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*Counsel for Proposed Intervenor-Defendants
NAACP; NAACP California-Hawaii State
Conference; and Services, Immigrant Rights and
Education Network*

* *Admitted pro hac vice*

1 **UNITED STATES DISTRICT COURT**
2 **CENTRAL DISTRICT OF CALIFORNIA**

3
4 UNITED STATES OF AMERICA,

5 Plaintiff,

6
7 v.

8 SHIRLEY N. WEBER, in her official
9 capacity as Secretary of State of
10 California, et al.,

11 Defendants.

Case No: 2:25-cv-09149-DOC-ADS

**NAACP; NAACP CALIFORNIA-
HAWAII STATE CONFERENCE;
AND SERVICES, IMMIGRANT
RIGHTS AND EDUCATION
NETWORK NOTICE OF MOTION
AND MOTION FOR LEAVE TO
FILE PROPOSED MOTION TO
DISMISS**

Hearing Date: December 8, 2025*

Time: 8:30 a.m.

Courtroom: 5A, 5th Floor

**Proposed Intervenors include the
existing hearing date for Defendants'
Motion to Dismiss on the understanding
that the Court intends to set a schedule
for proceedings on the pending motions.*

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1 6. At the November 17 hearing, this Court indicated that it intends to rule
2 promptly on all pending motions—including NAACP-SIREN Proposed Intervenor’s
3 Motion to Intervene as well as Defendants’ Motion to Dismiss. The Court set another
4 hearing for November 19 to address the pending motions to intervene and to determine
5 a schedule for resolving the merits.

6 7. At the November 17 hearing, counsel for NAACP-SIREN Proposed
7 Intervenor indicated that they were amenable to any briefing schedule and would file
8 a Rule 12(b)(6) motion to dismiss as soon as the Court wished to facilitate resolution of
9 this important case. Counsel for the United States further indicated that it was amenable
10 to the Proposed Intervenor filing a motion to dismiss on an expedited timeframe and
11 then filing a consolidated opposition to all motions to dismiss.

12 8. While the Court did not set any formal deadline for the filing of such a
13 motion, NAACP-SIREN Proposed Intervenor seeks leave through this motion for leave
14 to lodge their Proposed Motion to Dismiss on the docket, to aid the Court’s expeditious
15 resolution of this matter. NAACP-SIREN Proposed Intervenor also notices their
16 Proposed Motion to Dismiss for the same hearing date as the Defendants’ now pending
17 motion to dismiss, in order to harmonize any briefing and hearing schedule.

18 9. Because the Court has not yet ruled on their Motion to Intervene, and out
19 of an abundance of caution, Proposed Intervenor files this motion for leave to file their
20 Proposed Notice of Motion and Motion to Dismiss on this Court’s docket.

21 10. Shortly after the hearing, counsel for Proposed Intervenor emailed
22 counsel for the existing parties to obtain their positions on this Motion as well as
23 Proposed Intervenor’s Proposed Motion to Dismiss. *See Exhibit C*, Decl. of Lalitha D.
24 Madduri ¶¶ 4–5.¹

25
26 ¹ NAACP-SIREN Proposed Intervenor requests that the Court accept their Proposed
27 Motion to Dismiss in the event the Court grants their Motion to Intervene, ECF No. 14.
28 *See, e.g., Twitch Interactive, Inc. v. Fishwoodco GmbH*, No. 5:22-CV-03218, 2023 WL
7458374, at *5 (N.D. Cal. Nov. 9, 2023); *Donald Trump for President, Inc. v. Benson*,
No. 1:20-cv-01083-JTN-PJG, 2020 WL 8573863 at *3 (W.D. Mich. Nov. 17, 2020).

1 11. Counsel for Plaintiff stated they oppose both leave to file this Motion as
2 well as the Proposed Motion to Dismiss. *Id.* ¶ 5. Counsel for Defendants stated they do
3 not oppose either motion. *Id.* ¶ 4.

4 12. The foregoing establishes good cause to grant this Motion, which NAACP-
5 SIREN Proposed Intervenors respectfully submit will aid the Court in the expeditious
6 resolution of this case.

7 Proposed Intervenors respectfully request that the Court grant their motion for
8 leave to file the attached Proposed Notice of Motion and Motion to Dismiss.

9
10 Dated: November 17, 2025

Respectfully submitted,

/s/ Lalitha D. Madduri

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