

**AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION OF SOUTHERN CALIFORNIA**

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*Attorneys for Petitioners and Plaintiffs Alianza Translatinx; C.A., a minor by and through his Guardian ad Litem, E.S.; H.P., a minor, by and through her Guardian ad Litem C.W.; and Erin Spivey*

Additional attorneys for Petitioners and Plaintiffs listed on next page

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF ORANGE, CENTRAL JUSTICE CENTER**

ALIANZA TRANSLATINX; C.A., a minor by and through his Guardian ad Litem, E.S.; H.P., a minor, by and through her Guardian ad Litem C.W.; and ERIN SPIVEY, as taxpayer,

Petitioners and Plaintiffs,

v.

CITY OF HUNTINGTON BEACH, a municipal corporation; HUNTINGTON BEACH CITY COUNCIL, as the governing body of the Huntington Beach Public Library; ASHLEY WYSOCKI, in her official capacity as the Director of Community and Library Services for Huntington Beach; and DOES 1-50, inclusive,

Respondents and Defendants.

Case No. 30-2025-01462835-CU-WM-CJC  
[UNLIMITED CIVIL CASE]

**NOTICE OF MOTION AND MOTION OF PETITIONERS-PLAINTIFFS' FOR AWARD OF ATTORNEY FEES [CODE OF CIVIL PROCEDURE SECTION 425.16(c)(1)]**

Judge: The Honorable Lindsey Martinez

Dept.: C24  
Hearing Date: April 27, 2026  
Time: 1:30 PM

**Reservation Number: 74735506**

Action Filed: February 26, 2025

1 **AMERICAN CIVIL LIBERTIES UNION**  
2 **FOUNDATION OF NORTHERN**  
3 **CALIFORNIA**

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1 To the Court, all parties, and their attorneys of record: please take notice that on April 27, 2026,  
2 at 1:30 PM, or as soon thereafter as the matter may be heard, in Department C24 of the above-titled  
3 Court, located at Orange County Superior Court, Central Justice Center, 700 West Civic Center Drive,  
4 Santa Ana, California 92701 Petitioners-Plaintiffs' Motion for Attorney Fees under Code of Civil  
5 Procedure section 1021.5 will be heard.

6 Respondents seek reimbursement of \$1,468,640.56 in attorney fees under Code of Civil  
7 Procedure section 1021.5, which includes a multiplier of 1.25. Respondents will submit additional  
8 evidence of their lodestar and amount of additional compensation sought for time spent on the reply  
9 brief before the hearing on the Motion. This Motion is based on this Notice, the Memorandum of Points  
10 and Authorities, the Declarations of Peter J. Eliasberg, David Loy, Ryan Kendall, Andrew J. Thomas,  
11 Chessie Thacher, and Carol Sobel, the pleadings and papers on file in this action, and upon such other  
12 oral and documentary evidence as may be presented at the hearing of this matter.

13  
14 Respectfully submitted,

15 Dated: December 23, 2025

**AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION OF SOUTHERN  
CALIFORNIA**

17 By: /s/ Peter Eliasberg

18 Peter J. Eliasberg  
19 Jonathan Markovitz  
Amanda C. Goad

20 *Attorneys for Petitioners and Plaintiffs Alianza*  
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22 *Guardian ad Litem, E.S.; H.P., a minor, by and*  
23 *through her Guardian ad Litem C.W.; and Erin*  
24 *Spivey*



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Additional attorneys for Petitioners and Plaintiffs listed on next page

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COUNTY OF ORANGE, CENTRAL JUSTICE CENTER**

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CITY OF HUNTINGTON BEACH, a municipal  
corporation; HUNTINGTON BEACH CITY  
COUNCIL, as the governing body of the  
Huntington Beach Public Library; ASHLEY  
WYSOCKI, in her official capacity as the  
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Huntington Beach; and DOES 1-50, inclusive,

Respondents and Defendants.

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Judge: The Honorable Lindsey Martinez  
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1 **PROOF OF SERVICE**

2 I am a citizen of the United States and resident of the State of California. I am employed in Los  
3 Angeles, State of California, in the office of a member of the bar of this Court, at whose direction the  
4 service was made. I am over the age of eighteen years and not a party to the within action.

5 On **December 23, 2025**, I served the following documents in the manner described below:

6 **Notice of Motion and Motion of Petitioners-Plaintiffs’ for Award of Attorney Fees**

7 **Petitioners’ Memorandum of Points and Authorities in Support of Its Motion for Attorney Fees**

8 **[Proposed] Order Granting Petitioners’ Motion for Attorney Fees**

9 **Declaration of Peter J. Eliasberg; Exhibits 1-2**

10 **Declaration of David Loy**

11 **Declaration of Ryan M. Kendall in Support of Petitioners’ Motion for Attorney Fees; Exhibit A**

12 **Declaration of Andrew J. Thomas in Support of Petitioners and Plaintiffs’ Motion for Attorney Fees**

13 **Declaration of Chessie Thacher in Support of Petitioners and Plaintiffs’ Motion for Attorneys’ Fees**

14 **Declaration of Carol Sobel in Support of Petitioners and Plaintiffs’**  
15 **Motion for Attorneys’ Fees; Exhibits 1-10**

16  
17  (BY ELECTRONIC SERVICE) By electronically mailing a true and correct copy through Jenner &  
18 Block LLP’s electronic mail system to the email addresses set forth below.

19  
20 On the following part(ies) in this action:

21 *See attached service list.*

22  
23 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
24 true and correct. Executed on December 23, 2025, at Los Angeles, California.

25   
26 \_\_\_\_\_  
27 Laura Saltzman  
28

**SERVICE LIST**

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