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7
8 SUPERIOR COURT FOR THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

9 RECKITT BENCKISER LLC,) Case No.: 37-2014-00008868
10)
Petitioner and Plaintiff,)
11 vs.) NOTICE OF MOTION AND
MOTION TO INTERVENE BY
12) CENTER FOR BIOLOGICAL
CALIFORNIA DEPARTMENT OF PESTICIDE) DIVERSITY, SIERRA CLUB,
13) DEFENDERS OF WILDLIFE AND
REGULATION, et al.,) AMERICAN BIRD CONSERVANCY
14)
Respondents and Defendants,)
15) (Code Civ. Proc. § 387)
and)
16) Date: June 20, 2014
CENTER FOR BIOLOGICAL DIVERSITY,) Time: 1:30
17) SIERRA CLUB, DEFENDERS OF WILDLIFE, and) Dep't: 23
AMERICAN BIRD CONSERVANCY,) Judge: Hon. William S. Dato
18)
Proposed Intervenors.) Action Filed: March 28, 2014
19) Trial Date: None

20 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

21 PLEASE TAKE NOTICE that on June 20, 2014, at 1:30 p.m., or as soon thereafter as the
22 matter may be heard in Department 23 of this Court, located at 325 S. Melrose, Vista, California
23 92081, Center for Biological Diversity, Sierra Club, Defenders of Wildlife, and American Bird
24 Conservancy (collectively, "Wildlife Advocates") will and hereby do move to intervene as
25 respondents and defendants in the above-captioned litigation. Wildlife Advocates move to intervene
26 as a matter of right or, alternatively, by permission, pursuant to Code of Civil Procedure section 387.

27 This motion is and will be based upon the accompanying memorandum of points and
28 authorities; the declarations of Jonathan Evans, Jason Rylander, Andrew Christie, and Cynthia

1 Palmer submitted herewith; the files and records of this Court; and such other pleadings, evidence
2 and argument as may be submitted to the Court before or at the hearing. This motion is also
3 accompanied by a proposed complaint in intervention (see Exhibit A hereto) and a proposed order.

4 Undersigned counsel for Wildlife Advocates have conferred with counsel for petitioner and
5 plaintiff Reckitt Benckiser LLC (“Reckitt”) and counsel for respondents and defendants California
6 Department of Pesticide Regulation, et al. (“DPR”) regarding their intent to file this motion.
7 Counsel for Reckitt has advised that Reckitt opposes this motion; counsel for DPR has advised that it
8 does not oppose this motion.

9 Respectfully submitted,

10 GREGORY C. LOARIE, State Bar No. 215859

11 Dated: May 28, 2014


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