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19 **UNITED STATES DISTRICT COURT**
20 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

21 Thomas Few,
22 Plaintiff

23 v.

24 United Teachers of Los Angeles; Austin
25 Beutner, in his official capacity as
26 Superintendent of Los Angeles Unified
27 School District; Xavier Becerra, in his
28 official capacity as Attorney General of
California,
Defendants.

Case No. 2:18-cv-09531-JLS (DFMx)

**PLAINTIFF'S STATEMENT OF
UNCONTROVERTED FACTS IN
SUPPORT OF THE MOTION FOR
SUMMARY JUDGEMENT**

1 Plaintiff Thomas Few hereby submits this Statement of Uncontroverted Facts in
2 support of his Motion for Summary Judgement. The Few and Defendant United Teachers
3 of Los Angeles have stipulated and filed with the court a Joint Statement of Undisputed
4 Facts (Dkt. 71) (JSF), including relevant exhibits. Plaintiff restates these facts in support of
5 his Motion.

6 1. Thomas Few has been a special education teacher employed by the Los
7 Angeles Unified School District (“LAUSD”) since August 2016.

8 2. A true and correct copy of Few’s September 8, 2016 UTLA membership
9 application, which Few signed, is attached to the JSF as Exhibit A.

10 3. A true and correct copy of Few’s February 13, 2018 updated UTLA
11 membership application, which Few signed, is attached to the JSF as Exhibit B.

12 4. A true and correct copy of Few’s June 2018 letter received by UTLA is
13 attached to the JSF as Exhibit C.

14 5. A true and correct copy of UTLA’s July 13, 2018 letter to Few, which Few
15 received, is attached to the JSF as Exhibit D.

16 6. On August 3, 2018, Few submitted another letter to both UTLA and LAUSD,
17 which UTLA and LAUSD received. A true and correct copy of Few’s August 3, 2018 letter
18 is attached attached to the JSF as Exhibit E.

19 7. On or about October 10, 2018, Few submitted a letter to UTLA, which UTLA
20 received. A true and correct copy of Few’s October 10, 2018 letter is attached to the JSF
21 as Exhibit F.

22 8. On October 19, 2018, UTLA sent a letter to Few, which Few received. A true
23 and correct copy of UTLA’s October 19, 2018 letter is attached to the JSF as Exhibit G.

24 9. On or about November 21, 2018, UTLA sent Few a letter dated November 20,
25 2018, which Few received. A true and correct copy of UTLA’s November 20, 2018 letter
26 is attached to the JSF as Exhibit H. UTLA included with the letter a check for \$433.31
27 payable to Few.

1 10. The check for \$433.31 reimbursed Few for all dues deducted from his pay from
2 the beginning of June 2018 to October 31, 2018 (corresponding to the November 5, 2018
3 pay date), including interest.

4 11. LAUSD has not deducted any dues from Few’s wages since October 31, 2018
5 (corresponding to the November 5, 2018 pay date).

6 12. On or about December 5, 2018, Few’s counsel responded to UTLA with a
7 letter acknowledging Few’s receipt and deposit of the check provided by UTLA. A true
8 and correct copy of the December 5, 2018 letter is attached to the JSF as Exhibit I.

9 13. From the time he began his employment through October 31, 2018, LAUSD
10 deducted union dues of approximately eighty-six dollars (\$86) per month from Few’s
11 paychecks and remitted them to UTLA.

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1 14. Prior to the U.S. Supreme Court’s decision in Janus v. AFSCME, Council 31
2 on June 27, 2018, bargaining unit workers who were not UTLA members were required to
3 pay fair-share fees to UTLA, pursuant to the Educational Employment Relations Act.
4 LAUSD deducted fair-share fees from wages. Compulsory fair-share fees were less than
5 membership dues. LAUSD stopped deducting, and UTLA stopped receiving, fair-share
6 fees after Janus.

7
8 Dated: October 18, 2019

Respectfully submitted,

9
10 /s/ Brian K. Kelsey

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