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8 Attorneys for Defendants

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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **OAKLAND DIVISION**

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14 MARCIANO PLATA, et al.,
15 Plaintiffs,
16 v.
17 GAVIN NEWSOM, et al.,
18 Defendants.

CASE NO. 01-1351 JST

**DEFENDANTS' APPLICATION FOR A
45-MINUTE EXTENSION OF TIME
NUNC PRO TUNC TO FILE
DEFENDANTS' OPPOSITION TO
PLAINTIFFS' EMERGENCY MOTION
REGARDING PREVENTION AND
MANAGEMENT OF COVID-19**

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21 Defendants request a 45-minute extension of time, nunc pro tunc, to file Defendants'
22 supporting documents in opposition to Plaintiffs' emergency motion regarding prevention and
23 management of COVID-19. Good cause exists to grant Defendants' request because their counsel
24 diligently worked to meet today's 2:00 p.m. deadline under tight time constraints, and would have
25 filed on time but for unforeseen technical difficulties related to the fact that the administrative
26 assistant working on the filing was working from home due to California's shelter-in-place order,
27 and was unable to upload all of the documents to the Court's Electronic Case Filing system for
28 unknown technical reasons. Consequently, although the opposition brief was timely filed, the

1 supporting declarations and other documents were filed shortly after the 2:00 p.m. deadline.
2 Defendants' counsel sincerely apologize to the Court and Plaintiffs for this unintentional delay.

3 Defendants sought no previous extensions of time in connection with this opposition. And
4 counsel would have sought the extension earlier, except that the need for an extension did not
5 appear until after the deadline had passed.

6 Given counsels' diligence to meet the deadline under pressing work demands, the
7 unexpected technical difficulties, and the minimal extension sought, Defendants request that the
8 Court grant a 45-minute extension, nunc pro tunc, and accept the portions of their filing that were
9 late. Furthermore, Defendants do not want Plaintiffs to be prejudiced by this delay. Accordingly,
10 Defendants request that the Court consider granting Plaintiffs an extra hour to file their reply brief,
11 which is currently due by 2:00 p.m. on April 14, 2020.

12 Defendants submit a proposed order for the Court's consideration.

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14 DATED: April 13, 2020

HANSON BRIDGETT LLP

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By: /s/ Samantha Wolff

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PAUL B. MELLO
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Attorneys for Defendants

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20 DATED: April 13, 2020

XAVIER BECERRA
Attorney General of California

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By: /s/ Damon McClain

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