

1 Scott H. Angstreich\*  
2 Leslie V. Pope\*  
3 Alex A. Parkinson\*  
4 KELLOGG, HANSEN, TODD,  
5 FIGEL & FREDERICK, P.L.L.C.  
6 1615 M Street, NW, Suite 400  
7 Washington, DC 20036  
8 (202) 326-7900  
9 sangstreich@kellogghansen.com  
10 lpope@kellogghansen.com  
11 aparkinson@kellogghansen.com

12 *Attorneys for Plaintiffs*  
13 *CTIA – The Wireless Association and*  
14 *USTelecom – The Broadband Association*

15 Jeffrey A. Lamken (CA SBN 154217)  
16 MOLOLAMKEN LLP  
17 The Watergate, Suite 500  
18 600 New Hampshire Avenue, NW  
19 Washington, DC 20037  
20 (202) 556-2000  
21 jlamken@mololamken.com

22 *Attorney for Plaintiff*  
23 *American Cable Association*

24 \* Admitted *pro hac vice*

Marc R. Lewis (CA SBN 233306)  
LEWIS & LLEWELLYN LLP  
601 Montgomery Street, Suite 2000  
San Francisco, CA 94111  
(415) 800-0591  
mlewis@lewisllewellyn.com

*Attorney for Plaintiffs*  
*American Cable Association,*  
*CTIA – The Wireless Association,*  
*NCTA – The Internet & Television Association,*  
*and USTelecom – The Broadband Association*

Matthew A. Brill\*  
Matthew T. Murchison\*  
Ryan S. Baasch\*  
James A. Tomberlin\*  
LATHAM & WATKINS LLP  
555 Eleventh Street NW, Suite 1000  
Washington, DC 20004  
(202) 637-2200  
matthew.brill@lw.com  
matthew.murchison@lw.com  
ryan.baasch@lw.com  
james.tomberlin@lw.com

*Attorneys for Plaintiff*  
*NCTA – The Internet & Television Association*

15 **IN THE UNITED STATES DISTRICT COURT**  
16 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

17 AMERICAN CABLE ASSOCIATION,  
18 CTIA – THE WIRELESS ASSOCIATION,  
19 NCTA – THE INTERNET & TELEVISION  
20 ASSOCIATION, and USTELECOM – THE  
21 BROADBAND ASSOCIATION, on behalf of  
22 their members,

23 Plaintiffs,

24 v.

25 XAVIER BECERRA, in his official capacity  
26 as Attorney General of California,

27 Defendant.

Case No. 2:18-cv-02684

**NOTICE OF MOTION AND  
RENEWED MOTION FOR  
PRELIMINARY INJUNCTION**

Judge: Hon. John A. Mendez

Hearing Date: To be determined by  
the Court per Order of July 30, 2020

Hearing Time: To be determined by  
the Court per Order of July 30, 2020

1 PLEASE TAKE NOTICE that, on a date and time, and in a manner, to be determined by  
2 the Court, Plaintiffs American Cable Association, CTIA – The Wireless Association, NCTA –  
3 The Internet & Television Association, and USTelecom – The Broadband Association will  
4 move for an order preliminarily enjoining Defendant XAVIER BECERRA, in his official  
5 capacity as Attorney General of California, from enforcing the California Internet Consumer  
6 Protection and Net Neutrality Act of 2018 (SB-822). Specifically, Plaintiffs ask the Court to  
7 enjoin Defendant from enforcement of California Civil Code §§ 3100-3104.

8 Plaintiffs base their motion on this notice, the accompanying memorandum of points and  
9 authorities, the accompanying declarations of Ken Klaer, Guy McCormick, Michael Paradise,  
10 and Barbara Roden, the pleadings and papers on file in this action, any matters that may be  
11 subject to judicial notice, and such argument as may be heard on this motion by the Court.

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 Dated: August 5, 2020

2  
3 Scott H. Angstreich\*  
4 Leslie V. Pope\*  
5 Alex A. Parkinson\*  
6 KELLOGG, HANSEN, TODD,  
7 FIGEL & FREDERICK, P.L.L.C.  
8 1615 M Street, NW, Suite 400  
9 Washington, DC 20036  
10 (202) 326-7900  
11 sangstreich@kellogghansen.com  
12 lpope@kellogghansen.com  
13 aparkinson@kellogghansen.com

14 *Attorneys for Plaintiffs*  
15 *CTIA – The Wireless Association and*  
16 *USTelecom – The Broadband Association*

17 Jeffrey A. Lamken (CA SBN 154217)  
18 MOLOLAMKEN LLP  
19 The Watergate, Suite 500  
20 600 New Hampshire Avenue, NW  
21 Washington, DC 20037  
22 (202) 556-2000  
23 jlamken@mololamken.com

24 *Attorney for Plaintiff*  
25 *American Cable Association*

26 \* Admitted *pro hac vice*

27 */s/ Marc R. Lewis*  
28 Marc R. Lewis (CA SBN 233306)  
LEWIS & LLEWELLYN LLP  
601 Montgomery Street, Suite 2000  
San Francisco, CA 94111  
(415) 800-0591  
mlewis@lewisllewellyn.com

*Attorney for Plaintiffs*  
*American Cable Association,*  
*CTIA – The Wireless Association,*  
*NCTA – The Internet & Television Association,*  
*and USTelecom – The Broadband Association*

Matthew A. Brill\*  
Matthew T. Murchison\*  
Ryan S. Baasch\*  
James A. Tomberlin\*  
LATHAM & WATKINS LLP  
555 Eleventh Street NW, Suite 1000  
Washington, DC 20004  
(202) 637-2200  
matthew.brill@lw.com  
matthew.murchison@lw.com  
ryan.baasch@lw.com  
james.tomberlin@lw.com

*Attorneys for Plaintiff*  
*NCTA – The Internet & Television Association*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that, on August 5, 2020, I electronically submitted the attached document to the Clerk’s Office using the U.S. District Court for the Eastern District of California’s Electronic Document Filing System (ECF).

/s/ Marc R. Lewis  
Marc R. Lewis (CA SBN 233306)