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14 IN THE UNITED STATES DISTRICT COURT
 15 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 16 OAKLAND DIVISION

19 **STATE OF CALIFORNIA et al.;**
 20 Plaintiffs,
 21 v.
 22 **DONALD J. TRUMP, in his official**
 23 **capacity as President of the United States of**
 24 **America et al.;**
 25 Defendants.

Case No. 4:19-cv-00872-HSG
PLAINTIFF STATES OF CALIFORNIA,
COLORADO, HAWAII, MARYLAND,
NEW MEXICO, NEW YORK, OREGON,
VIRGINIA, AND WISCONSIN'S
NOTICE OF CROSS-APPEAL
 Judge: The Honorable Haywood S.
 Gilliam, Jr.
 Trial Date: None set
 Action Filed: February 18, 2019

1 PLEASE TAKE NOTICE THAT Plaintiff States of California, Colorado, Hawaii,
2 Maryland, New Mexico, New York, Oregon, and Wisconsin, and the Commonwealth of Virginia
3 (Plaintiff States) hereby cross-appeal to the United States Court of Appeals for the Ninth Circuit
4 from this Court's Order Granting in Part and Denying in Part Plaintiffs' Motions for Partial
5 Summary Judgment and Denying Defendants' Motions for Partial Summary Judgment (ECF No.
6 257) and the associated Judgment (ECF No. 258) insofar as this Court denied Plaintiff States'
7 requests for relief.

8 Plaintiff States' Representation Statement, required by Federal Rule of Appellate
9 Procedure, Rule 12(b), and Ninth Circuit Rule 3-2(b), is attached to this Notice of Cross-Appeal.

10 Dated: January 7, 2020

Respectfully submitted,

11
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13 Attorney General of California
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/s/ Heather C. Leslie

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ATTESTATION OF SIGNATURES

I, Heather C. Leslie, hereby attest, pursuant to Civil Local Rule 5-1(i)(3) of the Northern District of California that concurrence in the filing of this document has been obtained from each signatory hereto.

/s/ Heather C. Leslie

HEATHER C. LESLIE
Deputy Attorney General
Attorney for Plaintiff
State of California

1 **REPRESENTATION STATEMENT**

2 Plaintiff States provide this Representation Statement as required by Federal Rule of
3 Appellate Procedure, Rule 12(b), and Ninth Circuit Rule 3-2(b). The Office of the Attorney
4 General, for the State of California, represents Plaintiff the State of California in this matter.

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26 The Office of the Attorney General, for the Commonwealth of Virginia, represents
27 Plaintiff the Commonwealth in this matter.

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1 The Office of the Attorney General, for the State of Wisconsin, represents Plaintiff the
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10 The United States Department of Justice represents the Defendants in this matter, including:
11 Donald J. Trump, in his official capacity as President of the United States of America; United
12 States of America; U.S. Department of Defense; Mark T. Esper , in his official capacity as the
13 Secretary of Defense; Ryan D. McCarthy, in his official capacity as Secretary of the Army;
14 Thomas B. Modly, in his official capacity as Acting Secretary of the Navy; Barbara M. Barrett, in
15 her official capacity as Secretary of the Air Force; U.S. Department of the Treasury; Steven T.
16 Mnuchin, in his official capacity as Secretary of the Treasury; U.S. Department of the Interior;
17 David Bernhardt, in his official capacity as Secretary of the Interior; U.S. Department of
18 Homeland Security; and Chad F. Wolf, in his official capacity as Acting Secretary of Homeland
19 Security.¹

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¹ As required by Rule 25(d) of the Federal Rules of Civil Procedure and Rule 43 (c)(2) of the Federal Rules of Appellate Procedure, the list of Defendants has been updated to reflect that Mark T. Esper replaced Patrick M. Shanahan as the Secretary of Defense, Ryan D. McCarthy replaced Mark T. Esper as Secretary of the Army, Thomas B. Modly replaced Richard V. Spencer as Acting Secretary of the Navy, Barbara M. Barrett replaced Matthew Donovan who replaced Heather Wilson as the Secretary of the Air Force, and Chad F. Wolf replaced Kevin K. McAleenan who replaced Kirstjen M. Nielsen as the Acting Secretary of Homeland Security.