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Attorneys for Defendants,
CC-Palo Alto, Inc. a Delaware corporation;
Classic Residence Management Limited Partnership,
an Illinois limited partnership; and CC-Development
Group, Inc., a Delaware corporation

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BURTON RICHTER, an individual;
LINDA COLLINS CORK, an individual;
GEORGIA L. MAY, an individual;
THOMAS MERIGAN, an individual;
ALFRED SPIVACK, an individual; and
JANICE R. ANDERSON, an individual; on
behalf of themselves and all other similarly
situated

Plaintiff,

vs.

CC-PALO ALTO, INC., a Delaware
corporation; **CLASSIC RESIDENCE**
MANAGEMENT LIMITED
PARTNERSHIP, an Illinois limited
partnership; and **CC-DEVELOPMENT**
GROUP, INC., a Delaware corporation

Defendants.

Case No.: C 14-00750 EJD

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF DEFENDANTS'
COMBINED REPLY IN SUPPORT OF
MOTION TO DISMISS CLASS ACTION
COMPLAINT**

Date: August 15, 2014
Time: 9:00 a.m.
Dept.: Courtroom 4, 5th Floor
Judge: Hon. Edward J. Davila

Trial Date: Not yet set.

Pursuant to Rule 201(b)(2) of the Federal Rules of Evidence, CC-Palo Alto, Inc. (“CC-PA”), CC-Development Group, Inc. (“CC-DG”), and Classic Residence Management Limited Partnership (“CRMLP”) (collectively “defendants”) request that this Court take judicial notice of the documents listed below on the ground that they “can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned.” *See Interstate Natural Gas Co. v. Southern California Gas Co.*, 209 F.2d 380, 385 (9th Cir. 1953) (Courts may “take judicial notice of records and reports of administrative bodies”).

1. The April 24, 2012, notice from the California Department of Social Services (“DSS”), attached to the Declaration of Gary Smith in Support of Defendants’ Combined Reply in Support of Motion to Dismiss ¶ 2, Exhibit A;

2. The archived copy of the DSS’ publication of the continuing care contract statutes (Health & Safety Code section 1770 *et seq.*) as it appeared on the DSS’ website on March 28, 2002, attached to the Declaration of Hilary Weddell in Support of Defendants’ Combined Reply in Support of Motion to Dismiss (“Weddell Declaration”) ¶ 2, Exhibit A; and

3. The Westlaw editorial note for Health & Safety Code section 1793, attached to the Weddell Declaration ¶ 3, Exhibit B.

DATED: April 7, 2014

McMANIS FAULKNER

//s// James McManis

JAMES McMANIS
SHARON KIRSCH
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