>	ORDER REASSIGNING CASE. Case reassigned to Hon. William Alsup for all further proceedings pursuant to Order Relating Cases. Magistrate Judge Howard R. Lloyd no longer assigned to the case. This case is assigned to a judge who participates in the Cameras in the Courtroom Pilot Project. See General Order 65 and http://cand.uscourts.gov/cameras. (Attachments: # <u>1</u> Notice of Eligibility for Video Recording)(bws, COURT STAFF) (Filed on 9/22/2017) (Entered: 09/22/2017)
09/22/2017	<u>15</u>	CASE MANAGEMENT SCHEDULING ORDER FOR ALL DACA ACTIONS IN THIS DISTRICT: Bench Trial set for 2/5/2018 07:30 AM before Hon. William Alsup. Motion Hearing set for 12/20/2017 08:00 AM in Courtroom 8, 19th Floor, San Francisco before Hon. William Alsup. Pretrial Conference set for 1/24/2018 02:00 PM in Courtroom 8, 19th Floor, San Francisco before Hon. William Alsup.. Signed by Judge Alsup on 9/22/2017. (whalc1, COURT STAFF) (Filed on

		9/22/2017) (Entered: 09/22/2017)
09/22/2017		Set/Reset Hearing Tutorial Hearing set for 10/3/2017 08:00 AM in Courtroom 8, 19th Floor, San Francisco. (whasec, COURT STAFF) (Filed on 9/22/2017) (Entered: 09/22/2017)
09/22/2017	<u>16</u>	CERTIFICATE OF SERVICE by City Of San Jose re <u>15</u> Case Management Scheduling Order, (Fineman, Nancy) (Filed on 9/22/2017) (Entered: 09/22/2017)
09/22/2017	<u>17</u>	Transcript of Proceedings held on 9/21/17, before Judge William H. Alsup. Court Reporter Jo Ann Bryce, telephone number 510-910-5888, joann_bryce@cand.uscourts.gov. 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 until the deadline for the Release of Transcript Restriction after 90 days. 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 (45 in 3:17-cv-05211-WHA) Transcript Order) Release of Transcript Restriction set for 12/21/2017. (jabS, COURTSTAFF) (Filed on 9/22/2017) (Entered: 09/22/2017)
09/25/2017	<u>18</u>	FURTHER NOTICE RE TUTORIAL re (12 in 3:17-cv-05380-WHA) Case Management Scheduling Order, Signed by Judge Alsup on 9/25/2017. (whalc1, COURT STAFF) (Filed on 9/25/2017) (Entered: 09/25/2017)
09/25/2017	<u>19</u>	NOTICE OF REFERRAL FOR DISCOVERY. Signed by Magistrate Judge Sallie Kim on 9/25/2017. (Attachments: # <u>1</u> Magistrate Judge Kim's Standing Order)(mklS, COURT STAFF) (Filed on 9/25/2017) (Entered: 09/25/2017)
09/25/2017	<u>20</u>	Minute Entry for proceedings held before William Alsup: Initial Case Management Conference held on 9/21/2017. Motion(s) hearing set for 12/20/2017 at 8:00 AM. Tutorial set for 10/3/2017 at 8:00 AM. Final Pretrial Conference set for 1/24/2018 at 2:00 PM. Bench Trial set for 2/5/2018 at 7:30 AM. Case referred to Magistrate Sallie Kim for Discovery.Total Time in Court: 1:22. Court Reporter: Jo Ann Bryce. Plaintiff Attorney: Jeffrey Davidson; Alexander Berengaut; Alex Covington; Mark Lynch; James Zahradka; Nancy Fineman; Mark Rosenbaum; Ethan Dettmer. Defendant Attorney: Brad Rosenberg; Sara Winslow; Brett Shumate. Attachment: Civil Minutes. (tlS, COURT STAFF) (Date Filed: 9/25/2017) (Entered: 09/25/2017)
09/26/2017		CASE REFERRED to Magistrate Judge Sallie Kim for Discovery (ahm, COURT STAFF) (Filed on 9/26/2017) (Entered: 09/26/2017)
09/29/2017	<u>21</u>	STIPULATION WITH PROPOSED ORDER re <u>15</u> Case Management Scheduling Order, filed by Elaine C. Duke, Donald J. Trump, United States of America. (Rosenberg, Brad) (Filed on 9/29/2017) (Entered: 09/29/2017)
09/29/2017	<u>22</u>	ORDER GRANTING STIPULATION REGARDING CASE MANAGEMENT ORDER by Judge William Alsup granting (57) Stipulation in case 3:17-cv-05211-WHA.Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA(whalc1, COURT STAFF) (Filed on 9/29/2017) (Entered: 09/29/2017)
10/03/2017	23	<p>Minute Entry for proceedings held before Judge William Alsup: Tutorial Hearing held on 10/3/2017.</p> <p>Total Time in Court: 2 Hours, 15 Minutes. Court Reporter: Belle Ball.</p> <p>Plaintiffs' Attorneys: Regents: Jeffrey Davidson, Mark Lynch, Monica Almadani; Garcia: Mark Rosenbaum, Kelsey Helland, Ethan Dettmer, Luis Romero; City of San Jose: Nancy Fineman; State of CA: James Zahradka, Ronald Lee. Defendant's Attorneys: Brad Rosenberg, Jeffrey Robins. Also Present via Videoconference: District Judge Nicholas Garauffis</p> <p><i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (afmS, COURT STAFF) (Date Filed: 10/3/2017) (Entered: 10/03/2017)</p>

10/04/2017	<u>24</u>	TRANSCRIPT ORDER for proceedings held on October 3, 2017 before Judge William Alsup by City Of San Jose, for Court Reporter Belle Ball. (Fineman, Nancy) (Filed on 10/4/2017) (Entered: 10/04/2017)
10/05/2017	<u>25</u>	Transcript of Proceedings held on October 3, 2017, before Judge William H. Alsup. Court Reporter Belle Ball, CSR, CRR, RDR, telephone number (415)373-2529, belle_ball@cand.uscourts.gov. 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 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 (62 in 3:17-cv-05211-WHA) Transcript Order, (24 in 3:17-cv-05329-WHA) Transcript Order) Release of Transcript Restriction set for 1/3/2018. (ballbb15S, COURT STAFF) (Filed on 10/5/2017) (Entered: 10/05/2017)
10/10/2017	<u>26</u>	ORDER SHORTENING TIME FOR BRIEFING ON MOTION TO COMPLETE ADMINISTRATIVE RECORD by Judge William Alsup re <u>66</u> Motion to Shorten Time in case 3:17-cv-05211-WHA. Motion Hearing set for 10/16/2017 11:00 AM in Courtroom 8, 19th Floor, San Francisco before Judge William Alsup. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA(whalc1, COURT STAFF) (Filed on 10/10/2017) Modified on 10/10/2017 (afmS, COURT STAFF). (Entered: 10/10/2017)
10/16/2017	27	Minute Entry for proceedings held before Judge William Alsup: Motion Hearing held on 10/16/2017 re (65 in 3:17-cv-05211-WHA) MOTION for an Order Directing Defendants to Complete the Administrative Record filed by UC Regents, Janet Napolitano. Written Order to issue. Total Time in Court: 1:15. Court Reporter: Pamela Batalo. Plaintiff Attorney: Jeffery Davidson (Regents)Plaintiff Attorney: James Zahradka (State of CA)Plaintiff Attorney: Nancy Fineman (City of San Jose)Plaintiff Attorney: Kevin Yea (Garcia) Defendant Attorney: Brad Rosenberg (all defendants). <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (afmS, COURT STAFF) (Date Filed: 10/16/2017) (Entered: 10/16/2017)
10/16/2017	<u>28</u>	ORDER RELATING CASE by Judge William Alsup granting (69) Motion to Relate Case in case 3:17-cv-05211-WHA. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA(whalc1, COURT STAFF) (Filed on 10/16/2017) (Entered: 10/16/2017)
10/17/2017	<u>29</u>	Transcript of Proceedings held on 10/16/17, before Judge Alsup. Court Reporter Pamela A. Batalo, telephone number pamel_a_batalo@cand.uscourts.gov. 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 (74 in 3:17-cv-05211-WHA) Transcript Order) Redaction Request due 11/7/2017. Redacted Transcript Deadline set for 11/17/2017. Release of Transcript Restriction set for 1/16/2018. (Batalo, Pam) (Filed on 10/17/2017) (Entered: 10/17/2017)
10/17/2017	<u>30</u>	ORDER RE MOTION TO COMPLETE ADMINISTRATIVE RECORD by Judge William Alsup granting in part and denying in part (65) Motion Complete Administrative Record in case 3:17-cv-05211-WHA. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA, 3:17-cv-05813-WHA(whalc1, COURT STAFF) (Filed on 10/17/2017) (Entered: 10/17/2017)

10/18/2017	<u>31</u>	ORDER TO COMPILE SUPPLEMENT FORTHWITH re (12 in 3:17-cv-05813-WHA) Order on Motion for Miscellaneous Relief, Signed by Judge Alsup on 10/18/2017. (whalc1, COURT STAFF) (Filed on 10/18/2017) (Entered: 10/18/2017)
10/19/2017	<u>32</u>	ORDER ADOPTING STIPULATED BRIEFING SCHEDULE FOR DEFENDANTS' MOTION TO STAY ALL PROCEEDINGS by Judge William Alsup granting (82) Stipulation in case 3:17-cv-05211-WHA. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA, 3:17-cv-05813-WHA(whalc1, COURT STAFF) (Filed on 10/19/2017) (Entered: 10/19/2017)
10/19/2017		Terminate Hearing re (15 in 3:17-cv-05813-WHA) Order on Stipulation, (whalc1, COURT STAFF) (Filed on 10/19/2017) (Entered: 10/19/2017)
10/19/2017	<u>33</u>	ORDER RE MOTION TO STAY PROCEEDINGS by Judge William Alsup denying (81) Motion to Stay in case 3:17-cv-05211-WHA. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA, 3:17-cv-05813-WHA(whalc1, COURT STAFF) (Filed on 10/19/2017) (Entered: 10/19/2017)
10/20/2017	<u>34</u>	NOTICE by Elaine C. Duke, Donald J. Trump, United States of America of <i>Filing of Petition for Writ of Mandamus</i> (Attachments: # <u>1</u> Petition for Writ of Mandamus)(Rosenberg, Brad) (Filed on 10/20/2017) (Entered: 10/20/2017)
10/20/2017	<u>38</u>	USCA Case Number 17-72917 USCA 9th Circuit re Petition for Writ of Mandamus (sxbS, COURT STAFF) (Filed on 10/20/2017) (Entered: 10/24/2017)
10/20/2017	<u>39</u>	ORDER of USCA re Petition for Writ of Mandamus (sxbS, COURT STAFF) (Filed on 10/20/2017) (Entered: 10/24/2017)
10/23/2017	<u>35</u>	ANSWER BY DISTRICT COURT TO PETITION FOR WRIT OF MANDAMUS Signed by Judge Alsup on 10/23/2017. (whalc1, COURT STAFF) (Filed on 10/23/2017) (Entered: 10/23/2017)
10/24/2017	<u>36</u>	ORDER by Magistrate Judge Sallie Kim granting (91) Unopposed Administrative Motion for Additional Pages for Joint Discovery Letter Brief in case 3:17-cv-05211-WHA. (mklS, COURT STAFF) (Filed on 10/24/2017) (Entered: 10/24/2017)
10/24/2017	<u>37</u>	ORDER RE: DEPOSITION OF ACTING SECRETARY OF HOMELAND SECURITY DUKE by Magistrate Judge Sallie Kim (Re: (88) Discovery Letter Brief in case 3:17-cv-05211-WHA). (mklS, COURT STAFF) (Filed on 10/24/2017) (Entered: 10/24/2017)
10/25/2017	<u>40</u>	FURTHER CASE MANAGEMENT ORDER RE MOTION SCHEDULE Signed by Judge Alsup on 10/25/2017. (whalc1, COURT STAFF) (Filed on 10/25/2017) (Entered: 10/25/2017)
10/25/2017	<u>41</u>	ORDER GRANTING STIPULATION REGARDING AMICUS BRIEFING AS MODIFIED by Judge William Alsup granting as modified (101) Stipulation in case 3:17-cv-05211-WHA. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA, 3:17-cv-05813-WHA(whalc1, COURT STAFF) (Filed on 10/25/2017) (Entered: 10/25/2017)
10/26/2017	<u>46</u>	ORDER of USCA regarding oral arguments and amicus briefs as to (21 in 3:17-cv-05813-WHA, 38 in 3:17-cv-05329-WHA, 95 in 3:17-cv-05211-WHA, 47 in 3:17-cv-05235-WHA, 34 in 3:17-cv-05380-WHA) (sxbS, COURT STAFF) (Filed on 10/26/2017) (Entered: 11/03/2017)
10/27/2017	<u>42</u>	ORDER GRANTING PLAINTIFFS' UNOPPOSED ADMINISTRATIVE MOTION TO AMEND PAGE LIMITS IN CONNECTION WITH MOTION FOR PROVISIONAL RELIEF by Judge William Alsup granting (103) Administrative Motion to alter page limits in case 3:17-cv-05211-WHA. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA, 3:17-cv-05813-WHA(whalc1, COURT STAFF) (Filed on 10/27/2017) (Entered: 10/27/2017)

		10/27/2017)
10/31/2017	<u>47</u>	ORDER of USCA regarding amicus briefs as to (21 in 3:17-cv-05813-WHA, 38 in 3:17-cv-05329-WHA, 95 in 3:17-cv-05211-WHA, 47 in 3:17-cv-05235-WHA, 34 in 3:17-cv-05380-WHA) (sxbS, COURT STAFF) (Filed on 10/31/2017) (Entered: 11/03/2017)
11/01/2017	<u>43</u>	PROTECTIVE ORDER by Judge William Alsup granting (115) Motion for Protective Order in case 3:17-cv-05211-WHA. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA, 3:17-cv-05813-WHA(whalc1, COURT STAFF) (Filed on 11/1/2017) (Entered: 11/01/2017)
11/01/2017	<u>44</u>	ADMINISTRATIVE MOTION Leave to File Amicus Brief filed by National Education Association Of The United States, Association of California School Administrators, Berkeley Unified School District, Moreno Valley Unified School District, an Diego Unified, San Diego Unified School District, West Contra Costa Unified School District, California Faculty Association, California Federation of Teachers, California School Boards Association, California Teachers Association, Los Angeles County Superintendent of Schools, Los Angeles County Board of Education, Los Angeles Unified School District, Oakland Unified School District, Sacramento City Unified School District. Responses due by 11/6/2017. (Attachments: # <u>1</u> Exhibit Amicus Curiae Brief)(Leheny, Emma) (Filed on 11/1/2017) (Entered: 11/01/2017)
11/01/2017	<u>45</u>	ORDER GRANTING MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF IN SUPPORT OF DEFENDANTS by Judge William Alsup granting (110) Administrative Motion leave to file amicus curiae brief in case 3:17-cv-05211-WHA. Associated Cases: 3:17-cv-05211-WHA, 3:17-cv-05235-WHA, 3:17-cv-05329-WHA, 3:17-cv-05380-WHA, 3:17-cv-05813-WHA(whalc1, COURT STAFF) (Filed on 11/1/2017) (Entered: 11/01/2017)
11/08/2017	<u>48</u>	ORDER RE MOTION TO MAINTAIN ANONYMITY by Judge Alsup granting in part and denying in part (125) Administrative Motion maintain anonymity; granting in part and denying in part (126) Administrative Motion to File Under Seal in case 3:17-cv-05211-WHA. (whalc1, COURT STAFF) (Filed on 11/8/2017) (Entered: 11/08/2017)
11/16/2017	<u>49</u>	ORDER TO FILE COMPLETED ADMINISTRATIVE RECORD AND PROPOSE SCHEDULE Signed by Judge Alsup on 11/16/2017. (whalc1, COURT STAFF) (Filed on 11/16/2017) (Entered: 11/16/2017)
11/20/2017	<u>50</u>	TENTATIVE ORDER RE MOTIONS TO STAY DISCOVERY AND COMPLETION OF THE ADMINISTRATIVE RECORD Signed by Judge Alsup on 11/20/2017. (Attachments: # <u>1</u> Tentative Order)(whalc1, COURT STAFF) (Filed on 11/20/2017) (Entered: 11/20/2017)
11/20/2017	<u>51</u>	NOTICE of Appearance by Justin Theodore Berger (Berger, Justin) (Filed on 11/20/2017) (Entered: 11/20/2017)
11/20/2017	<u>52</u>	ONE-MONTH CONTINUANCE OF DUE DATE FOR AUGMENTED ADMINISTRATIVE RECORD AND TEMPORARY STAY OF DISCOVERY by Judge Alsup re (190) Motion to Stay; re (191) Motion to Stay; re (192) Stipulation in case 3:17-cv-05211-WHA. (whalc1, COURT STAFF) (Filed on 11/20/2017) (Entered: 11/20/2017)
11/21/2017	<u>53</u>	ORDER of USCA denying petition (sxbS, COURT STAFF) (Filed on 11/21/2017) (Entered: 11/21/2017)
11/21/2017	<u>54</u>	ORDER of USCA Dismissing Motion for Stay filed by government. (sxbS, COURT STAFF) (Filed on 11/21/2017) (Entered: 11/21/2017)
11/21/2017	<u>55</u>	ORDER of USCA regarding Motion for Stay. (sxbS, COURT STAFF) (Filed on 11/21/2017) (Entered: 11/21/2017)
11/21/2017	<u>56</u>	Memorandum of USCA regarding Administrative Record. (sxbS, COURT STAFF) (Filed on 11/21/2017) (Entered: 11/21/2017)

11/22/2017	<u>57</u>	ORDER of USCA denying Petition for Writ of Mandamus (sxbS, COURT STAFF) (Filed on 11/22/2017) (Entered: 11/22/2017)
11/29/2017	<u>58</u>	NOTICE by City Of San Jose of <i>Withdrawal of Counsel</i> (Berger, Justin) (Filed on 11/29/2017) (Entered: 11/29/2017)
12/01/2017	<u>59</u>	NOTICE by Elaine C. Duke, Donald J. Trump, United States of America of <i>Filing of Petition for Writ of Mandamus and Application for a Stay in the United States Supreme Court</i> (Attachments: # <u>1</u> Petition for a Writ of Mandamus, # <u>2</u> Application for a Stay)(Rosenberg, Brad) (Filed on 12/1/2017) (Entered: 12/01/2017)
12/06/2017	<u>60</u>	NOTICE OF FILING OF STATEMENT OF DISTRICT COURT IN RESPONSE TO APPLICATION FOR A STAY Signed by Judge Alsup on 12/6/2017. (whalc1, COURT STAFF) (Filed on 12/6/2017) (Entered: 12/06/2017)
12/20/2017	61	<p>Minute Entry for proceedings held before Judge William Alsup:</p> <p>Motion Hearing held on 12/20/2017 re 114 MOTION to Dismiss <i>All N.D. Cal. DACA Cases and Memorandum in Support</i> filed by Elaine Duke, United States Department of Homeland Security; 111 MOTION for Preliminary Injunction -- <i>Plaintiffs' Motion for Provisional Relie</i> filed by UC Regents, Janet Napolitano. Motions are submitted.</p> <p>Total Time in Court: 3 Hours; 40 Minutes. Court Reporter: Lydia Zinn.</p> <p>Plaintiff Attorneys: Jeffrey Davidson, Megan Crowley, Alexander Berengaut, Mark Lynch, Lanny Breuer, James Zahradka, Brian Danitz, Mark Rosenbaum, Ethan Dettmer, Eric Brown. Defendant Attorneys: Brad Rosenberg, Kate Bailey, Brett Shumate.</p> <p><i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (afmS, COURT STAFF) (Date Filed: 12/20/2017) (Entered: 12/20/2017)</p>
12/21/2017	<u>62</u>	Transcript of Proceedings held on 12/20/2017, before Judge William Alsup. Court Reporter/Transcriber Lydia Zinn, telephone number (415) 531-6587. 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 (222 in 3:17-cv-05211-WHA) Transcript Order, (220 in 3:17-cv-05211-WHA) Transcript Order) Redacted Transcript Deadline set for 1/22/2018. Release of Transcript Restriction set for 3/21/2018. (Zinn, Lydia) (Filed on 12/21/2017) (Entered: 12/21/2017)
12/21/2017	<u>63</u>	PER CURIAM of Supreme Court of the United States on Petition for Writ of Mandamus vacating judgment of USCA and remanding case. (sxbS, COURT STAFF) (Filed on 12/21/2017) (Entered: 12/21/2017)
12/21/2017	<u>64</u>	STAY OF NOVEMBER 20 ORDER 197 . Signed by Judge Alsup on 12/21/2017. (whalc1, COURT STAFF) (Filed on 12/21/2017) (Entered: 12/21/2017)
12/27/2017	<u>65</u>	ORDER of USCA regarding Government's threshold arguments and certification for appeal (sxbS, COURT STAFF) (Filed on 12/27/2017) (Entered: 12/27/2017)
01/09/2018	<u>66</u>	ORDER DENYING 114 FRCP 12(b)(1) DISMISSAL AND GRANTING 111 PROVISIONAL RELIEF (granting 227) by Judge William Alsup. (whalc1, COURT STAFF) (Filed on 1/9/2018) (Entered: 01/09/2018)
01/10/2018	67	CLERK'S NOTICE: Discovery Hearing set for 1/10/2018 10:30 AM in Courtroom A, 15th Floor, San Francisco before Magistrate Judge Sallie Kim. Personal appearances are preferred, but given the short notice counsel may appear by telephone. Only one attorney per party to speak if appearing by telephone, although other attorneys for the same party may listen to the hearing. Attorneys wishing to participate by telephone shall contact the Court by email to SKCRD@cand.uscourts.gov to request the dial-in information. In the email, counsel shall identify which party they represent and the

		name(s) of the attorney(s) that will be appearing. The Court will issue a follow up order with specific topics to be addressed during the hearing. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (mklS, COURT STAFF) (Filed on 1/10/2018) (Entered: 01/10/2018)
01/10/2018	<u>68</u>	CLERK'S NOTICE Correcting Date/Time of Discovery Hearing: Discovery Hearing set for 1/11/2018 10:30 AM in Courtroom A, 15th Floor, San Francisco before Magistrate Judge Sallie Kim. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (mklS, COURT STAFF) (Filed on 1/10/2018) Modified on 1/10/2018 (mklS, COURT STAFF). (Entered: 01/10/2018)
01/10/2018	<u>69</u>	ORDER REGARDING DISCOVERY HEARING ON 1/11/2018. Signed by Magistrate Judge Sallie Kim on 1/10/2018. (mklS, COURT STAFF) (Filed on 1/10/2018) (Entered: 01/10/2018)
01/11/2018	<u>70</u>	Minute Entry for proceedings held before Magistrate Judge Sallie Kim: Discovery Hearing held on 1/11/2018. The Court and parties discuss the status of discovery. Further Discovery Hearing set for 1/30/2018 09:30 AM in Courtroom A, 15th Floor, San Francisco before Magistrate Judge Sallie Kim. Defense counsel may appear by telephone. (FTR Time: 10:32-10:41.) Plaintiff Attorney: Jeffrey Davidson; James Zahradka; Eric Brown; Justin Berger; Kelsey Helland. Defendant Attorney: Brad Rosenberg (by telephone). <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (mklS, COURT STAFF) (Date Filed: 1/11/2018) (Entered: 01/11/2018)
01/12/2018	<u>71</u>	ORDER GRANTING IN PART 114 DEFENDANTS' MOTION TO DISMISS UNDER FRCP 12(b)(6) by Judge William Alsup. (whalc1, COURT STAFF) (Filed on 1/12/2018) (Entered: 01/12/2018)
01/16/2018	<u>72</u>	NOTICE OF APPEAL to the 9th Circuit Court of Appeals filed by Kirstjen Nielson, Donald J. Trump, United States of America. Appeal of Order on Motion for Preliminary Injunction <u>66</u> , Order on Motion to Dismiss <u>71</u> (Appeal fee FEE WAIVED.) (Rosenberg, Brad) (Filed on 1/16/2018) (Entered: 01/16/2018)
01/22/2018	<u>73</u>	CLERK'S NOTICE: The Discovery Hearing currently set for 1/30/2018 at 9:30 AM before Magistrate Judge Sallie Kim is vacated. <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (mklS, COURT STAFF) (Filed on 1/22/2018) (Entered: 01/22/2018)
01/23/2018	<u>74</u>	ORDER GRANTING (246) STIPULATION RE EXTENSION OF TIME TO RESPOND TO COMPLAINTS AND TO SEEK LEAVE TO FILE AMENDED COMPLAINTS by Judge William Alsup.(whalc1, COURT STAFF) (Filed on 1/23/2018) (Entered: 01/23/2018)
01/26/2018	<u>75</u>	USCA Acknowledgment of Receipt of Permission to Appeal 18-80004 USCA 9th Circuit for (89 in 3:17-cv-05235-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States of America, United States Department of Homeland Security, (241 in 3:17-cv-05211-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States Department of Homeland Security, (72 in 3:17-cv-05329-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States of America, Donald J. Trump, (66 in 3:17-cv-05380-WHA) Notice of Appeal, filed by U.S. Department of Homeland Security, Kirstjen Nielson, United States of America, Donald J. Trump, (54 in 3:17-cv-05813-WHA) Notice of Appeal, filed by U.S. Department of Homeland Security, Kirstjen Nielson, Jefferson Beauregard Sessions, Donald J. Trump. (sxbS, COURT STAFF) (Filed on 1/26/2018) (Entered: 01/26/2018)
01/29/2018	<u>76</u>	USCA Case Number 18-15070 USCA 9th Circuit for <u>72</u> Notice of Appeal, filed by Kirstjen Nielson, United States of America, Donald J. Trump. (sxbS, COURT STAFF) (Filed on 1/29/2018) (Entered: 01/29/2018)
01/31/2018	<u>77</u>	Judgment of Supreme Court of United States Washington DC re Writ of Mandamus (sxbS, COURT STAFF) (Filed on 1/31/2018) (Entered: 01/31/2018)

01/31/2018	<u>78</u>	USCA Case Number 18-80007 USCA 9th Circuit for Acknowledgment of Receipt for Permission to Appeal. (sxbS, COURT STAFF) (Filed on 1/31/2018) (Entered: 01/31/2018)
01/31/2018	<u>79</u>	USCA Case Number 18-80008 USCA 9th Circuit acknowledgment receipt of Petition for Permission to Appeal. (sxbS, COURT STAFF) (Filed on 1/31/2018) (Entered: 01/31/2018)
02/01/2018	<u>80</u>	ORDER of USCA granting petition for permission to appeal as to (92 in 3:17-cv-05235-WHA, 251 in 3:17-cv-05211-WHA, 75 in 3:17-cv-05329-WHA, 69 in 3:17-cv-05380-WHA, 57 in 3:17-cv-05813-WHA) USCA Case Number 18-80004 (sxbS, COURT STAFF) (Filed on 2/1/2018) (Entered: 02/01/2018)
02/01/2018	<u>81</u>	ORDER of USCA granting petition for permission to appeal as to (253 in 3:17-cv-05211-WHA, 73 in 3:17-cv-05380-WHA, 60 in 3:17-cv-05813-WHA, 95 in 3:17-cv-05235-WHA, 78 in 3:17-cv-05329-WHA) USCA Case Number 18-80007 (sxbS, COURT STAFF) (Filed on 2/1/2018) (Entered: 02/01/2018)
02/01/2018	<u>82</u>	ORDER of USCA granting petition for permission to appeal as to (79 in 3:17-cv-05329-WHA, 96 in 3:17-cv-05235-WHA, 61 in 3:17-cv-05813-WHA, 74 in 3:17-cv-05380-WHA, 254 in 3:17-cv-05211-WHA) USCA Case Number 18-80008 (sxbS, COURT STAFF) (Filed on 2/1/2018) (Entered: 02/01/2018)
02/01/2018	<u>83</u>	USCA Case Number 18-15128 USCA 9th Circuit and Time Schedule Order (sxbS, COURT STAFF) (Filed on 2/1/2018) (Entered: 02/01/2018)
02/01/2018	<u>84</u>	USCA Case Number 18-15133 USCA 9th Circuit and Time Schedule Order (sxbS, COURT STAFF) (Filed on 2/1/2018) (Entered: 02/01/2018)
02/01/2018	<u>85</u>	USCA Case Number 18-15134 USCA 9th Circuit and Time Schedule Order (sxbS, COURT STAFF) (Filed on 2/1/2018) (Entered: 02/01/2018)
02/01/2018	<u>86</u>	ORDER of Supreme Court of U.S. Washington DC re filing of petition for writ of certiorari as to (92 in 3:17-cv-05235-WHA, 251 in 3:17-cv-05211-WHA, 75 in 3:17-cv-05329-WHA, 69 in 3:17-cv-05380-WHA, 57 in 3:17-cv-05813-WHA) USCA Case Number,,, (62 in 3:17-cv-05813-WHA, 97 in 3:17-cv-05235-WHA, 75 in 3:17-cv-05380-WHA, 255 in 3:17-cv-05211-WHA, 80 in 3:17-cv-05329-WHA) USCA Order, (sxbS, COURT STAFF) (Filed on 2/1/2018) (Entered: 02/01/2018)
02/22/2018	<u>87</u>	U.S. Supreme Court Receipt acknowledging Petition for Writ of Certiorari filed on 1/18/18 as No. 17-1003. (sxbS, COURT STAFF) (Filed on 2/22/2018) (Entered: 02/22/2018)
03/08/2018	<u>88</u>	ORDER RE DEADLINE FOR PLAINTIFFS TO MOVE FOR LEAVE TO FILE AMENDED COMPLAINTS. Signed by Judge Alsup on 3/8/2018. (whalc1, COURT STAFF) (Filed on 3/8/2018) (Entered: 03/08/2018)
03/19/2018	<u>89</u>	ORDER of USCA re motion and panel of Ninth Circuit Judges. (sxbS, COURT STAFF) (Filed on 3/19/2018) (Entered: 03/19/2018)
03/22/2018	<u>90</u>	USCA Acknowledgment of Receipt for Permission to Appeal: Case Number 18-80037 USCA 9th Circuit (sxbS, COURT STAFF) (Filed on 3/22/2018) (Entered: 03/22/2018)
04/04/2018	<u>91</u>	ORDER OF RECUSAL. Signed by Magistrate Judge Sallie Kim on 4/4/2018. (mkls, COURT STAFF) (Filed on 4/4/2018) (Entered: 04/04/2018)
06/26/2018	<u>92</u>	ORDER REFERRING CASE TO MAGISTRATE JUDGE SALLIE KIM FOR DISCOVERY PURPOSES. Signed by Judge Alsup on 6/26/2018. (whalc1, COURT STAFF) (Filed on 6/26/2018) (Entered: 06/26/2018)
11/08/2018	<u>93</u>	USCA JUDGMENT as to (89 in 3:17-cv-05235-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States of America, United States Department of Homeland Security, (241 in 3:17-cv-05211-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States Department of Homeland Security, (72 in 3:17-cv-05329-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States of America, Donald J. Trump, (66 in 3:17-cv-05380-WHA) Notice of Appeal, filed by U.S. Department of Homeland Security, Kirstjen Nielson, United States of America, Donald J. Trump, (54

		in 3:17-cv-05813-WHA) Notice of Appeal, filed by U.S. Department of Homeland Security, Kirstjen Nielson, Jefferson Beauregard Sessions, Donald J. Trump (ddkS, COURT STAFF) (Filed on 11/8/2018) (Entered: 11/21/2018)
02/25/2019	<u>94</u>	MANDATE of USCA as to (89 in 3:17-cv-05235-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States of America, United States Department of Homeland Security, (241 in 3:17-cv-05211-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States Department of Homeland Security, (72 in 3:17-cv-05329-WHA) Notice of Appeal, filed by Kirstjen Nielson, United States of America, Donald J. Trump, (66 in 3:17-cv-05380-WHA) Notice of Appeal, filed by U.S. Department of Homeland Security, Kirstjen Nielson, United States of America, Donald J. Trump, (54 in 3:17-cv-05813-WHA) Notice of Appeal, filed by U.S. Department of Homeland Security, Kirstjen Nielson, Jefferson Beauregard Sessions, Donald J. Trump (amgS, COURT STAFF) (Filed on 2/25/2019) (Entered: 02/27/2019)
04/11/2019	<u>95</u>	MOTION to Withdraw as Attorney <i>Brett A. Shumate</i> filed by Kirstjen Nielson, Donald J. Trump, United States of America. Responses due by 4/25/2019. Replies due by 5/2/2019. (Attachments: # <u>1</u> Proposed Order)(Shumate, Brett) (Filed on 4/11/2019) (Entered: 04/11/2019)