

**UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF LOUISIANA**

RANDY J. BOUDREAUX
Plaintiff,

v.

LOUISIANA STATE BAR ASSOCIATION, a
Louisiana Nonprofit Corporation;
LOUISIANA SUPREME COURT;
BERNETTE J. JOHNSON, Chief Justice of the
Louisiana Supreme Court;
JOHN DOE, successor to the Honorable Greg
Guidry as Associate Justice of the Louisiana
Supreme Court for the First District;
SCOTT J. CRICHTON, Associate Justice of the
Louisiana Supreme Court for the Second District;
JAMES T. GENOVESE, Associate Justice of the
Louisiana Supreme Court for the Third District;
MARCUS R. CLARK, Associate Justice of the
Louisiana Supreme Court for the Fourth District;
JEFFERSON D. HUGHES, III, Associate Justice
of the Louisiana Supreme Court for the
Fifth District;
JOHN L. WEIMER, Associate Justice of the
Louisiana Supreme Court for the Sixth District,
Defendants.

CIVIL ACTION

Case No. 19-cv-11962

SECTION "I" (1)

Judge Lance M. Africk

Mag. Judge van Meerveld

**DEFENDANTS' MOTION FOR LEAVE TO FILE NOTICE OF SUPPLEMENTAL
AUTHORITY IN SUPPORT OF THEIR RULE 12(b)(6) MOTION TO DISMISS**

The Defendants respectfully seek leave of Court to file a Notice of Supplemental Authority to update a statement in their prior briefing in support of their Motion to Dismiss Pursuant to Rule 12(b)(6).¹ The Defendants' reply memorandum observed that the "only other district court to rule" on whether the *Janus* standard replaced *Keller* determined that it "should decline to apply *Janus*

¹ Doc. 12.

and must apply *Keller* to the cases at bar.”² After the reply brief was filed, an additional district court ruled on this issue and reached the same conclusion. Accordingly, the attached Notice of Supplemental Authority provides an updated statement relative to the district courts that have addressed this issue.

Respectfully submitted,

/s/ Eva J. Dossier

Richard C. Stanley, 8487

Eva J. Dossier, 35753

Kathryn W. Munson, 35933

STANLEY, REUTER, ROSS,

THORNTON & ALFORD, L.L.C.

909 Poydras Street, Suite 2500

New Orleans, Louisiana 70112

Telephone: (504) 523-1580

Facsimile: (504) 524-0069

Counsel for the Louisiana State Bar Association, Louisiana Supreme Court, Chief Justice Johnson, Justice Crichton, Justice Genovese, Justice Clark, Justice Hughes, and Justice Weimer

² Doc. 28, p. 7 n.11 (quoting *Gruber v. Oregon State Bar*, No. 3:18-1591, 2019 WL 2251826, at *9 (D. Or. Apr. 1, 2019), report and recommendation adopted, No. 18-1591, 2019 WL 2251282 (D. Or. May 24, 2019)).