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10 Attorneys for Proposed Defendant-Intervenor  
11 ASSOCIATION OF CALIFORNIA EGG FARMERS

12 **UNITED STATES DISTRICT COURT**  
13 **EASTERN DISTRICT OF CALIFORNIA**

14 The STATE OF MISSOURI, ex rel. Chris )  
15 Koster, Attorney General; THE STATE OF )  
16 NEBRASKA, ex rel. Jon Bruning, Attorney )  
17 General; THE STATE OF OKLAHOMA, )  
18 ex rel. E. Scott Pruitt, Attorney General; )  
19 THE STATE OF ALABAMA, ex rel. )  
20 Luther Strange, Attorney General; THE )  
21 COMMONWEALTH OF KENTUCKY, ex )  
22 rel. Jack Conway, Attorney General; and )  
23 TERRY E. BRANDSTAD, Governor of the )  
24 State of Iowa, )

20 Plaintiffs, )

21 v. )

22 KAMALA D. HARRIS, in her official )  
23 capacity as Attorney General of California; )  
24 KAREN ROSS, in her official capacity as )  
25 Secretary of the California Department of )  
26 Food and Agriculture, )

25 Defendants. )

CASE NO. 2:14-cv-00341-KJM-KJN

**NOTICE OF MOTION AND MOTION TO  
INTERVENE OF ASSOCIATION OF  
CALIFORNIA EGG FARMERS**

Date: May 9, 2014

Time: 10:00am

Before: Hon. Kimberly J. Mueller

1 TO PLAINTIFFS, DEFENDANTS, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT on May 9, 2014, at 10:00 a.m., or as soon thereafter as the  
3 matter may be heard before the Honorable Kimberly J. Mueller, in the United States District Court  
4 for the Eastern District of California, Sacramento Division, located at 501 I Street, Sacramento,  
5 California in Courtroom No. 3, the Motion of the Association of California Egg Farmers to  
6 Intervene will be heard.

7 Pursuant to Federal Rule of Civil Procedure 24, proposed Defendant-Intervenor the  
8 Association of California Egg Farmers (“ACEF”) moves to intervene in this action in support of  
9 Defendants Attorney General Kamala Harris and Secretary of the California Department of Food  
10 and Agriculture Karen Ross. For the reasons set forth in the accompanying memorandum, ACEF is  
11 entitled to intervene as of right pursuant to Rule 24(a). In the alternative, this Court should grant  
12 ACEF permissive intervention pursuant to Rule 24(b).

13 Counsel for ACEF conferred with counsel for the parties to this action regarding its motion  
14 to intervene. Defendants Attorney General Harris and Secretary Ross, Proposed Defendant-  
15 Intervenor the Humane Society of the United States, and Plaintiff Kentucky do not oppose ACEF’s  
16 motion. Missouri and Iowa Governor Branstad oppose the motion. Counsel for ACEF had not  
17 received the definitive position of Nebraska, Oklahoma, and Alabama at the time of the filing of this  
18 motion.

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1 DATED: April 8, 2014

Respectfully submitted,

2 /s/ Brian M. Boynton

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