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7 Attorneys for Defendants
CITY AND COUNTY OF SAN FRANCISCO,
8 MAYOR GAVIN NEWSOM and POLICE CHIEF
HEATHER FONG
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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
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14 ESPANOLA JACKSON, PAUL COLVIN,
THOMAS BOYER, LARRY BARSETTI,
15 DAVID GOLDEN, NOEMI MARGARET
ROBINSON, NATIONAL RIFLE
16 ASSOCIATION OF AMERICA, INC. SAN
FRANCISCO VETERAN POLICE
17 OFFICERS ASSOCIATION,

18 Plaintiffs,

19 vs.

20 CITY AND COUNTY OF SAN
FRANCISCO, MAYOR GAVIN NEWSOM,
21 in his official capacity; POLICE CHIEF
HEATHER FONG, in her official capacity,
22 and Does 1-10,

23 Defendants.
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Case No. C09-2143 PJH

REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF MOTION TO DISMISS
COMPLAINT FOR LACK OF SUBJECT
MATTER JURISDICTION,
Fed. R. Civ. P. 12(b)(1)

Hearing Date: September 23, 2009
Time: 9:00 a.m.
Place: Courtroom 5, 17th Floor

1 Defendants hereby request judicial notice of the following document, attached hereto as
2 Exhibit A:

3
4 San Francisco General Order No. 1,587, section 22 (as amended by Order 2557,
5 approved July 19, 1892), printed in GENERAL ORDERS OF THE BOARD OF SUPERVISORS
6 at 35-36 (San Francisco 1898).

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8 Judicial notice under Rule 201 of the Federal Rules of Evidence is warranted because the
9 contents of the former San Francisco law is "not subject to reasonable dispute." Fed. R. Evid. 201(b).
10 Because the source of the law is a compendium of General Orders printed contemporaneously with the
11 period in which Section 22 remained operative, the accuracy of the document "cannot reasonably be
12 questioned."

13
14 Dated: July 9, 2009

15 DENNIS J. HERRERA
16 City Attorney
17 WAYNE SNODGRASS
18 SHERRI SOKELAND KAISER
19 Deputy City Attorneys

20 By: _____/s/
SHERRI SOKELAND KAISER

21 Attorneys for Defendants City and County of San
22 Francisco, Mayor Gavin Newsom and Police Chief
23 Heather Fong
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