

1 ROB BONTA, State Bar No. 202668
Attorney General of California
2 DARRELL W. SPENCE, State Bar No. 248011
Supervising Deputy Attorney General
3 EMMANUELLE S. SOICHET, State Bar No. 290754
Deputy Attorney General
4 455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
5 Telephone: (415) 510-4426
Fax: (415) 703-5843
6 E-mail: Emmanuelle.Soichet@doj.ca.gov
Attorneys for Defendants Tomás Aragón and
7 *Rob Bonta*

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

12 **AMY DOESCHER, STEVE DOESCHER,**
13 **DANIELLE JONES, KAMRON JONES,**
14 **RENEE PATTERSON, and DR. SEAN**
PATTERSON, individually and on behalf of
their minor children,

15 Plaintiffs,

16 v.

17
18 **TOMÁS ARAGÓN, in his official capacity**
as Department of Public Health Director
19 **and as the State Public Health Officer; ROB**
BONTA, in his official capacity as Attorney
20 **General of California,**

21 Defendants.

2:23-cv-02995-KJM-JDP

NOTICE OF DEFENDANTS' MOTION
AND MOTION TO DISMISS

Date: July 12, 2024
Time: 10:00 a.m.
Courtroom: 3
Judge: The Hon. Kimberly J. Mueller

Action Filed: December 22, 2023

22
23 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

24 PLEASE TAKE NOTICE that on July 12, 2024, at 10:00 a.m. at the United States District
25 Court, Eastern District of California, Robert T. Matsui United States Courthouse, 501 I Street,
26 Sacramento, CA, 95814, Courtroom 3, 15th floor, Defendants Tomás Aragón and Attorney
27 General Rob Bonta will and does hereby move to dismiss this action under Federal Rules of Civil
28

1 Procedure 12(b)(1) and 12(b)(6) on the grounds that this Court lacks subject matter jurisdiction
2 and that Plaintiffs have failed to state a claim for a violation of the First Amendment right to free
3 exercise of religion.

4 This motion is made following the conference of counsel that took place on March 8,
5 2024.

6 The motion is based upon the Notice, the Memorandum of Points and Authorities, the
7 pleadings and papers filed herein, the Request for Judicial Notice filed concurrently, and any
8 argument the Court may hear.

9
10 Dated: March 15, 2024

Respectfully submitted,

11 ROB BONTA
12 Attorney General of California
13 DARRELL W. SPENCE
Supervising Deputy Attorney General

14
15 /s/ Emmanuelle Soichet
EMMANUELLE S. SOICHET
16 Deputy Attorney General
Attorneys for Defendants

17 SA2023306716
18 44098912.docx

CERTIFICATE OF SERVICE

Case Name: Doescher, et al. v Aragon et al. No. 2:23-cv-02995-KJM-JDP

I hereby certify that on March 15, 2024, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

- **NOTICE OF DEFENDANTS' MOTION AND MOTION TO DISMISS**
- **MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS COMPLAINT**
- **REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS**
- **DECLARATION OF EMMANUELLE S. SOICHET IN SUPPORT OF DEFENDANTS' REQUEST FOR JUDICIAL NOTICE**

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on March 15, 2024, at San Francisco, California.

Monali Dholakia

Declarant

/s/: Monali Dholakia

Signature