

1 XAVIER BECERRA
 Attorney General of California
 2 ANTHONY R. HAKL
 Supervising Deputy Attorney General
 3 GABRIELLE D. BOUTIN, SBN 267308
 R. MATTHEW WISE, SBN 238485
 4 Deputy Attorneys General
 State Bar No. 238485
 5 1300 I Street, Suite 125
 P.O. Box 944255
 6 Sacramento, CA 94244-2550
 Telephone: (916) 210-6046
 7 Fax: (916) 324-8835
 E-mail: Matthew.Wise@doj.ca.gov
 8 *Attorneys for Plaintiff State of California, by and
 through Attorney General Xavier Becerra*

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

14 **CITY OF SAN JOSE, CALIFORNIA;**
 15 **KING COUNTY, WASHINGTON,**
 16 **ARLINGTON COUNTY, VIRGINIA;**
 17 **BLACK ALLIANCE FOR JUST**
IMMIGRATION, a California nonprofit
corporation; Sam Liccardo; Zerihoun
Yilma; and Lovette Kargbo-Thompson,

18 Plaintiffs,

19 v.

20 **DONALD J. TRUMP, in his official**
 21 **capacity as President of the United States,**
 22 **WILBUR L. ROSS, JR., in his official**
 23 **capacity as Secretary of Commerce; U.S.**
DEPARTMENT OF COMMERCE; U.S.
 24 **DEPARTMENT OF COMMERCE; U.S.**
CENSUS BUREAU; STEVEN
 25 **DILLINGHAM, in his official capacity as**
Director of the U.S. Census Bureau; and
 26 **CHERYL L. JOHNSON, in her official**
capacity as Clerk of the U.S. House of
Representatives,

27 Defendants.
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Case No. 5:20-cv-05167

**ADMINISTRATIVE MOTION UNDER
 N.D. CAL. CIVIL L.R. 3-12 TO RELATE
 CASE NOS. 5:20-CV-05167 AND 3:20-CV-
 05169**

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Case No. 3:20-cv-05169

<p>STATE OF CALIFORNIA, by and through Attorney General Xavier Becerra, CITY OF LOS ANGELES, CITY OF LONG BEACH, CITY OF OAKLAND, LOS ANGELES UNIFIED SCHOOL DISTRICT,</p> <p style="text-align: right;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>DONALD J. TRUMP, in his official capacity as President of the United States, WILBUR L. ROSS, JR., in his official capacity as Secretary of the U.S. Department of Commerce; U.S. DEPARTMENT OF COMMERCE; STEVEN DILLINGHAM, in his official capacity as Director of the U.S. Census Bureau; U.S. CENSUS BUREAU; DOES 1-100,</p> <p style="text-align: right;">Defendants.</p>

TO THE COURT, ALL PARTIES, AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE THAT in accordance with Civil Local Rule 3-12, State of California, City of Los Angeles, City of Long Beach, City of Oakland, and Los Angeles Unified School District hereby file this administrative motion to request that this Court relate *City of San Jose, et al. v. Donald J. Trump, et al.*, Case No. 5:20-cv-05167, filed on July 27, 2020, and *State of California, et al. v. Donald J. Trump, et al.*, Case No. 3:20-cv-05169, filed on July 28, 2020, both pending in this district.

MOTION

In accordance with Civil Local Rule 3-12, State of California, City of Los Angeles, City of Long Beach, City of Oakland, and Los Angeles Unified School District request that this Court relate *City of San Jose, et al. v. Donald J. Trump, et al.*, Case No. 5:20-cv-05167, filed on July 27, 2020, and *State of California, et al. v. Donald J. Trump, et al.*, Case No. 3:20-cv-05169, filed on July 28, 2020, both pending in this district. Both lawsuits challenge President Trump’s July 21, 2020 “Memorandum Excluding Illegal Aliens From the Apportionment Base Following the 2020 Census” (Memorandum), which declares his intent to exclude undocumented immigrants from

1 the census count for the purpose of apportioning congressional representatives. Both lawsuits
2 also challenge the implementation of the policy set forth in the Memorandum. Both lawsuits
3 were brought by California plaintiffs against Defendants President Donald Trump, Secretary of
4 Commerce Wilbur Ross, the U.S. Department of Commerce, U.S. Census Bureau Director Steven
5 Dillingham, and the U.S. Census Bureau.¹ Both lawsuits claim that Defendants’ actions will
6 cause California and its localities to lose political representation and federal funding, and the
7 2020 Census data to be degraded. And both lawsuits bring claims that Defendants’ actions
8 violate the Constitution’s Enumeration and Apportionment Clauses and the Census Act.

9 In short, these actions “concern substantially the same parties, [] transaction or event,” and
10 “[i]t appears likely that there will be an unduly burdensome duplication of labor or conflicting
11 results if the cases are conducted before different Judges.” N.D. Cal. Civ. L.R. 3-12(a). The
12 State of California respectfully requests that this Court grant this motion.

13 Dated: July 29, 2020

Respectfully submitted,

14 XAVIER BECERRA
15 Attorney General of California
16 ANTHONY R. HAKL
17 Supervising Deputy Attorney General
18 GABRIELLE D. BOUTIN
19 Deputy Attorney General

20 /s/ R. Matthew Wise

21 R. MATTHEW WISE
22 Deputy Attorney General
23 *Attorneys for Plaintiff State of California, by
24 and through Attorney General Xavier
25 Becerra*

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28 ¹ This case involves many of the same parties as *State of California, et al. v. Wilbur L. Ross, et al.*, Case No. 3:18-cv-01865, and *City of San Jose, et al. v. Wilbur L. Ross, et al.*, Case No. 5:18-cv-02279, which addressed a separate issue—Secretary Ross’s failed attempt to add a citizenship question to the 2020 Census.

CERTIFICATE OF SERVICE

Case Name: **City of San Jose, et al vs.** No. **5:20-cv-05167**
Donald Trump, et al **3:20-cv-05169**
State of California, et al. v.
Donald J. Trump, et al.

I hereby certify that on July 29, 2020, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

ADMINISTRATIVE MOTION UNDER N.D. CAL. CIVIL L.R. 3-12 TO RELATE CASE NOS. 5:20-CV-05167 AND 3:20-CV-05169

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on July 29, 2020, at Sacramento, California.

Tracie L. Campbell
Declarant

/s/ Tracie Campbell
Signature