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 10 IN THE UNITED STATES DISTRICT COURT  
 11 FOR THE CENTRAL DISTRICT OF CALIFORNIA  
 12 SOUTHERN DIVISION

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 14 **JANE DOE; STEPHEN ALBRIGHT;  
 15 AMERICAN KIDNEY FUND, INC.;**  
 16 **and DIALYSIS PATIENT  
 17 CITIZENS, INC.,**

18 Plaintiffs,

19 v.

20 **ROB BONTA, in his Official  
 21 Capacity as Attorney General of  
 22 California; RICARDO LARA in his  
 23 Official Capacity as California  
 24 Insurance Commissioner; MARY  
 25 WATANABE<sup>1</sup> in her official Capacity  
 26 as Director of the California  
 Department of Managed Health  
 Care; and TOMAS ARAGON, in his  
 Official Capacity as Director of the  
 California Department of Public  
 Health,**

Defendants.

8:19-cv-02105-DOC (ADSx); and  
 8:19-cv-02130-DOC-(ADSx)

**NOTICE OF CROSS-APPEAL**

Courtroom: 9D  
 Judge: The Honorable David O.  
 Carter

Action Filed: November 1, 2019

27 <sup>1</sup> Defendant Mary Watanabe, the current Director of the Department of  
 28 Managed Health, is automatically substituted for Shelly Rouillard as defendant.  
 Fed. R. Civ. P. 25(d).

1 **FRESENIUS MEDICAL CARE**  
2 **ORANGE COUNTY, LLC; DAVITA**  
3 **INC., FRESENIUS MEDICAL**  
4 **CARE HOLDINGS, INC., d/b/a**  
5 **Fresenius Medical Care North**  
6 **America; U.S. RENAL CARE, INC.,**

7 Plaintiffs,

8 v.

9 **ROB BONTA, in his Official**  
10 **Capacity as Attorney General of**  
11 **California; RICARDO LARA in his**  
12 **Official Capacity as California**  
13 **Insurance Commissioner; MARY**  
14 **WATANABE, in her official Capacity**  
15 **as Director of the California**  
16 **Department of Managed Health**  
17 **Care; and TOMAS J. ARAGON, in**  
18 **his official capacity as Director of the**  
19 **California Department of Public**  
20 **Health,**

21 Defendants.

22 **PLEASE TAKE NOTICE** that Defendant-Appellants Rob Bonta, in his  
23 official capacity as Attorney General of the State of California; Ricardo Lara, in his  
24 official capacity as California Insurance Commissioner; Mary Watanabe, in her  
25 official capacity as Director of the California Department of Managed Health Care;  
26 and Tomás J. Aragón, in his official capacity as Director of the Department of  
27 Public Health, hereby appeal to the United States Court of Appeals for the Ninth  
28 Circuit from the final judgment entered on May 10, 2024 (ECF No. 219), and from  
other orders or rulings of this Court merged into that judgment, including this  
Court's Order on the parties' Cross-Motions for Summary Judgment, dated January  
9, 2024. ECF No. 207. The plaintiffs in both *Doe v. Bonta*, No. 8:19-cv-02105-  
DOC (ADSx), and *Fresenius Medical Care Orange County, LLC v. Bonta*, No.  
8:19-cv-02130-DOC-(ADSx), have filed notices of appeal from that same final  
judgment, and those appeals have been docketed in the Ninth Circuit as case  
numbers 24-3654 and 24-3655.

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Dated: June 12, 2024

ROB BONTA  
Attorney General of California  
R. MATTHEW WISE  
Supervising Deputy Attorney General  
LISA J. PLANK  
Deputy Attorney General

/s/ S. Clinton Woods  
S. CLINTON WOODS  
Deputy Attorney General  
*Attorneys for Defendants Attorney  
General Rob Bonta, et al.*

SA2019106023

## CERTIFICATE OF SERVICE

Case Name: ***Jane Doe, et al v. Xavier  
Becerra, et al.***

Case No. **8:19-cv-02105-DOC (ADSx)**

***Fresenius Medical Care Orange  
County, LLC, et al v. Xavier  
Becerra, et al***

**8:19-cv-02130-DOC (ADSx)**

I hereby certify that on June 12, 2024, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

- **NOTICE OF CROSS-APPEAL**

Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

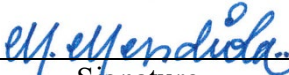
I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

I further certify that some of the participants in the case are not registered CM/ECF users. On June 12, 2024, I have caused to be mailed in the Office of the Attorney General's internal mail system, the foregoing document(s) by First-Class Mail, postage prepaid, or have dispatched it to a third party commercial carrier for delivery within three (3) calendar days to the following non-CM/ECF participants:

**Matthew M. Leland  
King and Spalding LLP  
1700 Pennsylvania Avenue,  
Suite 200  
Washington, DC 20006**

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on June 12, 2024, at San Francisco, California.

\_\_\_\_\_  
M. Mendiola  
Declarant

\_\_\_\_\_  
  
Signature