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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

COALITION ON HOMELESSNESS, et al.,

Plaintiffs,

v.

CITY AND COUNTY OF SAN FRANCISCO,
et al.,

Defendants.

CASE NO. 4:22-cv-05502-DMR

**PLAINTIFFS' STATEMENT OF RECENT
DECISION IN SUPPORT OF MOTION
FOR PRELIMINARY INJUNCTION**

Judge: The Hon. Donna M. Ryu

Hearing Date: December 22, 2022

Time: 1:00 p.m.

Place: Courtroom 4 – 3rd Floor
(via videoconferencing)

Pursuant to L. R. 7-3(d)(2), Plaintiffs bring the Court's attention to the attached (Decl. of John Thomas H. Do Ex. 1) preliminary injunction order in *Fund for Empowerment, v. City of Phoenix*, No. 2:22-cv-02041-GMS (D. Ariz.) which was issued after the close of briefing on Plaintiffs' Motion for Preliminary Injunction (Dkt. Nos. 9 and 48).

Fund for Empowerment discusses whether the City of Phoenix's sweep practices run afoul of the Eight Amendment holdings in *Martin v. City of Boise*, 920 F.3d 584 (9th Cir. 2019) and the recent *Johnson v. City of Grants Pass*, 50 F.4th 787 (9th Cir. 2022). December 16, 2022 Order, *Fund for Empowerment*, ECF No. 34 at 5-7.

Dated: December 20, 2022

Respectfully submitted,

By: /s/ Joseph H. Lee.

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ATTESTATION

I, John Thomas H. Do, am the ECF user whose user ID and password authorized the filing of this document. Under Civil L.R. 5-1(h)(3), I attest that all signatories to this document have concurred in this filing.

Dated: December 20, 2022

/s/ John Thomas H. Do