

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Western Division - Los Angeles)
CIVIL DOCKET FOR CASE #: 2:09-cv-08200-CAS-MAN**

California Pharmacists Association et al v. Jennifer Kent

Assigned to: Judge Christina A. Snyder

Referred to: Magistrate Judge Margaret A. Nagle

Related Case: [2:08-cv-03315-CAS-MAN](#)

Case in other court: 9th CCA, 09-57065

9th CCA, 10-55883

9TH CCA, 10-55893

Cause: 28:2201 Constitutionality of State Statute(s)

Date Filed: 11/09/2009

Date Terminated: 06/01/2011

Jury Demand: None

Nature of Suit: 950 Constitutional - State Statute

Jurisdiction: Federal Question

Plaintiff

California Pharmacists Association

represented by **Lynn S Carman**

Medicaid Defense Fund

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415-312-9707

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ATTORNEY TO BE NOTICED

Plaintiff

Gerald Shapiro, Pharm.D.

doing business as

Uptown Pharmacy & Gift Shoppe

represented by **Lynn S Carman**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Stanley L Friedman
 (See above for address)
LEAD ATTORNEY
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Plaintiff

Sharon Steen
doing business as
 Central Pharmacy

represented by **Lynn S Carman**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Tran Pharmacy, Inc.
doing business as
 Tran Pharmacy

represented by **Lynn S Carman**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stanley L Friedman
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Jennifer Kent
Director of the California Department of
Health Care Services
Substituted for
 David Maxwell-Jolly

represented by **Charles J Antonen**
 Office of the California Attorney General
 455 Golden Gate Avenue Suite 11000
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/09/2009	1	COMPLAINT against Defendant David Maxwell-Jolly.(Filing fee \$ 350 PAID), filed by plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen.(car) (Additional attachment(s) added on 11/12/2009: # 1 Notice of Assignment, # 2 Summons, # 3 Civil Cover Sheet) (ds). (Entered: 11/10/2009)

11/09/2009		20 DAY Summons Issued re Complaint - (Discovery) 1 as to Defendant David Maxwell-Jolly. (car) (Entered: 11/10/2009)
11/09/2009	2	CERTIFICATION AND NOTICE of Interested Parties filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen (car) (ds). (Entered: 11/10/2009)
11/09/2009	3	NOTICE TO PARTIES OF ADR PILOT PROGRAM filed.(car) (Entered: 11/10/2009)
11/17/2009	4	NOTICE TO COUNSEL by Judge Christina A. Snyder: This case has been assigned to the calendar of Judge Christina A. Snyder. This Notice to Counsel shall be to all parties appearing in propria persona, and for purposes of this notice, the term counsel shall include any person appearing in pro per. See document for further details. (jre) (Entered: 11/18/2009)
11/23/2009	5	ORDER RE TRANSFER PURSUANT TO Local Rule 83-1.3.1 and General Order 08.05 -Related Case- filed. Related Case No: CV08-03315 CAS (MANx). Case referred from Magistrate Judge Ralph Zarefsky to Magistrate Judge Margaret A. Nagle for Discovery. The case number will now read as follows: CV09-08200 CAS (MANx). Signed by Magistrate Judge Margaret A. Nagle. (at) (Entered: 11/23/2009)
12/05/2009	6	AMENDED DOCUMENT filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. <i>FIRST AMENDED COMPLAINT FOR INJUNCTIVE AND DEDCLARATORY RELIEF</i> (Carman, Lynn) (Entered: 12/05/2009)
12/07/2009	7	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Pursuant to General Order 08-02, initiating documents (including amended complaints) should be manually filed and a conformed, filed stamped copy should be emailed in PDF format to CivilIntakeCourtDocs-LA@cacd.uscourts.gov RE: First Amended Complaint filed 12/5/2009 6 . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (gk) (Entered: 12/07/2009)
12/07/2009	8	NOTICE OF MOTION AND MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS filed by PLAINTIFFS Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. Motion set for hearing on 12/28/2009 at 10:00 AM before Judge Christina A. Snyder. (Carman, Lynn) (Entered: 12/07/2009)
12/08/2009	9	DECLARATION of RICHARD D. WILSON, C.P.A. IN SUPPORT MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 EX A - D WIL;SON DECLARATION) (Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	10	DECLARATION of C.P.A. RICHARD D. WILSON IN SUPPORT MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 EXHIBITS B - F, WILSON SUPPLEMENTARY DECLARATION, # 2 EXHIBITS G - H, WILSON SUPPLEMENTR DECLARATION, # 3 EXHIBITS I - K, WILSON SUPPLEMENTARY DECLARATION)(Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	11	DECLARATION of ODETTE LEONELLI, PHARM.D.; SHARON STEEN; GERALD SHAPIRO, PHARM.D.; THU-HANG TRAN, PHARM.D.; PAUL LOFHOLM, PHARM.D.;LYNN ROLSTON o IN SUPPORT OF MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy,

		Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 SHARON STEEN DECLARATION, # 2 GERALD SHAPIRO, PHARM.D., DECLARATION, # 3 THU-HANG TRAN, PHARM.D., DECLARATION, # 4 PAUL LOFHOLM, PHARM.D., DECLARATION, # 5 LYNN ROLSTON DECLARATION, # 6 SCHEDULE OF DECLARATIONS, (PART ONE), # 7 SCHEDULE OF DECLARATIONS, (PART TWO))(Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	12	REQUEST FOR JUDICIAL NOTICE re MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 <i>REQUEST FOR FIRST DATABANK DOCUMENTS AND OTHER COURT DOCUMENTS</i> filed by PLAINTIFFS Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 EXHIBITS A, B, C, D, E, F, G, H, I, J,, # 2 EXHIBIT B, # 3 LIST OF 8,000 NDCs, # 4 EXHIBIT C, # 5 MARCH 17, 2009 ORDER APPROVING SETTLEMENT, # 6 EXHIBIT D, # 7 CALOPTIMA ACTION OCT. 1, 2009, # 8 EXHIBIT E, # 9 1ST CIRCUIT OPINION, # 10 EXHIBIT F, # 11 D. COL. DECISION ON AMP, # 12 EXHIBIT G - D. COL. DECISION 6/23/09)(Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	13	REQUEST FOR JUDICIAL NOTICE re MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 <i>FURTHER REQUEST FOR JUDICIAL NOTICE</i> filed by PLAINTIFFS Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 EXHIBITS A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R)(Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	14	NOTICE OF LODGING filed <i>SUMMARIES OF PHARMACY DECLARATIONS</i> re MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 (Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	15	NOTICE OF LODGING filed (<i>PROPOSED</i>) <i>Order</i> re MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 (Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	16	DECLARATION of JOHYN CRONIN IN SUPPORT MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	17	REQUEST FOR JUDICIAL NOTICE re MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by PLAINTIFFS Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 EXHIBITS A - B, # 2 EXHIBITS C - J, # 3 EXHIBITS K - N, # 4 EXHIBITS O - P, # 5 EXHIBITS Q - R, # 6 EXHIBITS Q - R, # 7 EXHIBITS S - V, # 8 EXHIBITS W - Y)(Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	18	DECLARATION of SUPPLEMENTARY SCHEDULE OF DECLARATIONS IN SUPPORT MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 FURTHER DECLARATIONS)(Carman, Lynn) (Entered: 12/08/2009)
12/08/2009	19	NOTICE OF PROOF OF SERVICE OF SUMMONS, FIIRST AMENDED COMPLAINT, AND MOTION DOCUMENTS FOR DECEMBER 28, 2009 MOTIONS filed by PLAINTIFFS Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Carman, Lynn) (Entered: 12/08/2009)
12/09/2009	20	NOTICE of Change of Attorney Information for attorney S. Andrew Dhadwal counsel for

		Defendant David Maxwell-Jolly. Adding S. Andrew Dhadwal as attorney as counsel of record for David Maxwell-Jolly, Director of CA Dept. of Health Care Services for the reason indicated in the G-06 Notice. Filed by Defendant David Maxwell-Jolly (Dhadwal, S. Andrew) (Entered: 12/09/2009)
12/10/2009	21	NOTICE OF CHANGE OF ATTORNEY INFORMATION filed by Defendant David Maxwell-Jolly (Kim, Jennifer) (Entered: 12/10/2009)
12/10/2009	22	APPLICATION for Temporary Restraining Order as to 4% REDUCTION IN REIMBURSEMENT TO PHARMACIES FOR THEIR COST TO ACQUIRE BRAND DRUG NDCS IN THE MEDI-CAL PROGRAM filed by PLAINTIFFS Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Carman, Lynn) (Entered: 12/10/2009)
12/10/2009	23	First EXPARTE APPLICATION for Extension of Time to File Opposition to Motions for Preliminary Injunction and Temporary Restraining Order, First EX PARTE APPLICATION to Continue Hearing from December 28, 2009 to February 1, 2010 filed by Respondent David Maxwell-Jolly. (Attachments: # 1 Declaration Declaration of Andrew Dhadwal, # 2 Supplement Points and Authorities in Support of Application, # 3 Proposed Order Notice of Lodging of Proposed Order, # 4 Proposed Order Proposed Order)(Dhadwal, S. Andrew) (Entered: 12/10/2009)
12/10/2009	24	NOTICE OF ERRATA filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. correcting APPLICATION for Temporary Restraining Order as to 4% REDUCTION IN REIMBURSEMENT TO PHARMACIES FOR THEIR COST TO ACQUIRE BRAND DRUG NDCS IN THE MEDI-CAL PROGRAM 22 <i>CORRECTION OF CAPTION OF NOTICE OF APPLICATDION FOR TEMPORARY RESTRAINING ORDER</i> (Carman, Lynn) (Entered: 12/10/2009)
12/10/2009	25	NOTICE OF LODGING filed <i>OF (PROPOSED) TRO ORDER</i> re APPLICATION for Temporary Restraining Order as to 4% REDUCTION IN REIMBURSEMENT TO PHARMACIES FOR THEIR COST TO ACQUIRE BRAND DRUG NDCS IN THE MEDI-CAL PROGRAM 22 (Carman, Lynn) (Entered: 12/10/2009)
12/10/2009	26	NOTICE PROPOSED TRO ORDER filed by PLAINTIFFS Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Carman, Lynn) (Entered: 12/10/2009)
12/11/2009	27	DECLARATION of STANLEY L. FRIEDMAN re APPLICATION for Temporary Restraining Order as to 4% REDUCTION IN REIMBURSEMENT TO PHARMACIES FOR THEIR COST TO ACQUIRE BRAND DRUG NDCS IN THE MEDI-CAL PROGRAM 22 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Carman, Lynn) (Entered: 12/11/2009)
12/11/2009	28	Opposition Opposition re: First EXPARTE APPLICATION for Extension of Time to File Opposition to Motions for Preliminary Injunction and Temporary Restraining OrderFirst EX PARTE APPLICATION to Continue Hearing from December 28, 2009 to February 1, 2010 23 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Friedman, Stanley) (Entered: 12/11/2009)
12/11/2009	29	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. Correct event to be used is Notice - Change of Attorney Information. Miscellaneous Document event utilized in docketing this filing. A copy of this document has been forwarded to the Attorney Admissions Clerk RE: Notice of Change of Attorney Information (G-06) filed 12/10/2009 21 . In response

		to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (gk) (Entered: 12/11/2009)
12/14/2009	30	MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: On 12/10/2009, Plaintiffs filed an Application for a Temporary Restraining Order 22 . On 12/10/2009, defendant filed an Ex Parte Application for an Order Extending His Time to Respond to Plaintiffs' Motion for Preliminary Injunction and to Oppose Plaintiffs' TRO Request, and for a Continuance of Both of the Hearings 23 . The Court hereby continues the hearing on plaintiffs' TRO 22 to 12/28/2009 at 10:00 AM. Defendant shall file its opposition no later than 12/18/2009. Plaintiffs shall file a reply no later than 12/23/2009. The Court vacates the hearing on plaintiffs' Motion for Preliminary Injunction 8 currently noticed for 12/28/2009. The Court will schedule a new hearing date and set a briefing schedule at the hearing on plaintiffs' TRO Application on 12/28/2009. Court Reporter: Not Present. (gk) (Entered: 12/14/2009)
12/18/2009	31	NOTICE of Change of Attorney Information for attorney Jennifer M Kim counsel for Defendant David Maxwell-Jolly. Adding MICHELE L. WONG as attorney as counsel of record for DEFENDANTS DAVID MAXWELL-JOLLY, DIRECTOR OF DEPARTMENT OF HEALTH CARE SERVICES OF THE STATE OF CALIFORNIA for the reason indicated in the G-06 Notice. Filed by DEFENDANT DAVID MAXWELL-JOLLY, DIR OF CA DEPT OF HEALTH CARE SERVICES (Kim, Jennifer) (Entered: 12/18/2009)
12/18/2009	32	OPPOSITION to APPLICATION for Temporary Restraining Order as to 4% REDUCTION IN REIMBURSEMENT TO PHARMACIES FOR THEIR COST TO ACQUIRE BRAND DRUG NDCS IN THE MEDI-CAL PROGRAM 22 filed by Defendant David Maxwell-Jolly. (Attachments: # 1 Declaration of Kevin Gorospe, # 2 Declaration of Stuart Busby)(Dhadwal, S. Andrew) (Entered: 12/18/2009)
12/18/2009	33	REQUEST FOR JUDICIAL NOTICE re APPLICATION for Temporary Restraining Order as to 4% REDUCTION IN REIMBURSEMENT TO PHARMACIES FOR THEIR COST TO ACQUIRE BRAND DRUG NDCS IN THE MEDI-CAL PROGRAM 22 <i>In Support of Respondent's Opposition to Application for TRO</i> filed by Respondent David Maxwell-Jolly. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F)(Dhadwal, S. Andrew) (Entered: 12/18/2009)
12/23/2009	34	REPLY IN SUPPORT OF MOTIONS APPLICATION for Temporary Restraining Order as to 4% REDUCTION IN REIMBURSEMENT TO PHARMACIES FOR THEIR COST TO ACQUIRE BRAND DRUG NDCS IN THE MEDI-CAL PROGRAM 22 , MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Defendant David Maxwell-Jolly. (Attachments: # 1 EXHIBIT A, # 2 EXHIBIT B, # 3 SCHAFENMEYER REPLY DECLARATION, # 4 EXHIBITS C, D, E, F)(Carman, Lynn) (Entered: 12/23/2009)
12/23/2009	35	DECLARATION of GERALD SHAPIRO, PHARM.D. IN SUPPORT OF APPLICATION for Temporary Restraining Order as to 4% REDUCTION IN REIMBURSEMENT TO PHARMACIES FOR THEIR COST TO ACQUIRE BRAND DRUG NDCS IN THE MEDI-CAL PROGRAM 22 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Friedman, Stanley) (Entered: 12/23/2009)
12/28/2009	36	DECLARATION of LYNN S. CARMAN IN RESPECT TO ERRATA IN EXHIBITS B, D, E, F, I, J, AND K OF SUPPLEMENTAL DECLARATION OF RICHARD D. WILSON, C.P.A., IN SUPPORT OF PRELIMINARY INJUNCTIONS; TOGETHER WITH CORRECTED COPIES OF EXHIBITS B, D, E, F, I, J, AND K MOTION for

		Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Friedman, Stanley) (Entered: 12/28/2009)
12/28/2009	37	MINUTES OF Motion Hearing held before Judge Christina A. Snyder: In accordance with the foregoing, the Court DENIES 22 plaintiff's Application for temporary restraining order. Court Reporter: Laura Elias. (cbr) (Entered: 12/29/2009)
12/28/2009	38	MINUTES OF IN CHAMBERS ORDER held before Judge Christina A. Snyder: At the hearing on Plaintiffs Application for a Temporary Restraining Order on 12/28/09, the Court ordered the hearing date on Plaintiffs Motion for Preliminary Injunction 8 be continued to FEBRUARY 22, 2010 at 10:00 A.M. and established the following briefing schedule: Defendants Opposition: 02/01/2010 Plaintiffs Reply: 02/08/2010. (lc) (Entered: 12/30/2009)
12/30/2009	39	NOTICE OF APPEAL to the 9th CCA filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. Appeal of Order on Application for TRO, Motion Hearing 37 . (Filing fee \$455, receipt number 09730000000006340488.) (Friedman, Stanley) (Entered: 12/30/2009)
01/04/2010	40	NOTIFICATION by Circuit Court of Appellate Docket Number 09-57065, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals, 39 as to Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (cbr) (Entered: 01/04/2010)
01/04/2010	41	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Exhibit B - attachment number 2 to main document is blank RE: Reply (Motion related), Reply (Motion related), Reply (Motion related) 34 . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (vh) (Entered: 01/04/2010)
01/11/2010	42	ANSWER to Complaint - (Discovery), Complaint - (Discovery) 1 <i>Answer to First Amended Complaint for Injunctive and Declaratory Relief [USDC Document 6]</i> filed by Respondent David Maxwell-Jolly.(Dhadwal, S. Andrew) (Entered: 01/11/2010)
01/12/2010	43	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: No Certification of Interested Parties, Local Rule 7.1-1 RE: Answer to First Amended Complaint filed 1/11/2010 42 . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (gk) (Entered: 01/12/2010)
01/12/2010	44	MINUTES OF IN CHAMBERS ORDER by Judge Christina A. Snyder: This matter is set for a Scheduling Conference on APRIL 19, 2010, at 11:00 a.m. The Scheduling Conference will be held pursuant to F.R.Civ.P 16(b). If this case has been assigned to the ADR Pilot Program, counsel shall concurrently file the ADR Questionnaire. Judge Snyder is located at 312 N. Spring Street Courthouse, in Courtroom 5, on the second floor. See order for details. (jre) (Entered: 01/13/2010)
01/13/2010	45	DEFENDANT'S CERTIFICATE OF INTERESTED PARTIES filed by Defendant David Maxwell-Jolly re: Answer to Complaint (Discovery) 42 (Dhadwal, S. Andrew) (Entered: 01/13/2010)
01/15/2010	46	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Incorrect event selected. Correct event to be used is Certificate/Notice of Interested Parties. Miscellaneous Document event utilized in docketing this filing RE: Defendant's Certificate of Interested Parties filed 1/13/2010 45 . In response to this notice the court may order (1) an amended or correct document to be

		filed (2) the document stricken or (3) take other action as the court deems appropriate. (gk) (Entered: 01/15/2010)
01/21/2010	47	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, 39 filed by Tran Pharmacy, Inc., Sharon Steen, Gerald Shapiro, Pharm.D., California Pharmacists Association, CCA # 09-57065. Appellants' motion for voluntary dismissal of this appeal is granted. This appeal is dismissed. See Fed. R. App. P. 42(b). This order served on the district court shall act as and for the mandate of this court. Mandate received in this district on 1/21/2010. (lr) (Entered: 01/22/2010)
01/25/2010	48	NOTICE OF ADDITIONAL DECLARATIONS, WITH DECLARATIONS, FOR FEBRUARY 22, 2010 HEARING re MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 SHARON STEEN DECLARATION, # 2 THU-HANG TRAN DECLARATION, # 3 LIATAUD DECLARATION, # 4 LIATAUD SIGNATURE, # 5 ERENBERG DECLARATION, # 6 ERENBERG SIGNATURE, # 7 BOONAM SHIN DECLARATION, # 8 GRAMLICH DECLARATION, # 9 GRAMLICH SIGNATURE, # 10 SHAPIRO DECLARATION, # 11 SHAPIRO SIGNATURE)(Carman, Lynn) (Entered: 01/25/2010)
01/26/2010	49	DECLARATION of DECLARATIONS OF KHANH-LONG THAI, AMIT KAVKAR, ALINE BOGNACKI, REGGIE SINGH, DON MacKELLAR, RONALD JENNISON, JEFF ESCALLIER, GEORGE BIJOU, AND LAWRENCE HOWEN IN SUPPORT OF PRELIMINARY INJUNCTIION MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 HOWEN DECLARATION SIGNATURE, # 2 BIJOU DECLARATION, # 3 BIJOU SIGNATURE, # 4 ARNOLD FONG DECLARATION, # 5 FONG SIGNATURE, # 6 SAE KIM DECLARATION, # 7 ESCALLIER DECLARATION, # 8 ESCALLIER SIGNATURE, # 9 RONALDE JENNISON DECLARATION, # 10 JENNISON SIGNATURE, # 11 MacKELLAR DECLARATION, # 12 MacKELLAR SIGNATURE, # 13 REGGIE SINGH DECLARATION, # 14 REGGIE SINGH SIGNAGURE, # 15 ALINE BOGNACKI DECLARATION, # 16 BOGNACKI SIGNATURE, # 17 AMIT KAVKAR DECLARATION, # 18 AMIT KAVKAR SIGNATURE, # 19 KHANH-LONG THAI DECLARATION, # 20 THAI SIGNATURE)(Carman, Lynn) (Entered: 01/26/2010)
01/26/2010	50	DECLARATION of PHILIP GERROE; PAUL W. LOFHOLM, Pharm.D. IN SUPPORT OF PRELIMINARY INUUNCTION MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 <i>FOR HEARING FEB. 22, 2010</i> filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 GERROE SIGNATURE, # 2 PAUL LOFHOLM DECLARATION, # 3 LOFHIOLM SIGNATURE)(Carman, Lynn) (Entered: 01/26/2010)
01/26/2010	51	NOTICE OF FILING OF SHAPIRO DECLARATION SIGNATURE PAGE filed by PLAINTIFFS Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. <i>FOR SHAPIRO SUPPLEMENTARY DECLARATION FILED JANUARY 25, 2010</i> (Attachments: # 1 EXHIBIT A - SHAPIRO SIGNATURE PAGE, FOR SUPPLEMENTAL SHAPIRO DECLARATION FILED JANUARY 25, 2010) (Carman, Lynn) (Entered: 01/26/2010)
01/26/2010	52	DECLARATION MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 <i>HOWEN DECLARATION</i> filed by Plaintiffs Tran Pharmacy, Inc.,

		California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 HOWEN SIGNATURE)(Carman, Lynn) (Entered: 01/26/2010)
02/01/2010	53	RESPONDENT'S MEMORANDUM OF POINTS AND AUTHORITIES IN OPPOSITION TO PETITIONERS' MOTION FOR PRELIMINARY INJUNCTION IN OPPOSITION re: MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Defendant David Maxwell-Jolly. (Dhadwal, S. Andrew) (Entered: 02/01/2010)
02/01/2010	54	RESPONDENT'S OBJECTIONS TO PETITIONERS' EVIDENCE IN OPPOSITION re: MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Defendant David Maxwell-Jolly. (Wong, Michele) (Entered: 02/01/2010)
02/01/2010	55	REQUEST FOR JUDICIAL NOTICE re MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 WITH EXHIBITS filed by Respondent David Maxwell-Jolly. (Attachments: # 1 Exhibit A-1 to A-5, # 2 Exhibit A-6 to A-7, # 3 Exhibit A-8 to A-9, # 4 Exhibit A-10 (Part 1 of 2), # 5 Exhibit A-10 (Part 2 of 2), # 6 Exhibit A-11 to A-18, # 7 Exhibit A-19 (Part 1 of 2), # 8 Exhibit A-19 (part 2 of 2), # 9 Exhibit A-20 to A-21, # 10 Exhibit A-22 (Part 1 of 3), # 11 Exhibit A-22 (Part 2 of 3), # 12 Exhibit A-22 (Part 3 of 3), # 13 Exhibit A-23 to A-26, # 14 Exhibit A-27 to A-29, # 15 Exhibit A-30 to A-34, # 16 Exhibit A-35 to A-39, # 17 Exhibit A-40 to A-42, # 18 Exhibit C (Part 1 of 3), # 19 Exhibit C (Part 2 of 3), # 20 Exhibit C (Part 3 of 3), # 21 Exhibit C, # 22 Exhibit D-1 to D-3, # 23 Exhibit D-4 to D-6, # 24 Exhibit D-7 to D-8, # 25 Exhibit D-9, # 26 Exhibit D-10 (Part 1 of 2), # 27 Exhibit D-10 (Part 2 of 2), # 28 Exhibit D-11 to D-14, # 29 Exhibit E)(Wong, Michele) (Entered: 02/01/2010)
02/08/2010	56	REPLY SUPPORT OF MOTION MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 filed by Plaintiffs Tran Pharmacy, Inc., California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen. (Attachments: # 1 EXHIBIT A)(Carman, Lynn) (Entered: 02/08/2010)
02/10/2010	57	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Memorandum/brief exceeding 10 pages shall contain table of contents, Local Rule 11-8 RE: Plaintiffs' Reply in Support of Preliminary Injunctions and Rule 8, F.R.A.P. Request for Preliminary Injunction Pending Appeal, If Any Preliminary Injunction Motions are Denied filed 2/8/2010 56 . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (gk) (Entered: 02/10/2010)
02/12/2010	58	REQUEST FOR JUDICIAL NOTICE re MOTION for Preliminary Injunction re: ENJOINING 3 PROVIDER PAYMENT CUTS 8 <i>Respondent's Supplemental Request for Judicial Notice of 2/10/10 decision</i> filed by Respondent David Maxwell-Jolly. (Attachments: # 1 Exhibit A)(Dhadwal, S. Andrew) (Entered: 02/12/2010)
02/22/2010	59	NOTICE Plaintiffs' Objection to Respondent's Supplemental Request for Judicial Notice in Support of Opposition to Motion for Preliminary Injunction filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Friedman, Stanley) (Entered: 02/22/2010)
02/22/2010	60	MINUTES of Motion Hearing held before Judge Christina A. Snyder: Proceedings: Hearing on Plaintiff's Motion for Preliminary Injunction 8 . The Court advises counsel that no tentative ruling is available and invites counsel to present their respective arguments. The Court Orders the above-referenced motion be taken under submission and that a written order will follow. Court Reporter: Laura Elias. (mg) (Entered: 03/03/2010)
03/04/2010	61	NOTICE Plaintiffs' Request for Judicial Notice Filed Pursuant to Federal Rule of

		Evidence 201 filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Friedman, Stanley) (Entered: 03/04/2010)
03/08/2010	62	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Plaintiffs' Request for Judicial Notice Notice Filed Pursuant to Federal Rule of Evidence 201 filed 3/4/2010 61 . The following error(s) was found: Incorrect event selected. The correct event is: Requests - For Judicial Notice. Notice (other) event utilized in docketing this filing. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (gk) (Entered: 03/09/2010)
04/12/2010	63	STIPULATION to Continue The Scheduling Conference from April 19, 2010 to July 12, 2010 filed by Respondent David Maxwell-Jolly. (Attachments: # 1 Proposed Order To Take Scheduling Conference Off Calendar Or, In The Alternative, Continue the Scheduling Conference)(Dhadwal, S. Andrew) (Entered: 04/12/2010)
04/13/2010	64	ORDER by Judge Christina A. Snyder granting Stipulation to Continue 63 Scheduling Conference to 7/12/2010 at 11:00 AM. (pp) (Entered: 04/13/2010)
04/30/2010	65	NOTICE PLAINTIFFS' OBJECTION TO DELAY IN RULING, AND NOTICE OF INTENT TO FILE PETITION FOR MANDAMUS AND/OR PRELIMINARY INJUNCTION APPEAL filed by PLAINTIFFS California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # 1 EXHIBITS A, B, C, D)(Carman, Lynn) (Entered: 04/30/2010)
04/30/2010	66	NOTICE PLAINTIFFS' OBJECTIONS TO FALE REPRESENTATIONS filed by PLAINTIFFS California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Attachments: # 1 EXHIBIT A)(Carman, Lynn) (Entered: 04/30/2010)
05/05/2010	67	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION by Judge Christina A. Snyder: The Court GRANTS in part and DENIES in part Plaintiffs' Motion for Preliminary Injunction 8 . The Court hereby orders respondent Director, his agents, servants, employees, attorneys, and all those working in concert with him to (1) refrain from enforcing the Upper Billing Limit codified at Cal. Welf. & Inst. Code Section 14105.455; and (2) to refrain from enforcing that portion of Cal. Welf. & Inst. Code Section 14105.45, as amended by AB 5, which provides a new maximum ingredient cost ("MAIC"). (gk) (Entered: 05/05/2010)
05/07/2010	68	NOTICE OF MOTION AND MOTION to Strike Petitioners' Objections (docket 65 & docket 66) Notice (Other), Notice (Other) 65 , Notice (Other) 66 filed by Respondent David Maxwell-Jolly. Motion set for hearing on 6/7/2010 at 10:00 AM before Judge Christina A. Snyder. (Dhadwal, S. Andrew) (Entered: 05/07/2010)
05/11/2010	69	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents re: Objection and Motion to Strike Petitioners' Objections. The following error was found: Proposed order not submitted pursuant to Local Rule 52-4.1. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (pp) (Entered: 05/11/2010)
05/12/2010	70	NOTICE OF LODGING filed of Proposed Order re MOTION to Strike Petitioners' Objections (docket 65 & docket 66) Notice (Other), Notice (Other) 65 , Notice (Other) 66 MOTION to Strike Petitioners' Objections (docket 65 & docket 66) Notice (Other), Notice (Other) 65 , Notice (Other) 66 68 (Attachments: # 1 Proposed Order GRANTING

		RESPONDENTS MOTION TO STRIKE PETITIONERS OBJECTIONS, DOCKET NUMBERS 65 AND 66)(Dhadwal, S. Andrew) (Entered: 05/12/2010)
05/17/2010	71	OPPOSITION TO MOTION OF DEFENDANT OPPOSITION TO re: MOTION to Strike Petitioners' Objections (docket 65 & docket 66) Notice (Other), Notice (Other) 65 , Notice (Other) 66 MOTION to Strike Petitioners' Objections (docket 65 & docket 66) Notice (Other), Notice (Other) 65 , Notice (Other) 66 68 filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 05/17/2010)
05/27/2010	72	MINUTE ORDER (In Chambers) by Judge Christina A. Snyder. RESPONDENTS OBJECTION TO AND MOTION TO STRIKE PETITIONERS OBJECTIONS (filed 05/07/10). The Court finds this motion appropriate for decision without oral argument. Fed. R. Civ. P. 78; Local Rule 7-15. Accordingly, the hearing date of 6/7/10, is hereby vacated, and the matter is hereby taken under submission. On 5/5/10, the Court granted in part and denied in part plaintiffs motion for preliminary injunction. Defendants motion to strike plaintiffs objections [65 & 66] regarding the then-pending motion, is thus moot. Accordingly, the Court DENIES the motion. (pp) (Entered: 05/27/2010)
06/02/2010	73	NOTICE OF MOTION AND MOTION for Reconsideration filed by PLAINTIFFS California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. Motion set for hearing on 7/12/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # 1 Exhibit (PROPOSED) ORDER)(Carman, Lynn) (Entered: 06/02/2010)
06/03/2010	74	NOTICE OF APPEAL to the 9th CCA filed by Respondent David Maxwell-Jolly. Appeal of Order on Motion for Preliminary Injunction,, 67 . (Filing Fee WAIVED.) (Dhadwal, S. Andrew) (Entered: 06/03/2010)
06/03/2010	75	Civil Appeals Docketing Statement received from Respondent David Maxwell-Jolly forwarded to 9th CCA. RE: Notice of Appeal to 9th Circuit Court of Appeals 74 (Dhadwal, S. Andrew) (Entered: 06/03/2010)
06/03/2010	76	REPRESENTATION STATEMENT re Notice of Appeal to 9th Circuit Court of Appeals 74 . (Dhadwal, S. Andrew) (Entered: 06/03/2010)
06/03/2010	77	NOTIFICATION by Circuit Court of Appellate Docket Number 10-55883, 9th CCA regarding Notice of Appeal to 9th Circuit Court of Appeals 74 as to Respondent David Maxwell-Jolly. (car) (Entered: 06/03/2010)
06/03/2010	78	MINUTES IN CHAMBERS by Judge Christina A. Snyder: On the Court's own motion, the Court advances the 7/12/2010 Scheduling Conference from 11:00 AM., to 10:00 AM., to be heard simultaneously with plaintiffs' motion. (jp) (Entered: 06/04/2010)
06/04/2010	79	NOTICE OF APPEAL to the 9th CCA filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. Appeal of Order on Motion for Preliminary Injunction,, 67 . (Filing fee \$455, receipt number 0973-7048294.) (Friedman, Stanley) (Entered: 06/04/2010)
06/07/2010	80	NOTIFICATION by Circuit Court of Appellate Docket Number 10-55893, 9TH CCA regarding Notice of Appeal to 9th Circuit Court of Appeals, 79 as to Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc. (car) (Entered: 06/07/2010)
06/08/2010	81	APPEAL FEE PAID: re Notice of Appeal to 9th Circuit Court of Appeals 74 as to Defendant David Maxwell-Jolly; Receipt Number: 139764 in the amount of \$455. (car) (Entered: 06/09/2010)
06/10/2010	82	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, 79

		filed by Tran Pharmacy, Inc., Sharon Steen, Gerald Shapiro, Pharm.D., California Pharmacists Association, Notice of Appeal to 9th Circuit Court of Appeals 74 filed by David Maxwell-Jolly, CCA # 10-55883 and 10-55893. These appeals are consolidated for purposes of disposition. Order received in this district on 6/10/2010. (dmap) (Entered: 06/15/2010)
06/21/2010	83	OPPOSITION Respondent's Opposition to Motion re: MOTION for Reconsideration 73 filed by Defendant David Maxwell-Jolly. (Dhadwal, S. Andrew) (Entered: 06/21/2010)
06/22/2010	84	STIPULATION to Continue To Take Scheduling Conference Off Calendar or, in the Alternative, Continue the Scheduling Conference from July 12, 2010 to October 4, 2010 filed by Defendant David Maxwell-Jolly. (Attachments: # 1 Proposed Order To Take Scheduling Conference Off Calendar or, in the Alternative, Continue the Scheduling Conference)(Wong, Michele) (Entered: 06/22/2010)
06/24/2010	85	ORDER by Judge Christina A. Snyder: Upon the Stipulation of the parties 84 , the Scheduling Conference currently set for July 12, 2010, is taken off calendar. In the alternative, upon the stipulation of the parties and good cause appearing, the Scheduling Conference is continued to 10/4/2010 at 11:00 AM before Judge Christina A. Snyder. (mg) (Entered: 06/24/2010)
06/28/2010	86	REPLY MOTION for Reconsideration 73 filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Friedman, Stanley) (Entered: 06/28/2010)
07/01/2010	87	REQUEST FOR JUDICIAL NOTICE re MOTION for Reconsideration 73 filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Friedman, Stanley) (Entered: 07/01/2010)
07/01/2010	88	REQUEST FOR JUDICIAL NOTICE re MOTION for Reconsideration 73 (<i>CORRECTED</i>) filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Friedman, Stanley) (Entered: 07/01/2010)
07/06/2010	89	MINUTES (IN CHAMBERS) by Judge Christina A. Snyder: The Court DENIES Plaintiffs' Motion for Rehearing and to Alter, Amend, Modify, and Reconsider 5/5/2010 Order Relating to the Seventh Claim for Relief 73 . Court Reporter: Not Present. (gk) (Entered: 07/07/2010)
07/12/2010	90	NOTICE ADDRESS CHANGE, ATTORNEY LYNN S. CARMAN filed by PLAINTIFFS California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 07/12/2010)
07/12/2010	91	NOTICE PLAINTIFFS' FIRST AMENDED NOTICE OF APPEAL filed by PLAINTIFFS California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 07/12/2010)
07/12/2010	92	NOTICE filed by Respondent-Appellant David Maxwell-Jolly. <i>Respondent-Appellant's First Amended Notice of Preliminary Injunction Appeal</i> (Dhadwal, S. Andrew) (Entered: 07/12/2010)
07/12/2010	94	AMENDED NOTICE OF APPEAL to 9th CIRCUIT filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. Amending Notice of Appeal to 9th Circuit Court of Appeals, 79 Filed On: 6/04/2010; Entered On: 6/04/2010; (lr) (Entered: 07/15/2010)
07/12/2010	95	RESPONDENT - APPELLANT'S FIRST AMENDED NOTICE OF APPEAL PRELIMINARY INJUNCTION APPEAL to 9th CIRCUIT filed by Defendant David Maxwell-Jolly. Amending Notice of Appeal to 9th Circuit Court of Appeals, 74 Filed On: 6/03/2010; Entered On: 6/03/2010; (lr) (Entered: 07/16/2010)

07/13/2010	101	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, 79 filed by Tran Pharmacy, Inc., Sharon Steen, Gerald Shapiro, Pharm.D., California Pharmacists Association, Notice of Appeal to 9th Circuit Court of Appeals 74 filed by David Maxwell-Jolly, CCA # 10-55883, 10-55893. These consolidated cross-appeals are preliminary injunction appeals. Accordingly, Ninth Circuit Rule 3-3 shall apply. The response to this court's June 7 and June 8, 2010 orders reflect that the district court has denied the post-judgment motion and that amended notices of appeal have been filed to include the order denying the post-judgment motion. Accordingly, the notices of appeal so amended and briefing resume. If they have not already done so, within 7 calendar days after the filing date of this order, the parties shall make arrangement to obtain from the court reporter an official transcript of proceedings in the district court that will be included in the record on appeal. The following briefing schedule governs these cross-appeals: appellant's principal brief is due August 9, 2010; appellee's principal/response brief is due September 7, 2010 or 28 days after service of the principal brief, whichever is earlier; appellant's response/reply brief is due within 14 days after service of the answering brief; and appellee's optional reply brief is due within 14 days after service of the response/reply brief. See 9th Cir. R. 3-3(b). If appellant fails to file timely the principal brief, this appeal will be dismissed automatically by the Clerk for failure to prosecute. See 9th Cir. R. 42-1. Appellant's request for assignment to the panel in appeal no. 09-57051 will be addressed by separate order. Order received in this district on 8/16/2010. (lr) (Entered: 08/18/2010)
07/15/2010	93	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Notice (Other) 90 . The following error(s) was found: Incorrect event selected. The correct event is: Change of Attorney Information (G-06). Other error(s) with document(s): Account information (new address) was not updated in the ECF system. Your account information must be updated immediately by going to Utilities - Maintain Your Address or Maintain Your E-mail Address. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (vh) (Entered: 07/15/2010)
07/16/2010	96	NOTICE OF CLERICAL ERROR: Due to clerical error The attorney used incorrect event code Notice(Other) for Plaintiffs' First Amended Notice of Appeal, item control number 91. Counsel's office has been notified to used the correct event Appeals, Amended Appeal to 9th Circuit Court of Appeals. The Plaintiffs' First Amended Notice of Appeal has been re docketed, item control number 94. Re: Notice (Other) 91 (lr) (Entered: 07/16/2010)
07/16/2010	97	NOTICE OF CLERICAL ERROR: Due to clerical error The attorney used incorrect event code Notice (Other) for Respondent - Appellant's First Amended Notice of Preliminary Injunction Appeal, item control number 92. Counsel's office has been notified to used the correct event Appeals, Amended Appeal to 9th Circuit Court of Appeals. The Respondent - Appellant's First Amended Notice of Preliminary Injunction Appeal, has been re docketed, item control number 95. Re: Notice (Other) 92 (lr) (Entered: 07/16/2010)
07/16/2010	98	NOTICE OF ERRATA filed by Defendant David Maxwell-Jolly. correcting Notice of Clerical Error (G-11), Notice of Clerical Error (G-11), Notice of Clerical Error (G-11) 97 , Notice (Other) 92 , Amended Appeal to 9th Circuit Court of Appeals, 95 (Attachments: # 1 Respondent's Appellant's First Amended Notice of Prelim Inj. Appeal.pdf)(Dhadwal, S. Andrew) (Entered: 07/16/2010)
07/19/2010	99	TRANSCRIPT DESIGNATION AND ORDERING FORM For Dates: 02/22/2010; Court Reporter: Laura Elias; Court of Appeals Case Number: 10-55883; 10-55893; Re: 74

		(Dhadwal, S. Andrew) (Entered: 07/19/2010)
07/30/2010	100	SECOND AMENDED NOTICE OF APPEAL AMENDED NOTICE OF APPEAL to 9th CIRCUIT filed by PLAINTIFFS California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. Filed On: MAY 5, 2010 AND JULY 6, 2010; Entered On: MAY 5, 2010 AND JULY 7, 2010; (Carman, Lynn) (Entered: 07/30/2010)
08/03/2010	102	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, 79 filed by Tran Pharmacy, Inc., Sharon Steen, Gerald Shapiro, Pharm.D., California Pharmacists Association, Notice of Appeal to 9th Circuit Court of Appeals 74 filed by David Maxwell-Jolly, CCA # 10-55883, 10-55893. Appellee's motion for a continued stay of appellate proceedings is granted in light of the pending petitions for certiorari in Independent Living Center of Southern California, Inc. v. Shewry, U.S. Sup. Ct. Case No. 09-958, and Maxwell-Jolly v. California Pharmacists Ass'n, U.S. Sup. Ct. Case No. 09-115. Within 90 days from the date of this order, or upon resolution of the petitions for certiorari, whichever is sooner, appellee shall file a status report or a motion for appropriate relief. Briefing is stayed until further order of this court. Order received in this district on 8/18/2010. (lr) (Entered: 08/18/2010)
08/18/2010	103	ORDER from 9th CCA filed re: Notice of Appeal to 9th Circuit Court of Appeals, 79 filed by Tran Pharmacy, Inc., Sharon Steen, Gerald Shapiro, Pharm.D., California Pharmacists Association, Notice of Appeal to 9th Circuit Court of Appeals 74 filed by David Maxwell-Jolly, CCA # 10-55883, 10-55893. These consolidated cross-appeals are preliminary injunction appeals. Appellees' petition for rehearing en banc is construed as a motion for reconsideration of the court's 8/3/10 order staying appellate proceedings. So construed, the motion is denied. Appellees' motion to assign appellants' motion to stay appellate proceedings to the panel that decided Indep. Living Ctr. of S. Cal., Inc. v. Shewry, case Nos. 08-56422 and 08-56554, and Maxwell-Jolly v. California Pharmacists Ass'n, case No. 09-55532 (collectively, "the Independent Living Center cases"), is denied as moot because the motion has already been decided under the authority delegated under 9th Cir. R. 27-7. See General Orders, Appendix A(11). Appellees' motion to assign the merits decision in these consolidated appeals to the panel that decided the Independent Living Center cases has been referred to the panel for resolution. Appellants' motion to consolidate these appeals and the parties' joint motion to extend time to file the opening brief are denied as moot. Appellees are advised that they remain obligated to comply with the court's August 3, 2010 order. Order received in this district on 8/18/10. (car) (Entered: 08/18/2010)
09/09/2010	104	NOTICE OF MOTION AND MOTION to Stay Case pending Petitions for Certiorari filed by Defendant David Maxwell-Jolly. Motion set for hearing on 10/18/2010 at 10:00 AM before Judge Christina A. Snyder. (Attachments: # 1 Memorandum of Points and Authorities in Support of Defendant's Motion for Stay, # 2 Declaration of Deputy Attorney General Andrew Dhadwal in Support of Motion for Stay, # 3 Exhibit A, # 4 Exhibit B, # 5 Exhibit C, # 6 Exhibit D, # 7 Exhibit E, # 8 Exhibit F, # 9 Proposed Order Granting Defendant's Motion for Stay)(Dhadwal, S. Andrew) (Entered: 09/09/2010)
09/09/2010	105	EX PARTE APPLICATION to Stay Case pending Petitions for Certiorari <i>or in the Alternative, for an Order Shortening Time to Hear Defendant's Motion for Stay</i> filed by Defendant David Maxwell-Jolly. (Attachments: # 1 Memorandum of Points and Authorities in Support of Defendant's Ex Parte Application for Stay, or in the Alternative, For an Order Shortening Time to Hear Defendant's Motion for Stay, # 2 Declaration of Deputy Attorney General Andrew Dhadwal in Support of Ex Parte Application for Stay, or in the Alternative, for an Order Shortening Time to Hear Defendant's Motion for Stay, # 3 Exhibit A, # 4 Exhibit B, # 5 Exhibit C, # 6 Exhibit D, # 7 Exhibit E, # 8 Exhibit F, # 9 Proposed Order Granting Defendant's Ex Parte Application for Stay, or in the

		Alternative, for an Order Shortening Time on Defendant's Motion for Stay)(Dhadwal, S. Andrew) (Entered: 09/09/2010)
09/13/2010	106	OPPOSITION TO MOTION AND EX PARTE APPLICATION FOR STAY OPPOSITION re: MOTION to Stay Case pending Petitions for Certiorari 104 , EX PARTE APPLICATION to Stay Case pending Petitions for Certiorari <i>or in the Alternative, for an Order Shortening Time to Hear Defendant's Motion for Stay</i> 105 filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 09/13/2010)
09/17/2010	107	STIPULATION to Continue Scheduling Conference from October 4, 2010 to January 10, 2011 filed by Defendant David Maxwell-Jolly. (Attachments: # 1 Proposed Order to Take Scheduling Conference Off Calendar or, in the Alternative, Continue the Scheduling Conference)(Dhadwal, S. Andrew) (Entered: 09/17/2010)
09/20/2010	108	ORDER by Judge Christina A. Snyder: Defendant's ex parte application to stay proceedings is granted in light of the pending petitions for certiorari in Independent Living Center of Southern California, Inc.v. Shewry, U.S.Sup.Ct. Case No. 09-958, and Maxwell-Jolly v. California Pharmacists Ass'n, U.S.Sup. Ct. Case No. 09-115. Within 90 days from the date of this order, or upon resolution of the petitions for certiorari, whichever is sooner, the parties shall file a status report or a motion for appropriate reliefgranting 104 Motion to Stay Case ; granting 105 Ex Parte Application to Stay Case (bp) (Entered: 09/20/2010)
09/20/2010	109	ORDER TO TAKE SCHEDULING CONFERENCE OFF CALENDAR OR, IN THE ALTERNATIVE, CONTINUE THE SCHEDULING CONFERENCE by Judge Christina A. Snyder: Upon Stipulation 107 , the Scheduling Conference is continued to 1/10/2011 11:00 AM before Judge Christina A. Snyder. (gk) (Entered: 09/21/2010)
12/16/2010	110	STATUS REPORT <i>Pursuant to the Court's September 20, 2010 Order</i> filed by Defendant David Maxwell-Jolly. (Wong, Michele) (Entered: 12/16/2010)
12/17/2010	111	MINUTE IN CHAMBERS by Judge Christina A. Snyder: IT IS ORDERED that counsel shall file a Joint Status Report within 90 days and every quarter thereafter or upon disposition of the petitions for certiorari, whichever occurs first. This Court retains full jurisdiction over this action and this Order shall not prejudice any party to this action. All dates in this action are hereby VACATED. (jp) (Entered: 12/17/2010)
02/04/2011	112	STATUS REPORT <i>OF PLAINTIFFS</i> filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Friedman, Stanley) (Entered: 02/04/2011)
02/04/2011	113	STATUS REPORT <i>re: Petitions for Certiorari</i> filed by Defendant David Maxwell-Jolly. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Declaration Certificate of Service) (Dhadwal, S. Andrew) (Entered: 02/04/2011)
06/01/2011	114	MINUTE ORDER IN CHAMBERS by Judge Christina A. Snyder: This action is hereby removed from this Courts active caseload until further application by the parties or order of this Court. Counsel shall file a joint report detailing thestatus of the case within 30 days and every quarter thereafter until the action has been reactivated on this Courts active caseload or a stipulation for dismissal is filed. SEE ORDER. (Made JS-6. Case Terminated.) (im) (Entered: 06/03/2011)
07/12/2011	115	STATUS REPORT filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc., Defendant David Maxwell-Jolly. (Wong, Michele) (Entered: 07/12/2011)
10/06/2011	116	STATUS REPORT <i>JOINT STATUS REPORT PURSUANT TO THE COURT'S MINUTE</i>

		<i>ORDER DATED JUNE 1, 2011</i> filed by Defendant David Maxwell-Jolly. (Wong, Michele) (Entered: 10/06/2011)
04/09/2012	117	TRANSCRIPT ORDER for date of proceedings 2/22/2010 to 2/22/2012 as to Defendant David Maxwell-Jolly Court Reporter Laura Elias. Court will contact Leslie P. McElroy at Leslie.McElroy@doj.ca.gov with any questions regarding this order. Transcript portion requested: Other: 2/22/2010. Category: Expedited. Transcript preparation will not begin until payment has been satisfied with the court reporter/recorder. (Kim, Jennifer) (Entered: 04/09/2012)
04/17/2012	118	Substitution of Attorney filed by Plaintiff California Pharmacists Association (Gregorovic, Peter) (Entered: 04/17/2012)
04/18/2012	119	NOTICE of Change of Attorney Information for attorney Leslie P McElroy counsel for Defendant David Maxwell-Jolly. Adding Leslie P. McElroy as attorney as counsel of record for Toby Douglas for the reason indicated in the G-06 Notice. Filed by Defendant Toby Douglas (McElroy, Leslie) (Entered: 04/18/2012)
04/18/2012	120	NOTICE of Change of Attorney Information for attorney S. Andrew Dhadwal counsel for Defendant David Maxwell-Jolly. Andrew Dhadwal is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-06 Notice. Filed by Defendant Toby Douglas (Dhadwal, S. Andrew) (Entered: 04/18/2012)
04/18/2012	121	NOTICE of Change of Attorney Information for attorney Michele Li Wong counsel for Defendant David Maxwell-Jolly. Michele L. Wong is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-06 Notice. Filed by Defendant Toby Douglas (Wong, Michele) (Entered: 04/18/2012)
04/18/2012	122	NOTICE of Change of Attorney Information for attorney Gregory Martin Cribbs counsel for Defendant David Maxwell-Jolly. Adding GREGORY M. CRIBBS as attorney as counsel of record for TOBY DOUGLAS for the reason indicated in the G-06 Notice. Filed by Defendant Toby Douglas (Cribbs, Gregory) (Entered: 04/18/2012)
04/23/2012	123	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Consent Order Granting Substitution of Attorney (Form AO 154) filed 4/17/2012 118 . The following error(s) was found: Miscellaneous Document event utilized for docketing this filing. This document tendered for the judge's approval should have been submitted as a separate PDF attachment to a Notice of Lodging. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (gk) (Entered: 04/24/2012)
07/12/2012	124	Change of address filed by Plaintiffs California Pharmacists Association, Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc. (Carman, Lynn) (Entered: 07/12/2012)
07/12/2012	125	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Miscellaneous Document 124 . The following error(s) was found: Incorrect event selected. The correct event is: Notice of change of attorney information. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (ak) (Entered: 07/25/2012)
11/05/2013	126	MINUTES (IN CHAMBERS) STAY OF PROCEEDINGS by Judge Christina A. Snyder: By order dated 7/8/2013, the Court directed the parties in these matters to submit a joint status report. Dkt. #242, in case no. 2:11-CV-09688-CAS(MANx). The joint status report was filed on 7/23/2013. Dkt. #243, in case no. 2:11-CV-09688-CAS(MANx). The Court has reviewed the parties' positions set forth therein, as well as the issues presented by the

		petition for writ of certiorari now pending in the United States Supreme Court, see Supreme Court Docket No. 13-253. Based on the foregoing, the Court finds that there is good cause to stay the proceedings or, if applicable, to continue the existing stay of the proceedings in the above-entitled cases, pending notification from this Court. The parties are directed to file a joint status report with this Court within 14 days after the Supreme Court has taken any action with respect to the above-referenced petition for writ of certiorari. Court Reporter: Not Present. (gk) (Entered: 11/06/2013)
11/05/2015	127	NOTICE OF TERMINATION OF ASSOCIATION OF STANLEY L. FRIEDMAN AS AN ATTORNEY FOR PLAINTIFFS GERALD SHAPIRO; TRAN PHARMACY, INC.; AND SHARON STEEN filed by PLAINTIFF Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. (Carman, Lynn) (Entered: 11/05/2015)
11/05/2015	128	NOTICE OF ERRATA filed by Plaintiffs Gerald Shapiro, Pharm.D., Sharon Steen, Tran Pharmacy, Inc.. correcting Notice (Other) 127 (Friedman, Stanley) (Entered: 11/05/2015)
06/28/2016	129	NOTICE OF CHANGE IN DESIGNATION OF COUNSEL FOR SERVICE filed by DEFENDANT David Maxwell-Jolly. (Antonen, Charles) (Entered: 06/28/2016)
06/28/2016	130	NOTICE OF SUBSTITUTION OF DEFENDANT filed by DEFENDANT David Maxwell-Jolly. (Antonen, Charles) (Entered: 06/28/2016)
07/01/2016	131	REQUEST to Dismiss Case <i>JOINT REQUEST FOR DISMISSAL WITH PREJUDICE</i> filed by DEFENDANT Jennifer Kent. (Antonen, Charles) (Entered: 07/01/2016)
07/01/2016	132	ORDER from Ninth Circuit Court of Appeals filed re: Notice of Appeal to 9th Circuit Court of Appeals, 79 filed by Tran Pharmacy, Inc., Sharon Steen, Gerald Shapiro, Pharm.D., California Pharmacists Association, Notice of Appeal to 9th Circuit Court of Appeals 74 filed by Jennifer Kent. CCA # 10-55883, and 10-55893. Pursuant to the parties' stipulation (Docket Entry 86), these appeals are voluntarily dismissed. Fed. R. App. P. 42(b). The parties shall bear their own costs and fees on appeal. A copy of this order shall serve as and for the mandate of this court. (mat) (Entered: 07/01/2016)
07/05/2016	133	MINUTES (IN CHAMBERS)-JOINT REQUEST FOR DISMISSAL WITH PREJUDICE by Judge Christina A. Snyder. The Court is in receipt of the above-referenced Joint Request for Dismissal with Prejudice 131 filed July 1, 2016. The Court hereby grants the Joint Request for Dismissal with Prejudice forthwith. Each party to bear its own attorneys' fees and costs. (iv) (Entered: 07/05/2016)

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