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8 Attorneys for Legislative Defendants

10 UNITED STATES DISTRICT COURT  
11 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
12 WESTERN DIVISION  
13

14 Travis Middleton, et al.,

15 Plaintiffs,

17 v.

18 Richard Pan, et al.,

19 Defendants.

) Case No. 2:16-cv-05224-SVW-AGR

)  
) **DECLARATION OF CARA L.**  
) **JENKINS DEMONSTRATING**  
) **COMPLIANCE WITH LOCAL**  
) **RULE 7-3**

) Date: December 13, 2016  
) Time: 10:00 a.m.

) Courtroom B, Eighth Floor  
) Hon. Alicia G. Rosenberg

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DECLARATION OF CARA L. JENKINS

I, Cara L. Jenkins, state and declare as follows:

1. I am an attorney duly licensed to practice in the courts of the State of California and the United States District Court, Central District of California. I am a Deputy Legislative Counsel employed by the Office of Legislative Counsel, attorneys for Defendants Assembly Member Catharine Baker, Assembly Member Richard Bloom, Assembly Member David Chiu, Assembly Member Jim Cooper, Assembly Member Cristina Garcia (erroneously sued as Christina Garcia), Assembly Member Lorena Gonzalez, Assembly Member Reginald Jones-Sawyer, Assembly Member Evan Low, Assembly Member Adrin Nazarian, Assembly Member Bill Quirk, Assembly Member Anthony Rendon, Assembly Member Mark Stone, Assembly Member Jim Wood, Senator Ben Allen, Senator Jim Beall, Senator Marty Block, Senator Kevin de Leon, Senator Robert Hertzberg, Senator Mark Leno, Senator Isadore Hall, Senator Jerry Hill, Senator Hannah-Beth Jackson, Senator Mike McGuire, Senator Holly Mitchell, Senator Richard Pan, Senator Jeff Stone, Senator Bob Wieckowski, Senator Lois Wolk, Wen-Li Wang (erroneously sued as Win-Li Wang), and Bruce Wolk (collectively “Legislative Defendants”). The facts set forth herein are of my own personal knowledge and, if called to testify, I could and would testify competently thereto.

1           2.     On September 9, 2016, our office accepted service of process on behalf  
2 of several Members of the Legislature of the First Amended Complaint (FAC) in the  
3 action entitled *Middleton, et al. v. Pan, et al.* (United States District Court, Central  
4 District of California, Case No. 2:16-cv-05224-SVW-AGR).

6           3.     On September 13, 2016, after reviewing the FAC, I contacted Plaintiff  
7 Travis Middleton, who is appearing *pro se*, by telephone to discuss a stipulation to file  
8 a response to the FAC and to begin the meet and confer process as required by Local  
9 Rule 7-3, with respect to a Motion to Dismiss Plaintiffs' FAC. Among other concerns,  
10 I noted that the FAC contained no factual allegations regarding the spouses of the  
11 Members of the Legislature and asked Mr. Middleton to clarify their involvement. Mr.  
12 Middleton stated his belief that the spouses' liability arises from their marital  
13 relationships with each of the Members and because the spouses had received "perks"  
14 as a result.

15           4.     On October 6, 2016, Deputy Attorney General Jonathan Rich, counsel for  
16 the State, Governor Brown, and First Lady Gust, appeared at an ex parte hearing on  
17 behalf of all defendants, as directed by the Court. Docket # 72. At the hearing, the  
18 Court supervised the meet and confer process between Defendants and Plaintiff Travis  
19 Middleton on behalf of Plaintiffs for the Defendants' anticipated motions to dismiss  
20 and/or strike the FAC. Docket # 96.

21           5.     On October 24, 2016, I telephoned Mr. Middleton to confirm my desire  
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1 to move forward with a Motion to Dismiss by the deadline established by the Court,  
2 and reiterated my concerns about the deficiencies in the FAC with regard to the lack  
3 of factual allegations related to the Members of the Legislature and their spouses. Mr.  
4 Middleton stated that he understood my concerns, and did not indicate any potential  
5 resolution.  
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8 Executed on October 26, 2016, in Sacramento, California.

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10 By: /s/ Cara L. Jenkins  
11 Cara L. Jenkins  
12 Declarant  
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