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6 Attorneys for Plaintiff  
 7 California Restaurant Association

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

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 12 CALIFORNIA RESTAURANT )  
 ASSOCIATION, a California nonprofit mutual )  
 13 benefit corporation, )  
 14 Plaintiff, )  
 15 v. )  
 16 CITY OF EMERYVILLE, a California )  
 municipal corporation, )  
 17 Defendant. )

**Case No. 3:16-cv-06660-JST**  
**STIPULATION EXTENDING THE PAGE**  
**LIMITS FOR: (1) CALIFORNIA**  
**RESTAURANT ASSOCIATION’S**  
**MEMORANDUM OF POINTS AND**  
**AUTHORITIES IN SUPPORT OF**  
**MOTION FOR PRELIMINARY**  
**INJUNCTION; AND (2) CITY OF**  
**EMERYVILLE’S OPPOSITION TO**  
**CRA’S MOTION FOR PRELIMINARY**  
**INJUNCTION; PROPOSED ORDER**

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 21 Plaintiff California Restaurant Association (“Plaintiff”) and Defendant City of Emeryville  
 22 (“Defendant”) (collectively “the Parties”) hereby stipulate and agree that Plaintiff may file a  
 23 Memorandum of Points and Authorities in Support of Motion for Preliminary Injunction in excess  
 24 of the twenty-five (25) page limitation set forth in Civil Local Rule 7-4(b), but not to exceed forty  
 25 (40) pages in length. Plaintiff and Defendant hereby further stipulate and agree that Defendant  
 26 may file a Memorandum of Points and Authorities in Opposition to Motion for Preliminary  
 27 Injunction in excess of the twenty-five (25) page limitation set forth in Civil Local Rule 7-4(b),  
 28 but not to exceed thirty-five (35) pages in length. This Stipulation is made pursuant to Rules 7-11 and

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1 7-12 of the United States District Court for the Northern District of California.

2 There is good cause for the Stipulation to extend the page limit given that this case  
3 involves several independent causes of action, each of which involves numerous complex and  
4 novel legal issues. Each cause of action invokes constitutional challenges, including challenges  
5 under the First (Free Speech), Fifth (Takings), and Fourteenth (Equal Protection) Amendments  
6 and Article VI, Clause 2 (Supremacy) of the United States Constitution, along with similar claims  
7 invoking the California Constitution. Thus, more than 25 pages are needed for the moving and  
8 opposition papers to fully address each cause of action.

9 The parties also hereby stipulate and agree to extend the deadline for Defendant's  
10 responsive pleading to January 31 pursuant to Local Rule 6-1.

11 Finally, the parties hereby stipulate and agree to attempt to reserve March 9 as the hearing  
12 date for Plaintiff's Preliminary Injunction and for Defendant's anticipated Motion to Dismiss. The  
13 parties also stipulate to the following briefing schedule for Plaintiff's Preliminary Injunction and  
14 for Defendant's Motion to Dismiss:

15 Opening Briefs: January 31, 2017

16 Opposition Briefs: February 14, 2017

17 Reply Briefs: February 21, 2017

18 **IT IS SO STIPULATED.**

19 Dated: January 10, 2017

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21 By: /s/ Lukas J. Clary  
Lukas J. Clary

22 Attorneys for Plaintiff  
23 California Restaurant Association

24 Dated: January 10, 2017

Burke, Williams & Sorensen LLP

25 By: /s/ J. Leah Castella  
J. Leah Castella

27 Attorneys for Defendant  
28 City of Emeryville

**PROPOSED ORDER**

Plaintiff's Motion for Extra Pages pursuant to the Parties' Stipulation is granted. Plaintiff may file a memorandum of points and authorities up to 35 pages in support of its motion for preliminary injunction. Defendant may file a memorandum of points and authorities up to 35 pages in opposition to Plaintiff's motion for preliminary injunction.

Dated: January 10, 2017

  
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Hon. Jon S. Tigar

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