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9 UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO HEADQUARTERS

11 UNITED STATES OF AMERICA,	)	Nos. C 98-0085 CRB	<u>RELATED</u>
	)	C 98-0086 CRB	
12 Plaintiff,	)	C 98-0087 CRB	
	)	C 98-0088 CRB	
13 v.	)	C 98-0245 CRB	
)		
14 CANNABIS CULTIVATOR'S CLUB;	)	PLAINTIFF'S <u>EX PARTE</u> APPLICATION	
and DENNIS PERON,	)	FOR LEAVE TO FILE REPLY	
	)	MEMORANDUM IN EXCESS OF	
15 Defendants.	)	FIFTEEN PAGES (Local Rule 7-10(b))	
)		
16)		
17 AND RELATED ACTIONS)		
)		

18 Pursuant to Local Rule 7-10(b), plaintiff, the United States of America, requests leave to file
19 a reply memorandum in support of the government's motion for summary judgment and permanent
20 injunctive relief, in excess of fifteen pages. This request is based on the following:

21 1. On March 8, 2002, defendants Oakland Cannabis Cultivators' Cooperative and Jeffrey
22 Jones (Case No. C 98-0088), joined by defendants Cannabis Cultivators Club and Dennis Peron (Case
23 No. C 98-0085), and defendants Ukiah Cannabis Buyer's Club and Marvin and Mildred Lehrman
24 (Case No. C 98-0087) (collectively the "Joint Defendants"), filed a memorandum in opposition to the
25 United States' motion for summary judgment and permanent injunctive relief; and in support of
26

1 defendants' motion after remand to dissolve or modify preliminary injunction order. The Joint
2 Defendants' memorandum numbers 46 pages.

3 2. *Amicus curiae* American Civil Liberties Union ("ACLU") has been granted leave to file
4 a memorandum supporting the defendants. *Amicus* ACLU's memorandum numbers 16 pages.

5 3. *Amici curiae* State of California, *et al.*, have been granted leave to file a memorandum
6 supporting the defendants. *Amici* State of California's memorandum also numbers 16 pages.

7 4. The United States respectfully submits it is necessary to submit a reply memorandum in
8 excess of 15 pages to adequately respond to these memoranda, which collectively total 78 pages. The
9 United States' reply memorandum numbers 37 pages.

10 5. If granted leave by this Court, the aggregate number of pages (72) in the two memoranda
11 filed by the United States will be less than aggregate number of pages (84) in the two memoranda
12 filed by the Joint Defendants, to say nothing of the aggregate number of pages (116) in the two
13 memoranda filed by the Joint Defendants and the memoranda filed by *amicus* ACLU and *amici* State
14 of California. Under these circumstances, the United States respectfully submits that it has
15 established good cause why the ex parte application should be granted.

16 WHEREFORE, the United States respectfully requests that this Court grant it leave to file a
17 reply memorandum in excess of fifteen pages.

18
19 Respectfully submitted,

20 ROBERT D. McCALLUM, JR.
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Dated: April 4, 2002

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