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8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**
10

11 INTERNATIONAL FRANCHISE
12 ASSOCIATION, *et al.*,

13 Plaintiffs,

14 v.

15 STATE OF CALIFORNIA, *et al.*,

16 Defendants.
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Case No. 20-cv-02243-BAS-DEB

**ORDER GRANTING PLAINTIFFS’
EX PARTE APPLICATION FOR
LEAVE TO FILE NOTICE OF
SUPPLEMENTAL AUTHORITY
(ECF No. 27)**

19 On October 13, 2021, Plaintiffs moved *ex parte* to file a notice of the following
20 supplemental authorities: *Patel v. 7-Eleven, Inc.*, No. 20-1999, 2021 WL 3486175 (1st Cir.
21 Aug. 9, 2021) and *Ranchers Cattlemen Action Legal Fund United Stockgrowers of Am. v.*
22 *Vilsack*, 6 F.4th 983 (9th Cir. July 27, 2021). (ECF No. 27.)

23 Under Civil Local Rule 83.3(g)(2), a party moving *ex parte* is required to file an
24 affidavit or declaration showing that the party met and conferred with opposing counsel
25 about the intent to file an *ex parte* motion, made a good faith effort to do so, or should be
26 excused from the meet-and-confer obligation. Once an *ex parte* motion is filed, the
27 opposing party has two court days to notify the Court with the intent to oppose the motion.
28 Judge Bashant’s Standing Order for Civil Cases ¶ 6. “*Ex parte* applications that are not


1 opposed within two Court days must be considered unopposed and may be granted on that
2 ground.” *Id.*

3 Here, counsel for Plaintiffs filed a declaration stating that on October 4, 2021, and
4 on October 12, 2021, she met and conferred with counsel for Defendants about the intent
5 to file the present *ex parte* application. (ECF No. 27 at 3.) Plaintiffs filed the present
6 application on October 13, 2021. More than two court days have passed, and Defendants
7 have not notified the Court of their intent to oppose the motion.

8 As such, the Court **GRANTS** Plaintiffs’ *ex parte* application to file notice of
9 supplemental authorities as unopposed. (ECF No. 27.)

10 **IT IS SO ORDERED.**

11
12 **DATED: October 18, 2021**


Hon. Cynthia Bashant
United States District Judge