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11 Attorneys for Petitioner California Hospital Association

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **COUNTY OF SAN FRANCISCO**

14 CALIFORNIA HOSPITAL ASSOCIATION,

15 Petitioner,

16 vs.

17 OFFICE OF HEALTH CARE
AFFORDABILITY; CALIFORNIA
18 DEPARTMENT OF HEALTH CARE
ACCESS AND INFORMATION;
19 ELIZABETH LANDSBERG, in her official
capacity as Director of the OFFICE OF
20 HEALTH CARE AFFORDABILITY and
Director of the CALIFORNIA
21 DEPARTMENT OF HEALTH CARE
ACCESS AND INFORMATION; and THE
22 HEALTH CARE AFFORDABILITY
BOARD,

23 Respondents.
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ELECTRONICALLY

FILED

Superior Court of California,
County of San Francisco

03/17/2026

Clerk of the Court

BY: JEFFREY FLORES

Deputy Clerk

Case No. CPF-25-519370

**UNOPPOSED EX PARTE APPLICATION
FOR ORDER GRANTING STIPULATED
EXTENSION OF TIME TO FILE FIRST
AMENDED PETITION; MEMORANDUM
OF POINTS AND AUTHORITIES;
DECLARATION OF LLOYD A.
BOOKMAN**

Date: March 18, 2026

Time: 11:00 a.m.

Dept.: 302

Judge: The Honorable Joseph M. Quinn

Action Filed: October 15, 2025

Trial Date: None Set

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APPLICATION

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

PLEASE TAKE NOTICE that on March 18, 2026, at 11:00 a.m. in Department 302 of the San Francisco County Superior Court, Petitioner CALIFORNIA HOSPITAL ASSOCIATION (“Petitioner”) will and hereby does apply to this Court on an ex parte basis for an order granting the parties’ stipulation to extend the deadline for Petition to file its First Amended Verified Petition (“FAVP”) from March 19, 2026 to April 3, 2026. Respondents’ counsel does not oppose this Ex Parte Application.

Good cause exists for the requested extension of time. As shown in the Stipulation and Proposed Order for Extension of Time to File First Amended Petition filed on March 16, 2026, all parties agree to extend Petitioner’s deadline to April 3, 2026, subject to the Court’s approval. There have been no prior extensions of this deadline.

This unopposed Application is made under California Rules of Court, rules 3.1200 through 3.1207 and rule 3.503, and Code of Civil Procedure section 1054, and is based on the Memorandum of Points and Authorities, the Declaration of Lloyd Bookman, the Stipulation and Proposed Order for Extension of Time to File First Amended Petition, the Proposed Order, all pleadings and records on file, and such arguments and evidence as may be presented to the Court at or before any hearing on this matter.

Dated: March 17, 2026

HOOPER, LUNDY & BOOKMAN, P.C.

By: s/ Lloyd A. Bookman
LLOYD A. BOOKMAN
ALICIA W. MACKLIN
ERIN SCLAR
M.H. JOSHUA CHIU

Attorneys for Petitioner California Hospital Association

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. RELEVANT FACTS**

3 Petitioner filed a Verified Petition and Complaint (“Petition”) in the Superior Court of the
4 State of California, County of San Francisco, Case No. CPF-25-519370 on October 15, 2025. On
5 December 15, 2025, Respondents filed a demurrer to the Petition. On February 17, 2025, the
6 Court sustained Respondents’ demurrer to the Petition and granted Petitioner 30 days’ leave to
7 amend, so Petitioner’s deadline to file its First Amended Verified Petition (“FAVP”) is March 19,
8 2026.

9 Petitioner intends to include allegations in the FAVP that Petitioner believes will contain
10 sensitive and confidential information of Petitioner’s members, and the parties are in the process
11 of meeting and conferring regarding a protective order concerning the information at issue.
12 Petitioner intends to request the Court’s permission to file the unredacted version of the FAVP
13 under seal pursuant to California Rules of Court rules 2.550 and 2.551. In light of Petitioner’s
14 anticipated amendments and motion, the parties met and conferred and jointly agreed, subject to
15 the Court’s approval, to extend Petitioner’s deadline to file its FAVP to April 3, 2026.

16 On March 16, 2026, Petitioner filed a Stipulation and Proposed Order for Extension of
17 Time File to First Amended Petition (“Stipulation”). (Declaration of Lloyd Bookman (“Bookman
18 Decl.”), ¶ 2, Ex. A.) As of the time of filing of this Application, the Stipulation remains pending
19 before the Court. (*Id.*, ¶ 2.) Because Petitioner’s deadline to file its FAVP is approaching,
20 Petitioner decided in the abundance of caution to proceed ex parte for an order granting the
21 parties’ Stipulation and extend the deadline.

22 On March 17, 2026, Petitioner’s counsel provided notice via email to Respondents’
23 counsel regarding the Application, in accordance with the requirements of California Rules of
24 Court rule 3.1204, and provided copies of the draft versions of the Application and Proposed
25 Order. (*Id.*, ¶ 3.) Later that same day, Respondents’ counsel responded that Respondents do not
26 oppose the Application as drafted, and Respondents’ counsel will appear at the hearing in case the
27 Court has any questions for Respondents. (*Ibid.*)

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1 **II. LEGAL STANDARD**

2 The Code of Civil Procedure authorizes the Court to extend, “upon good cause shown,” the
3 time allowed for any act to be done that “relates to the pleadings in the action . . . or of
4 amendments thereto.” (Code Civ. Proc., § 1054, subd. (a).) The Court is authorized to grant an
5 extension of time “when all attorneys of record of parties who have appeared in the action agree in
6 writing to the extension of time.” (*Id.*, § 1054, subd. (b).)

7 The California Rules of Court, rule 3.503 also provides that the Court, on terms that are
8 just, “may . . . extend the time within which any act is permitted or required to be done by a
9 party,” and a “stipulation for an extension of time for the filing and service of documents . . .
10 requires approval of the assigned judge.” (Cal. Rules of Court, rule 3.503(a), (b).)

11 **III. ARGUMENT**

12 Good cause exists for the Court to extend the time for Petitioner to file its FAVP because
13 the parties’ Stipulation is pending before this Court. (Bookman Decl., ¶ 2, Ex. A.) As the Code of
14 Civil Procedure provides, this Court is authorized to grant an “extension of time” to amend the
15 petition “when all attorneys of record of parties who have appeared in the action agree in writing
16 to the extension of time.” (Code Civ. Proc., § 1054, subd. (b).) Similarly, the California Rules of
17 Court provide that the Court is authorized to approve a “stipulation for an extension of time for the
18 filing and service of documents” and issue an order for such an extension. (Cal. Rules of Court,
19 rule 3.503(a), (b).) The Stipulation shows that Petitioner’s counsel and Respondents’ counsel have
20 agreed in writing to extend Petitioner’s deadline from March 19, 2026 to April 3, 2026. (Bookman
21 Decl., Ex. A.) Moreover, the Stipulation is the first extension of time requested or agreed to for the
22 filing of the FAVP, and the parties believe it would serve judicial economy to extend this filing
23 deadline. (*Id.*)

24 Additionally, after Petitioner’s counsel provided Respondents’ counsel with notice and
25 draft copies of the Application and Proposed Order, Respondents’ counsel represented that
26 Respondents do not oppose the Application as drafted. (*Id.*, ¶ 3.)

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1 **IV. CONCLUSION**

2 For the reasons stated above, Petitioner respectfully requests that the Court approve the
3 parties' Stipulation for Extension of Time to File First Amended Petition and order that
4 Petitioner's deadline to file the FAVP be extended to April 3, 2026.

5

6 Dated: March 17, 2026

HOOPER, LUNDY & BOOKMAN, P.C.

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By: s/ Lloyd A. Bookman

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LLOYD A. BOOKMAN

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ALICIA W. MACKLIN

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ERIN SCLAR

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M.H. JOSHUA CHIU

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Attorneys for Petitioner California Hospital Association

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DECLARATION OF LLOYD A. BOOKMAN

I, Lloyd A. Bookman, declare as follows:

1. I am an attorney duly licensed to practice law in the State of California. I make this declaration in support of Petitioner California Hospital Association’s Unopposed Ex Parte Application for Order Granting Stipulated Extension of Time to File First Amended Petition (“Application”). I am a partner in the Los Angeles office of the law firm Hooper, Lundy, & Bookman, P.C., counsel of record for Petitioner. The facts stated herein are personally known to me, and if called as a witness, I could and would competently testify to them.

2. Attached hereto as **Exhibit A** is a true and correct copy of the parties’ Stipulation and Proposed Order for Extension of Time to File First Amended Petition filed by Petitioner on March 16, 2026 (“Stipulation”). As of the time of filing of this Application, the Stipulation remains pending before the Court.

3. On March 17, 2026 at approximately 8:37 a.m., I conferred with Respondents’ counsel via email regarding Petitioner’s Application. Attached hereto as **Exhibit B** is a true and correct copy of the correspondence. In my initial email, I notified Respondents’ counsel that Petitioner will be submitting an ex parte application for the Court to approve the parties’ Stipulation and will be appearing for the ex parte hearing before Department 302 of the San Francisco County Superior Court on March 18, 2026 at 11:00 a.m.; I also inquired as to whether Respondents will appear to oppose the Application. At approximately 11:46 a.m. of the same day, my colleague Joshua Chiu sent an email to Respondents’ counsel at my direction, attaching the drafts of this Application and Proposed Order. At approximately 1:09 p.m. of the same day, Respondents’ counsel responded via email that Respondents do not oppose the Application as drafted, and Respondents’ counsel will appear at the hearing in case the Court has any questions for Respondents.

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I declare under penalty of perjury under the State of California that the forgoing is true and correct to the best of my knowledge.

Executed on March 17, 2026 in Los Angeles, California

By: s/ Lloyd A. Bookman
LLOYD A. BOOKMAN
Attorneys for Petitioner California Hospital Association

EXHIBIT A

1 LLOYD A. BOOKMAN (State Bar No. 89251)
ALICIA W. MACKLIN (State Bar No. 266325)
2 M.H. JOSHUA CHIU (State Bar No. 341519)
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4 Telephone: (310) 551-8111
Facsimile: (310) 551-0304
5 E-Mail: lbookman@hooperlundy.com
amacklin@hooperlundy.com
6 jchiu@hooperlundy.com

7 ERIN SCLAR (State Bar No. 334471)
HOOPER, LUNDY & BOOKMAN, P.C.
8 44 Montgomery Street, Suite 3500
San Francisco, California 94104
9 Telephone: (415) 875-8500
Facsimile: (310) 362-8937
10 E-Mail: esclar@hooperlundy.com

11 Attorneys for Petitioner California Hospital Association

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

13 **COUNTY OF SAN FRANCISCO**

14 CALIFORNIA HOSPITAL ASSOCIATION,

15 Petitioner,

16 vs.

17 OFFICE OF HEALTH CARE
AFFORDABILITY; CALIFORNIA
18 DEPARTMENT OF HEALTH CARE
ACCESS AND INFORMATION;
19 ELIZABETH LANDSBERG, in her official
capacity as Director of the OFFICE OF
20 HEALTH CARE AFFORDABILITY and
Director of the CALIFORNIA
21 DEPARTMENT OF HEALTH CARE
ACCESS AND INFORMATION; and THE
22 HEALTH CARE AFFORDABILITY
BOARD,

23 Respondents.
24

Case No. CPF-25-519370

**STIPULATION AND [PROPOSED]
ORDER FOR EXTENSION OF TIME TO
FILE FIRST AMENDED PETITION**

Judge: The Honorable Joseph M. Quinn
Dept.: 302

Action Filed: October 15, 2025

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1 CALIFORNIA HOSPITAL ASSOCIATION (“Petitioner”) and OFFICE OF HEALTH
2 CARE AFFORDABILITY; CALIFORNIA DEPARTMENT OF HEALTH CARE ACCESS AND
3 INFORMATION; ELIZABETH LANDSBERG, in her official capacity as Director of the OFFICE
4 OF HEALTH CARE AFFORDABILITY and Director of the CALIFORNIA DEPARTMENT OF
5 HEALTH CARE ACCESS AND INFORMATION; and THE HEALTH CARE AFFORDABILITY
6 BOARD (“Respondents”) (collectively, the “Parties”) hereby stipulate to and request an order to
7 extend the time for Petitioner to file its First Amended Verified Petition (“FAVP”) as follows:

8 WHEREAS, Petitioner filed a Verified Petition and Complaint (“Petition”) in the Superior
9 Court of the State of California, County of San Francisco, Case No. CPF-25-519370 on October 15,
10 2025;

11 WHEREAS, on December 15, 2025, Respondents filed a demurrer to the Petition;

12 WHEREAS, on February 17, 2025, the Court sustained Respondents’ demurrer to the Petition
13 and granted Petitioner 30 days’ leave to amend, so Petitioner’s deadline to file its FAVP is March 19,
14 2026;

15 WHEREAS, Petitioner intends to include allegations in the FAVP that Petitioner believes will
16 contain sensitive and confidential information, and the Parties are in the process of meeting and
17 conferring regarding a protective order concerning the information at issue;

18 WHEREAS, Petitioner intends to request the Court’s permission to file the unredacted
19 version of the FAVP under seal pursuant to California Rules of Court rules 2.550 and 2.551;

20 WHEREAS, the Parties met and conferred and jointly agreed, subject to the Court’s approval,
21 to extend Petitioner’s deadline to file its FAVP to April 3, 2026;

22 WHEREAS, this is the first extension of time requested or agreed to for the filing of the
23 FAVP;

24 WHEREAS, the Parties believe it would serve judicial economy to extend the deadline for
25 Petitioner to file its FAVP;

26 NOW THEREFORE, BY AND THROUGH THEIR COUNSEL OF RECORD AND
27 SUBJECT TO THE APPROVAL OF THE COURT, THE PARTIES HEREBY STIPULATE AND
28 AGREE that, pursuant to Code of Civil Procedure section 1054, Petitioner’s deadline to file its FAVP

1 shall be extended to April 3, 2026.

2 **IT IS SO STIPULATED**

3 Dated: March 16, 2026

HOOPER, LUNDY & BOOKMAN, P.C.

4

5

By: 

6

LLOYD A. BOOKMAN

Attorneys for Petitioner California Hospital Association

7

8

Dated: March 16, 2026

ROB BONTA

Attorney General of California

9

EMILIO VARANINI

Supervising Deputy Attorney General

10

11

12

By: s/ David Houska

13

DAVID HOUSKA

Deputy Attorney General

14

Attorneys for Respondents

Office of Health Care Affordability et al.

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I am authorized to sign this Stipulation on behalf of counsel for Respondents, who has

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reviewed the document and approved its form and content.

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LLOYD A. BOOKMAN

Attorneys for Petitioner California Hospital Association

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[PROPOSED] ORDER

GOOD CAUSE APPEARING, the Court hereby approves this Stipulation to Extend
Petitioner’s Time to File its First Amended Petition.

IT IS HEREBY ORDERED THAT Petitioner’s deadline to file its First Amended Petition
is extended to April 3, 2026.

IT IS SO ORDERED.

Dated: March __, 2026

Hon. Joseph M. Quinn
Judge of the Superior Court

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PROOF OF SERVICE

**CHA v. OHCA et al.
Case No. CPF-25-519370**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 1875 Century Park East, Suite 1600, Los Angeles, CA 90067.

On March 16, 2026, I served true copies of the following document(s) described as **STIPULATION AND [PROPOSED] ORDER FOR EXTENSION OF TIME TO FILE FIRST AMENDED PETITION** on the interested parties in this action as follows:

David Houska
Sophia T. Tonnu
Malinda Lee
Deputy Attorneys General
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
Tel: (415) 510-3374
Fax: (415) 703-1107
E-mails:
David.Houska@doj.ca.gov
Sophia.TonNu@doj.ca.gov
Malinda.Lee@doj.ca.gov

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address treiss@hooperlundy.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on March 16, 2026, at Los Angeles, California.



Tia Reiss

EXHIBIT B

Archived: Tuesday, March 17, 2026 2:47:52 PM
From: [David Houska](#)
Sent: Tuesday, March 17, 2026 1:08:57 PM
To: [M.H. Joshua Chiu](#)
Cc: [Alicia W. Macklin](#)
Subject: RE: CHA v. OHCA--Notice of ex parte application for extension of time
Importance: Normal
Sensitivity: None

****EXTERNAL EMAIL MESSAGE****

Joshua,
Confirming that Respondents do not oppose your motion as drafted. I will appear at the ex parte in case the Court has any questions for us but hopefully this will be uneventful.
Regards,
David

From: M.H. Joshua Chiu <jchiu@hooperlundy.com>
Sent: Tuesday, March 17, 2026 11:47 AM
To: David Houska <David.Houska@doj.ca.gov>; Sophia TonNu <Sophia.TonNu@doj.ca.gov>; Emilio Varanini <Emilio.Varanini@doj.ca.gov>; Malinda Lee <Malinda.Lee@doj.ca.gov>
Cc: Alicia W. Macklin <amacklin@hooperlundy.com>; Erin R. Sclar <esclar@hooperlundy.com>; Lloyd A. Bookman <LBOOKMAN@hooperlundy.com>
Subject: RE: CHA v. OHCA--Notice of ex parte application for extension of time

EXTERNAL EMAIL: This message was sent from outside DOJ. Please do not click links or open attachments that appear suspicious.

Hello David,

Per Lloyd's email below, please see attached for near-final drafts of our Ex Parte Application and Proposed Order. The only further edits we intend to make are to include in the Declaration and MPA a brief description of whether Respondents intend to oppose the Application.

Please let us know whether Respondents intend to oppose the application, and if you have any questions or want to discuss.

Best,
Joshua

M.H. Joshua Chiu

HOOPER, LUNDY & BOOKMAN, P.C.

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delete or destroy the email and any attachment.

From: Lloyd A. Bookman <LBOOKMAN@hooperlundy.com>

Sent: Tuesday, March 17, 2026 8:37 AM

To: David Houska <david.houska@doj.ca.gov>; Sophia TonNu <Sophia.TonNu@doj.ca.gov>; Emilio Varanini <Emilio.Varanini@doj.ca.gov>; Malinda Lee <Malinda.Lee@doj.ca.gov>

Cc: Alicia W. Macklin <amacklin@hooperlundy.com>; Erin R. Sclar <esclar@hooperlundy.com>; M.H. Joshua Chiu <jchiu@hooperlundy.com>

Subject: CHA v. OHCA--Notice of ex parte application for extension of time

David,

As we indicated in our previous email, we will be submitting an Ex Parte Application for the Court to approve the parties' Stipulation for Extension of Time to File First Amended Petition, which was just filed. We will appear for the ex parte hearing before Department 302 of the San Francisco County Superior Court on March 18, 2026 at 11:00 a.m. The contents of the Application will be substantially the same as the contents of the Stipulation; as in the Stipulation, we ask the Court to grant the extension of time pursuant to Code of Civil Procedure section 1054 and California Rules of Court , rules 3.1200 through 3.1207.

We will provide you with a copy of the application and supporting materials once they are ready today.

Please let us know whether Respondents intend to oppose the application, and if you have any questions or want to discuss.

Lloyd A. Bookman

HOOPER, LUNDY & BOOKMAN, P.C.

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BOSTON | DENVER | LOS ANGELES | SAN DIEGO | SAN FRANCISCO | WASHINGTON, DC

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PROOF OF SERVICE

**CHA v. OHCA et al.
Case No. CPF-25-519370**

STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of San Diego, State of California. My business address is 101 W. Broadway, Suite 1200, San Diego, CA 92101.

On March 17, 2026, I served true copies of the following document(s) described as **UNOPPOSED EX PARTE APPLICATION FOR ORDER GRANTING STIPULATED EXTENSION OF TIME TO FILE FIRST AMENDED PETITION; MEMORANDUM OF POINTS AND AUTHORITIES; DECLARATION OF LLOYD A. BOOKMAN** on the interested parties in this action as follows:

David Houska
Sophia T. Tonnu
Malinda Lee
Deputy Attorneys General
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102-7004
Tel: (415) 510-3374
Fax: (415) 703-1107
E-mails:
David.Houska@doj.ca.gov
Sophia.TonNu@doj.ca.gov
Malinda.Lee@doj.ca.gov

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address mhampshire@hooperlundy.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on March 17, 2026, at San Diego, California.

/s/ Meghan A. Hampshire
Meghan A. Hampshire