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*Attorneys for Proposed Plaintiff-Intervenor
Los Angeles Continuum of Care*

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

LOS ANGELES HOMLESS SER-
VICES AUTHORITY, a joint powers
authority,

Plaintiff,

v.

DONALD J. TRUMP, in his official ca-
pacity as President of the United States
of America; UNITED STATES DE-
PARTMENT OF HOUSING AND UR-
BAN DEVELOPMENT; SCOTT
TURNER, in his official capacity as
Secretary of the U.S. Department of
Housing and Urban Development; and
DOES 1-10,

Defendants.

Case No. 2:26-cv-07056-DOC-ARJ

Hon. David O. Carter

**EX PARTE APPLICATION TO
SHORTENED BRIEFING SCHED-
ULE AND SUBMISSION ON THE
PAPERS**

[Declaration of Shayla Myers filed con-
currently]

NOTICE OF MOTION

TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that, in accordance with Civil Local Rules 6-1 and 7-19, Proposed Plaintiff-Intervenor Los Angeles Continuum of Care (“LA CoC”), by and through its counsel of record, respectfully applies to the Court on an ex parte basis for an order (1) shortening the briefing schedule such that the existing parties’ responses are due August 4, 2026 and LA CoC waives reply; (2) granting LA CoC’s concurrently filed Motion to Intervene on the papers; and (3) allowing LA CoC to be heard at this Court’s August 6, 2026 hearing on Plaintiff Los Angeles Homeless Services Authority (LAHSA)’s Motion for Preliminary Injunction.

In the alternative, should the Court decline to grant LA CoC’s concurrently filed Motion to Intervene on the papers, LA CoC respectfully requests that the Court (1) shorten the briefing schedule such that the existing parties’ responses are due August 5, 2026 at 12 p.m. PDT, and LA CoC waives reply; (2) set LA CoC’s Motion to Intervene to be heard on August 6, 2026 alongside LAHSA’s Motion for Preliminary Injunction; and (3) allow LA CoC to be heard at this Court’s August 6, 2026 hearing as to both its Motion to Intervene and LAHSA’s Motion for Preliminary Injunction.

LA CoC’s ex parte application is based on this Notice, the Proposed Order, the Declaration of Shayla Myers filed in support of this motion, LA CoC’s concurrently filed Motion to Intervene, all records and papers filed in this action, any oral argument, and any other evidence that the Court may consider in ruling on LA CoC’s requested relief.

LA CoC provided email notice of LA CoC’s intent to move to intervene and to file an ex parte application to shorten time to Defendants’ counsel on July 29, 2026. Myers Decl. ¶ 7. In that email, LA CoC offered to meet and confer with Defendants regarding the same. *Id.* Defendants’ counsel responded substantively on July 31, 2026, informing LA CoC that Defendants oppose this ex parte application

1 and LA CoC's Motion to Intervene. Myers Decl. ¶ 8. At Defendants' request, LA
2 CoC agreed to stipulate to additional time for Defendants to file their written oppo-
3 sition, extending Defendants' deadline to August 3, 2026 at 12 p.m. PDT. *Id.*

4 LA CoC provided formal ex parte notice to Plaintiff's counsel on July 31,
5 2026. Myers Decl. ¶ 9. Plaintiff does not oppose this ex parte application or LA
6 CoC's Motion to Intervene. Myers Decl. ¶ 10.

7 The names, addresses, telephone numbers, and email addresses of Plaintiff's
8 and Defendants' counsel to whom LA CoC provided email notice are as follows:

9 **Keri Axel**

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27
28

MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

Proposed Plaintiff-Intervenor Los Angeles Continuum of Care (“LA CoC”) seeks ex parte relief to safeguard the housing and supportive services depended upon by more than 11,000 residents of Los Angeles County. As the nation’s largest Continuum of Care, LA CoC plays the critical role of coordinating—as required by Congress and in alignment with locally-established priorities—community efforts to prevent and end homelessness across the region. As described *infra* and in the concurrently filed Motion to Intervene, this Court’s ruling on Plaintiff Los Angeles Homeless Services Authority (LAHSA)’s Motion for Preliminary Injunction will directly impact LA CoC’s ability to carry out its congressionally mandated functions, including submitting a consolidated application that includes 140 projects, allocating resources among those projects based on the community’s goals, and ensuring continuity of services for the thousands of individuals who rely on the region’s homelessness response system. HUD’s suspension of LAHSA as LA CoC’s collaborative applicant, its threatened remedial measures, and its replacement of the CoC’s consolidated application process with an unauthorized and fractured “direct-to-HUD” application process, all threaten to dismantle the locally-controlled coordination structure envisioned by Congress and helmed by the LA CoC.

LA CoC therefore respectfully submits this ex parte motion requesting that the Court (1) shorten the briefing schedule on LA CoC’s Motion to Intervene such that the existing parties’ responses are due August 5, 2026 at 12 p.m. and LA CoC waives reply; (2) grant LA CoC’s motion on the papers; and (3) allow LA CoC to be heard at this Court’s August 6, 2026 hearing on LAHSA’s Motion for Preliminary Injunction. Should the Court decline to grant LA CoC’s Motion to Intervene on the papers, LA CoC respectfully requests that the Court (1) shorten the briefing schedule such that the existing parties’ responses are due August 5, 2026 at 12 p.m., and LA CoC waives reply; (2) set LA CoC’s Motion to Intervene to be heard on August 6,

2026 alongside LAHSA's Motion for Preliminary Injunction; and (3) allow LA CoC to be heard at the August 6, 2026 hearing as to both its Motion to Intervene and LAHSA's Motion for Preliminary Injunction.

II. FACTUAL AND PROCEDURAL BACKGROUND

A detailed recitation of the relevant facts is set forth in the [Proposed] Complaint in Intervention, attached as Ex. A to LA CoC's concurrently-filed Motion to Intervene, incorporated herein by reference. As outlined in the Motion to Intervene, LA CoC is the regional coordinating entity, created pursuant to the McKinney Vento Homeless Assistance Act, which sets local priorities and applies for federal Continuum of Care funding. While LA CoC delegates its responsibility to apply for federal funding to LAHSA, its collaborative applicant, LA CoC remains responsible for the region's application and critically, for drafting the policies that determine which projects receive that funding.

On June 11, 2026, HUD issued an unprecedented notice of suspension to LAHSA, which—as both HUD and LAHSA indicate in their preliminary injunction filings—directly impacts LA CoC. Dkt. 15, Pl.'s Ex Parte Appl. for Prelim. Relief. One week later, HUD informed LA CoC that because its collaborative applicant was suspended, HUD considered LA CoC out of compliance with federal regulations. Rather than allow LA CoC to identify a different collaborative applicant and cure the alleged deficiencies, HUD stated that LA CoC would be subjected to remedial measures, namely, the barring of LA CoC from submitting a consolidated funding application. Such measures would effectively disband LA CoC and with it, the region's ability to make critical decisions about how hundreds of millions of dollars in federal funds are spent in Los Angeles.

Eliminating the LA CoC is the ultimate goal of HUD's suspension, not the unintended consequence. By disbanding LA CoC, HUD will take control of more than \$100 million in federal funding, a goal the Administration has touted for years but has been foiled by other federal courts and Congress. HUD's actions threaten to

1 displace tens of thousands of formerly unhoused Angelenos who—while currently
2 in stable permanent housing funded through the LA CoC—now face eviction if the
3 Administration succeeds in redirecting that funding toward temporary shelter, insti-
4 tutionalization, and criminalization.

5 LAHSA filed this lawsuit on June 29, 2026 and sought an immediate stay of
6 HUD’s suspension. This Court ordered the parties to meet and confer and submit a
7 proposed order that would preserve the status quo while the parties fully briefed
8 LAHSA’s request for a preliminary injunction. On July 16, 2026—the deadline for
9 submitting the proposed order—HUD issued a new Notice of Funding Opportunity
10 establishing an application process for Los Angeles premised on its suspension of
11 LAHSA and remedial measures against LA CoC. Although HUD has since agreed
12 to defer those measures until the Court rules on LAHSA’s injunction request or Au-
13 gust 10, whichever is sooner, the July 16 Notice makes clear that if LAHSA remains
14 suspended, HUD will strip LA CoC of its ability to coordinate the region’s applica-
15 tion for federal funds—effectively disbanding it in violation of federal law and the
16 Administrative Procedures Act.

17 LA CoC’s Board promptly informed Shayla Myers, its counsel at the Legal
18 Aid Foundation of Los Angeles, about HUD’s July 16 Notice and its new direct-to-
19 HUD application process that would bypass LA CoC. Myers Decl. ¶ 4. LA CoC’s
20 board is a volunteer board, and LA CoC has no independent financial resources to
21 obtain legal counsel. *Id.* ¶ 3. Recognizing the need for LA CoC’s intervention, Ms.
22 Myers was able to identify additional litigation counsel to provide further *pro bono*
23 representation to LA CoC, including Steptoe LLP on July 20, 2026 and Public Coun-
24 sel on July 21, 2026. *Id.* ¶ 5. On July 28, 2026, LA CoC’s Board held a Special
25 Meeting at which they voted to participate in this case through the instant motions.
26 *Id.* ¶ 6.

27 A hearing on LAHSA’s preliminary injunction is set for August 6, 2026.

28 //

1 **III. ARGUMENT**

2 **A. LA CoC will be irreparably prejudiced absent ex parte relief.**

3 To obtain ex parte relief, a movant must show that (1) its “cause will be irreparably prejudiced if the underlying motion is heard according to regular noticed motion procedures”; and (2) that it “is without fault in creating the crisis that requires ex parte relief.” *Mission Power Eng’g Co. v. Cont’l Cas. Co.*, 883 F. Supp. 488, 492 (C.D. Cal. 1995). LA CoC easily satisfies both requirements.

4 First, absent the requested relief, LA CoC will suffer irreparable prejudice because the outcome of LAHSA’s Motion for Preliminary Injunction will directly and immediately affect LA CoC’s ability to carry out its congressionally mandated responsibilities. Specifically, the Court’s ruling on whether LAHSA will remain suspended during the pendency of this litigation will determine (1) whether LAHSA may continue as LA CoC’s collaborative applicant and manage its Homeless Management Information System (“HMIS”) and Coordinated Entry System (“CES”); (2) whether HUD will take remedial action against LA CoC; (3) whether LA CoC will have sufficient opportunity to exercise its authority to designate a different collaborative applicant, if needed; and (4) whether HUD will impose its unauthorized direct-to-HUD grant application process on the entire LA CoC for all of the 140 projects that are included in its consolidated application, eliminating LA CoC’s coordination and prioritization roles entirely. Therefore, the outcome of LAHSA’s motion will materially affect LA CoC’s interest in continuing to serve as the central architect and administrator of the region’s efforts to prevent and end homelessness. *Cf. Cal. Energy Res. Conservation & Dev. Comm’n v. Johnson*, 677 F.2d 711, 713 (9th Cir. 1982) (ordering proposed intervenor be allowed to participate in ongoing administrative proceedings pending a final determination on whether it possessed a significant and otherwise unrepresented interest).

5 Second, LA CoC is without fault in creating the crisis necessitating ex parte relief. As discussed in LA CoC’s Motion to Intervene, HUD’s decision to

1 immediately suspend LAHSA (1) in the middle of the 2026 CoC funding competi-
2 tion, and (2) without providing any pre-deprivation notice or opportunity to be heard,
3 set the pace of this litigation. As discussed *supra*, LA CoC moved expeditiously to
4 enter this litigation as soon as it became clear on July 16, 2026 that its outcome—
5 and, most immediately, this Court’s ruling on LAHSA’s Motion for Preliminary In-
6 junction—would significantly impact LA CoC’s ability to coordinate the region’s
7 homelessness response in alignment with community-established priorities.

8 **B. The Court has ample discretion to grant the requested ex parte re-**
9 **lief.**

10 It is well within the Court’s discretion to shorten the briefing schedule, decide
11 LA CoC’s motion to intervene on the papers, and allow LA CoC to participate in the
12 August 6, 2026 hearing on LAHSA’s Motion for Preliminary Injunction.

13 *First*, Local Rule 6-1 gives the Court express, unqualified discretion to com-
14 press the briefing schedule. L.R. 6-1 (“The Court may order a shorter time.”). Simi-
15 larly, Federal Rule of Civil Procedure 6(c)(1)(C) provides that the default notice re-
16 quirement does not apply “when a court order—which a party may, for good cause,
17 apply for ex parte —sets a different time.” Fed. R. Civ. P. 6(c)(1)(C). As set forth
18 *supra* III.A, good cause exists because a compressed briefing schedule is necessary
19 to prevent irreparable prejudice to LA CoC.

20 *Second*, Local Rule 7-15 gives the Court discretion to “dispense with oral ar-
21 gument on any motion except where an oral hearing is required by statute, the
22 F.R.Civ.P. or these Local Rules.” L.R. 7-15. Federal Rule of Civil Procedure 78(b)
23 likewise provides that “[b]y rule or order, the court may provide for submitting and
24 determining motions on briefs, without oral hearings.” Fed. R. Civ. P. 78(b). Be-
25 cause no statute, Federal Rule of Civil Procedure, or Local Rule requires an oral
26 hearing on a motion to intervene, the Court has full discretion to decide LA CoC’s
27 motion to intervene on the papers. *E.g., Martinez v. City of Oxnard*, 229 F.R.D. 159,

1 160 (C.D. Cal. 2005) (deeming motion to intervene “appropriate for decision without
2 oral argument,” citing to Fed. R. Civ. P. 78 and L.R. 7-15).

3 *Third*, the Court has broad inherent discretion to manage its proceedings and
4 may, in that discretion, allow LA CoC to be heard on LAHSA’s Motion for Prelim-
5 inary Injunction either as an Intervenor (if the Court grants LA CoC’s Motion to
6 Intervene on the papers) or as a Proposed-Intervenor (if the Court orders LA CoC’s
7 Motion to Intervene to be heard together with LAHSA’s Motion for Preliminary
8 Injunction). *Dietz v. Bouldin*, 579 U.S. 40, 45 (2016) (district courts possess inherent
9 powers “to manage their own affairs so as to achieve the orderly and expeditious
10 disposition of cases” (quoting *Link v. Wabash R. Co.*, 370 U.S. 626, 630–31
11 (1962))); *United States v. W.R. Grace*, 526 F.3d 499, 509 (9th Cir. 2008) (“[A]ll
12 federal courts are vested with inherent powers enabling them to manage their cases
13 and courtrooms effectively and to ensure obedience to their orders.” (quoting *Aloe*
14 *Vera of Am., Inc. v. United States*, 376 F.3d 960, 964–65 (9th Cir. 2004)) (cleaned
15 up)).

16 **IV. CONCLUSION**

17 For the foregoing reasons, Proposed Plaintiff-Intervenor Los Angeles Contin-
18 uum of Care respectfully requests that this Court (1) shorten the briefing schedule
19 such that the existing parties’ responses are due August 4, 2026 and LA CoC waives
20 reply; (2) grant LA CoC’s concurrently filed Motion to Intervene on the papers; and
21 (3) allow LA CoC to be heard in this Court’s August 6, 2026 hearing on Plaintiff
22 Los Angeles Homeless Services Authority (LAHSA)’s Motion for Preliminary In-
23 junction. In the alternative, LA CoC respectfully requests that the Court (1) shorten
24 the briefing schedule such that the existing parties’ responses are due August 4, 2026
25 and LA CoC waives reply; (2) set LA CoC’s Motion to Intervene to be heard on
26 August 6, 2026 alongside LAHSA’s Motion for Preliminary Injunction; and (3) al-
27 low LA CoC to be heard at the August 6, 2026 hearing as to both its Motion to
28 Intervene and LAHSA’s Motion for Preliminary Injunction.

1
2 Dated: July 31, 2026

Respectfully submitted,

3 LEGAL AID FOUNDATION OF
4 LOS ANGELES

5 /s/ Shayla Myers

6 Shayla Myers

7 *Attorneys for Proposed Plaintiff-Intervenor*
8 *Los Angeles Continuum of Care*

9 PUBLIC COUNSEL

10 /s/ Mark Rosenbaum

11 Mark Rosenbaum

12 *Attorneys for Proposed Plaintiff-Intervenor*
13 *Los Angeles Continuum of Care*

14 STEPTOE LLP

15 /s/ Robyn C. Crowther

16 Robyn C. Crowther

17 *Attorneys for Proposed Plaintiff-Intervenor*
18 *Los Angeles Continuum of Care*

19 **Local Rule 5-4.3.4 Attestation**

20 I hereby attest that all signatories listed, and on whose behalf the filing is
21 submitted, concur in the filing's content and have authorized the filing.
22

23 DATED: July 31, 2026

STEPTOE LLP

24 /s/ Robyn C. Crowther

25 Robyn C. Crowther
26
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Ana Zuniga (SBN 281768)
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*Attorneys for Proposed Plaintiff-Intervenor
Los Angeles Continuum of Care*

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

LOS ANGELES HOMLESS
SERVICES AUTHORITY, a joint
powers authority,

Plaintiff,

v.

DONALD J. TRUMP, in his official
capacity as President of the United
States of America; UNITED STATES
DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT; SCOTT
TURNER, in his official capacity as
Secretary of the U.S. Department of
Housing and Urban Development; and
DOES 1-10,

Defendants.

Case No. 2:26-cv-07056-DOC-ARJ

Hon. David O. Carter

**DECLARATION OF SHAYLA
MYERS IN SUPPORT OF EX
PARTE MOTION FOR
SHORTENED BRIEFING
SCHEDULE AND SUBMISSION ON
THE PAPERS**

[Filed concurrently with Ex Parte
Motion for Shortened Briefing Schedule
and Submission on the Papers and
Proposed Order]

DECLARATION OF SHAYLA MYERS

I, Shayla Myers, declare as follows,

1. I am an attorney at the Legal Aid Foundation of Los Angeles and counsel of record for Proposed Plaintiff-Intervenor Los Angeles Continuum of Care (“LA CoC”).

2. I make this declaration from my personal knowledge and if called to testify to these facts could and would do so competently.

3. I was retained to represent LA CoC in its response to HUD’s June 18, 2026 Notice of Proposed Remedial Action. I submitted LA CoC’s response to HUD on July 17, 2026.

4. On July 16, 2026, I learned that HUD had released the intent to modify the FY 2026 Notice of Funding Opportunity to create the “direct-to-HUD” filing process, which for the first time made it clear that HUD intended to take remedial measures against LA Coc if LAHSA remained suspended. LAFLA agreed to continue its representation of LA CoC should it decide to join LAHSA’s litigation against HUD.

5. On July 21, 2026, Public Counsel agreed to join LAFLA as litigation counsel and on July 20, the law firm of Steptoe LLP agreed to join and provide pro bono representation to LA CoC as its litigation counsel, should LA CoC decide to join LAHSA’s litigation against HUD.

6. On July 28, 2026, LA CoC’s board met in closed session and voted to attempt to intervene in this litigation to protect LA CoC’s distinct legal rights in the case.

7. On July 29, 2026, I gave written notice regarding LA CoC’s Ex Parte Motion for Shortened Briefing Schedule and Submission on the Papers (“Ex Parte Motion”) to Alexander Farrell and Joshua Ha, counsel for Defendants, via email on July 29, 2026. In my email, I informed them of LA CoC’s intent to move to intervene in the litigation before the August 6, 2026 hearing. I requested they meet and confer

1 regarding the motion and briefing schedule. On July 30, 2026, Defendants reponded
2 that they would be unable to meet and confer that day but would respond on Friday,
3 July 31, 2026.

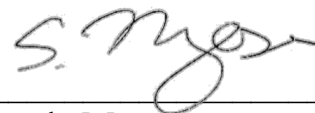
4 8. On July 31, 2026, Mr. Farrell informed me via email that Defendants
5 oppose LA CoC's Ex Parte Motion. Mr. Farrell requested that Plaintiff-Intervenor
6 stipulate to allow Defendant to respond to the ex parte application by Monday,
7 August 3, 2026. I agreed that we would stipulate to an extension of noon PDT on
8 Monday, August 3, 2026 for Defendants to file its opposition to the ex parte.

9 9. I gave written notice regarding LA CoC's Ex Parte Motion to Keri Axel,
10 counsel for Plaintiff Los Angeles Homeless Services Authority (LAHSA), via email
11 on July 31, 2026.

12 10. On July 31, 2026, Emily Stierwalt, on behalf of Ms. Axel, informed me
13 via email that LAHSA does not oppose LA CoC's Ex Parte Motion.

14
15 I declare under penalty of perjury under the laws of the State of California
16 that the foregoing is true and correct.

17 Executed this July 31, 2026, in Los Angeles, California.

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20 _____
21 Shayla Myers
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UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

LOS ANGELES HOMLESS
SERVICES AUTHORITY, a joint
powers authority,

Plaintiff,

v.

DONALD J. TRUMP, in his official
capacity as President of the United
States of America; UNITED STATES
DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT; SCOTT
TURNER, in his official capacity as
Secretary of the U.S. Department of
Housing and Urban Development; and
DOES 1-10,

Defendants.

Case No. 2:26-cv-07056-DOC-ARJ

Hon. David O. Carter

**[PROPOSED] ORDER GRANTING
LOS ANGELES CONTINUUM OF
CARE'S EX PARTE MOTION FOR
SHORTENED BRIEFING
SCHEDULE AND SUBMISSION ON
THE PAPERS**

1 Having considered the briefs of counsel and all other matters presented, the
2 Court **ORDERS** as follows:

- 3
- 4 1. Existing parties' responses to Los Angeles Continuum of Care (LA
5 CoC)'s Ex Parte Motion for Shortened Briefing Schedule and
6 Submission on the Papers are due August 5, 2026 at noon PDT.
 - 7 2. LA CoC's concurrently filed Motion to Intervene will be decided on
8 the papers.
 - 9 3. LA CoC will be heard at this Court's August 6, 2026 hearing on
10 Plaintiff Los Angeles Homeless Services Authority (LAHSA)'s
11 Motion for Preliminary Injunction.

12
13 **IN THE ALTERNATIVE:**

- 14
- 15 1. Existing parties' responses to Los Angeles Continuum of Care (LA
16 CoC)'s Ex Parte Motion for Shortened Briefing Schedule and
17 Submission on the Papers are due August 5, 2026 at noon.
 - 18 2. LA CoC's concurrently filed Motion to Intervene will be heard on
19 August 6, 2026 alongside LAHSA's Motion for Preliminary
20 Injunction.
 - 21 3. LA CoC will be heard at this Court's August 6, 2026 hearing as to
22 both its Motion to Intervene and LAHSA's Motion for Preliminary
23 Injunction.

24
25 **IT IS SO ORDERED.**

26
27 Dated: _____

Hon. David O. Carter
United States District Judge