1	XAVIER BECERRA	
2 -	Attorney General of California MARK BECKINGTON, State Bar No. 126009 Supervising Deputy Attorney General	
3	GABRIELLE D. BOUTIN, State Bar No. 267308 Deputy Attorney General	
4	1300 I Street, Suite 125 P.O. Box 944255	
5	Sacramento, CA 94244-2550	
6	Telephone: (916) 210-6053 Fax: (916) 324-8835	
7	E-mail: Gabrielle.Boutin@doj.ca.gov Attorneys for Defendant Attorney General Xavier Becerra	
8 .	IN THE UNITED STAT	TES DISTRICT COURT
9	FOR THE EASTERN DIS	TRICT OF CALIFORNIA
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13	MICHAEL RICHARDSON,	2:17-cv-1838 JAM AC PS
14	Plaintiff,	DEFENDANT'S OBJECTIONS TO
15		PLAINTIFF'S MOTION AND REQUEST FOR JUDICIAL NOTICE
	JEFFERSON SESSIONS, in his official capacities; XAVIER BECERRA, in his	Judge: The Honorable John A.
16	JEFFERSON SESSIONS, in his official capacities; XAVIER BECERRA, in his official capacities,	FOR JUDICIAL NOTICE
16 17	capacities; XAVIER BECERRA, in his	Judge: The Honorable John A. Mendez
161718	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19 20	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19 20	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19 20 21	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19 20 21 22	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19 20 21 22 23	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19 20 21 22 23 24	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set
16 17 18 19 20 21 22 23 24 25	capacities; XAVIER BECERRA, in his official capacities,	Judge: The Honorable John A. Mendez Trial Date: None Set

1	Defendant Attorney General Xavier Becerra, in his official capacity as Attorney General of	
2	the State of California, submits the following objections to Plaintiff's Motion and Request for	
3	Judicial Notice (RJN), ECF No. 29:	
4	Objection No. 1	
5	Defendant objects to the entirety of the RJN, including each exhibit.	
6	Grounds for objection: RJN was not timely filed in pursuant to the Magistrate Judge's Findings	
7	and Recommendations. See ECF No. 24 at 19.	
8	Objection No. 2	
9	Defendant objects to judicial notice of the contents of each report cited in the RJN. See	
10	RJN at 3-8.	
11	Grounds for objection: The contents of each report are not "generally known" and cannot be	
12	"accurately and readily determined from sources whose accuracy cannot reasonably be	
13	questioned." Fed. R. Evid. 201(b).	
14	Objection No. 3	
15	Defendant objects to judicial notice of the content of the excerpt from the Declaration of	
16	Dr. Karl Hanson in <i>Doe v. Harris</i> , 772 F.3d 563, 572 (9th Cir. 2014). See RJN at 3-8.	
17	Grounds for objection: The contents of the declaration, including the facts and opinions	
18	asserted, are not "generally known" and cannot be "accurately and readily determined from	
19	sources whose accuracy cannot reasonably be questioned." Fed. R. Evid. 201(b).	
20	Objection No. 4	
21	Defendant objects to the judicial notice of the content of the "Video presentation generated	
22	by California Sex Offender Management Board 2016." See RJN at 5.	
23	Grounds for objection: The contents of the video are not "generally known" and cannot be	
24	"accurately and readily determined from sources whose accuracy cannot reasonably be	
25	questioned." Fed. R. Evid. 201(b).	
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1 Objection No. 5 Defendant objects to the judicial notice "Static 99R Risk Assessment Tool: Static 99R risk 2 3 assessment that is a tool that is widely used by the CASOMB and is the leading risk assessment 4 tool: For the predictive factors for re-offense of sex offenders, and which can be found on the 5 Internet at https://nicic.gov/static-99r [visited on March 11, 21018 [sic]." See RJN at 8. 6 Grounds for objection: The material is not "generally known" and cannot be "accurately and 7 readily determined from sources whose accuracy cannot reasonably be questioned." Fed. R. 8 Evid. 201(b). 10 Respectfully submitted, Dated: May 16, 2018 11 XAVIER BECERRA 12 Attorney General of California 13 14 /s/ Gabrielle D. Boutin 15 GABRIELLE D. BOUTIN Deputy Attorney General 16 Attorneys for Defendant Attorney General Xavier Becerra 17 SA2017109100 13087295.docx 18 19 20 21 22 23 24

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CERTIFICATE OF SERVICE

Case Name:

Richards, Michael v. Jefferson

Sessions, et al.

No. 2:17-cv-1838 JAM AC PS

I hereby certify that on May 16, 2018, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

JOINT STATUS REPORT

Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

I further certify that some of the participants in the case are not registered CM/ECF users. On May 16, 2018, I have caused to be mailed in the Office of the Attorney General's internal mail system, the foregoing document(s) by First-Class Mail, postage prepaid, or have dispatched it to a third party commercial carrier for delivery within three (3) calendar days to the following non-CM/ECF participants:

Michael Richardson 4624 Ashdale Court, #4 Sacramento, CA 95841

Pro Per

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on May 16, 2018, at Sacramento, California.

Eileen A. Ennis

/s/ Eileen A. Ennis

Declarant

Signature

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