

March 13, 2020

Via E-mail E-file

The Honorable Roger T. Benitez
United States Senior District Judge
United States District Court, Southern District of California
United States Courthouse
221 West Broadway
San Diego, CA 92101

Re: James Miller, et al. v. Xavier Becerra et al. – Case No. 3:19-cv-01537-BEN-JLB

Dear Judge Benitez:

We represent Plaintiffs James Miller et al. in the above-referenced action. Currently, a noticed hearing (previously continued) in this matter is set for March 19, 2020, at 10:00 a.m. in Courtroom 5A (5th Floor).

Counsel for Plaintiffs are planning to travel to San Diego for the hearing from various locations, including the Bay Area of California, Washington, D.C., and other states. However, Plaintiffs are aware of and sensitive to the ongoing public health and travel concerns regarding the COVID-19 pandemic. In light of the public-health concerns, Plaintiffs respectfully request that the scheduled oral argument take place using a video or telephonic conferencing method in accordance with Civil Rule 7.1(d)(2), and as the Court deems appropriate, on the same date.

We have contacted Defendants' counsel and informed them of our request. Defendants' counsel are prepared to attend the upcoming hearing in person, but are joining in our request to appear telephonically or by video in the event the Court grants our request. We too, will appear in person if that is the Court's direction.

Respectfully,



John W. Dillon
for
Gatzke Dillon & Ballance LLP

cc: The Honorable Jill L. Burkhardt