

1 Mark W. Bucher
2 mark@calpolicycenter.org
3 CA S.B.N. # 210474
4 Law Office of Mark W. Bucher
5 18002 Irvine Blvd., Suite 108
6 Tustin, CA 92780-3321
7 Phone: 714-313-3706
8 Fax: 714-573-2297

7 Brian K. Kelsey (*Pro Hac Vice*)
8 bkelsey@libertyjusticecenter.org
9 Reilly Stephens (*Pro Hac Vice*)
10 rstephens@libertyjusticecenter.org
11 Liberty Justice Center
12 190 South LaSalle Street
13 Suite 1500
14 Chicago, Illinois 60603
15 Phone: 312-263-7668
16 Fax: 312-263-7702

17 *Attorneys for Plaintiff*

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

20 Cara O’Callaghan and Jenée Misraje,

21 Plaintiffs,

22 v.

23 Regents of the University of California
24 et al.,

25 Defendants.

Case No. 2:19-cv-02289-JLS-DFM

**PLAINTIFFS’ MOTION FOR
PRELIMINARY INJUNCTION**

Hearing Date: June 7, 7, 2019

Time: 10:30 a.m.

Judge: Hon. Josephine L. Staton

26 Plaintiffs, Cara O’Callaghan and Jenée Misraje, respectfully move this Court for a
27 preliminary injunction against Defendants, the Regents of the University of California
28

1 (“the Regents”); Teamsters Local 2010 (the “Union”); and Xavier Becerra, in his official
2 capacity as Attorney General of California (“General Becerra”).

3 Plaintiffs respectfully request that the Court enter a preliminary injunction:

- 4 1. Enjoining the Union to end their membership, to stop directing the Regents
5 to deduct union dues from Plaintiffs’ paychecks, and to stop accepting the
6 dues;
- 7 2. Enjoining the Regents from deducting union dues from Plaintiffs’ paychecks;
- 8 3. Enjoining General Becerra from enforcing Cal. Gov’t Code §§ 1157.12,
9 3513(i), 3515, 3515.5, 3583, and all other provisions of California law that
10 require Plaintiffs to wait until a specified window of time to stop the
11 deduction of union dues from their paychecks without their affirmative
12 consent.
- 13 4. Enjoining the Union from acting as Plaintiffs’ exclusive representative in
14 bargaining negotiations with their employer, the University of California
15 system;
- 16 5. Enjoining the Regents from recognizing the Union as the exclusive
17 representative of Plaintiffs for collective bargaining purposes; and
- 18 6. Enjoining General Becerra from enforcing Cal. Gov’t Code §§ 3570,
19 3571.1(e), 3574, 3578, and all other provisions of California law that provide
20 for exclusive representation of employees who do not affirmatively consent
21 to union membership.

22 Dated: April 22, 2019

23 Respectfully submitted,

24 /s/ Mark W. Bucher

25 Mark W. Bucher

26 mark@calpolicycenter.org

27 CA S.B.N. # 210474

28 Law Office of Mark W. Bucher

18002 Irvine Blvd., Suite 108

Tustin, CA 92780-3321

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Phone: 714-313-3706

Fax: 714-573-2297

/s/ Brian K. Kelsey

Brian K. Kelsey (*Pro Hac Vice*)

bkelsey@libertyjusticecenter.org

Reilly Stephens (*Pro Hac Vice*)

rstephens@libertyjusticecenter.org

Liberty Justice Center

190 South LaSalle Street

Suite 1500

Chicago, Illinois 60603

Phone: 312-263-7668

Fax: 312-263-7702

Attorneys for Plaintiff