

**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' NOTICE OF SUPPLEMENTAL AUTHORITY
IN SUPPORT OF MOTION TO DISMISS PURSUANT TO RULE 12(b)(6)**

The Defendants respectfully submit the attached 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* 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. *See Jarchow v. State Bar of Wisconsin*, No. 2019 WL 6728258, at *2 (W.D. Wisc. Dec. 11, 2019) (dismissing plaintiffs' claims as barred by *Keller*).³

Respectfully submitted,

/s/ Eva J. Dossier

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¹ Doc. 12.

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)).

³ For the Court's convenient reference, a copy of this authority is attached hereto as Exhibit A.