

1 PHILLIP A. BAKER, BAR ID #169571  
[pbaker@bknlawyers.com](mailto:pbaker@bknlawyers.com)  
2 DERRICK S. LOWE, BAR ID #267998  
[dlowe@bknlawyers.com](mailto:dlowe@bknlawyers.com)  
3 BAKER, KEENER & NAHRA, LLP  
633 West 5<sup>th</sup> Street, Suite 5500  
4 Los Angeles, California 90071  
Telephone: (213) 241-0900/Facsimile: (213) 241-0990

5 MARCI LERNER MILLER, BAR ID # 162790  
[marci@milleradvocacy.com](mailto:marci@milleradvocacy.com)  
6 CHRISTINA N. HOFFMAN, BAR ID #161932  
[choffman@milleradvocacy.com](mailto:choffman@milleradvocacy.com)  
7 MILLER ADVOCACY GROUP  
1303 Avocado Avenue, Suite 230  
8 Newport Beach, California 92660  
Telephone: (949) 706-9734/Facsimile: (949) 266-8069

9 Attorneys for Plaintiffs

11 UNITED STATES DISTRICT COURT

12 CENTRAL DISTRICT OF CALIFORNIA - WESTERN DIVISION

13 Plaintiff J.P. on behalf of her minor son  
14 R.P., and all others similarly situated;  
THE NATIONAL CENTER FOR FAIR  
15 & OPEN TESTING; A.K., individually  
and on behalf of all others similarly  
16 situated; R.G. on behalf of her minor son  
J.G., and all others similarly situated;  
17 Plaintiff M.S. on behalf of her minor  
daughter Z.S., and all others similarly  
18 situated,

19 Plaintiffs,

20 vs.

21 EDUCATIONAL TESTING SERVICES  
(ETS), a New York corporation;  
22 THE COLLEGE ENTRANCE  
EXAMINATION BOARD, a New York  
23 Corporation, doing business as THE  
COLLEGE BOARD; and  
24 DOES 1 through 50, inclusive,

25 Defendants.

Case No.:2:20-cv-04502-PSG (PVCx)

**PLAINTIFFS' NOTICE OF  
MOTION TO RE-OPEN  
LITIGATION PURSUANT TO  
COURT ORDER**

**[Concurrently filed with Plaintiffs'  
Memorandum of Points &  
Authorities to Re-Open Litigation  
and other supporting Declarations;  
Proposed Order]**

**Date: April 5, 2021  
Time: 1:30 p.m.  
Judge Philip S. Gutierrez  
Courtroom: 6A**

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899-5656-0001

**TO THE COURT AND TO ALL PARTIES AND ATTORNEYS OF RECORD:**

**PLEASE TAKE NOTICE** that on April 5, 2021 at 1:30 p.m. in Courtroom 6A of the United States District Court (First Street Courthouse), located at 350 W. 1<sup>st</sup> Street, Los Angeles, CA, Plaintiff, The National Center for Fair & Opening Testing (“FairTest”) and the individually named plaintiff students (the “Student Plaintiffs”) will and hereby do concurrently submit the Motion to Re-Open Litigation Pursuant to Court Order (“Motion”).

The Motion is made following the conference of counsel pursuant to L.R. 7-3 and pursuant to the Court’s prior ruling on October 30, 2020 that the case can be re-opened by application of any party. The Motion is brought on the grounds that reopening of this litigation is appropriate in view of the evidence and issues set forth and discussed in the Motion concurrently filed herewith.

The Motion is based upon: (1) this Notice of Motion; (2) the attached Memorandum of Points and Authorities; (3) the supporting declarations and attached exhibits; (4) the pleadings and records on file in this matter; and (5) such oral and documentary evidence as may be offered at the hearing on this Motion.

DATED: February 23, 2021

BAKER, KEENER & NAHRA, LLP

By /s/ PHILLIP A. BAKER  
PHILLIP A. BAKER  
DERRICK S. LOWE  
Attorneys for Plaintiffs

MILLER ADVOCACY GROUP

By /s/ MARCI LERNER MILLER  
MARCI LERNER MILLER  
CHRISTINA N. HOFFMAN  
Attorneys for Plaintiffs