

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. 2:22-cv-08357-DOC-KS

Date: January 8, 2026

Title: JEFFREY POWERS ET AL. V. DENIS RICHARD MCDONOUGH ET AL.

PRESENT:

THE HONORABLE DAVID O. CARTER, JUDGE

Karlen Dubon
Courtroom Clerk

Not Present
Court Reporter

ATTORNEYS PRESENT FOR
PLAINTIFF:
None Present

ATTORNEYS PRESENT FOR
DEFENDANT:
None Present

PROCEEDINGS (IN CHAMBERS): STATUS CONFERENCE ON
JANUARY 20, 2026

On December 23, 2025, the Ninth Circuit issued an Order affirming in part, reversing in part, and vacating in part the Court’s Final Judgment and Permanent Injunction, Dkt. 358. The mandate has not yet issued. Nonetheless, the Court finds it appropriate to hold a status conference for the limited purpose of seeking updated information regarding the status of the West Los Angeles VA Campus and whether any orders are necessary to maintain the status quo before the mandate issues. *See, e.g., Pyrodyne Corp. v. Pyrotronics Corp.*, 847 F.2d 1398, 1403 (9th Cir. 1988) (“A district court does retain the power to preserve the status quo while the case is pending in the appellate court[.]”).

The Court will hold a status conference on January 20, 2025, at 9:00 a.m. The Court orders the parties to confer and submit a joint statement by January 16, 2026, addressing the following topics:

- Suitable locations for the 750 Temporary Supportive Housing Units, and how quickly such units could be constructed;
- Suitable locations for the 1,800 Permanent Supportive Housing Units, and how quickly such units could be constructed;

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- Whether, since the appeal was filed, the VA has engaged (or is currently engaging) in any activities (e.g., construction) on the West LA VA Campus that may interfere with the construction of Temporary or Permanent Supportive Housing Units in the parties' proposed locations; and
- Whether any orders are necessary to maintain the status quo before the mandate issues.

The parties should be prepared to address these topics at the hearing.

The Court requests the presence of the Court-appointed Special Monitor, Mr. John Hueston (Dkt. 304).

The hearing will be held at the First Street Courthouse in Los Angeles in Courtroom 1.

The Clerk shall serve this minute order on the parties.

MINUTES FORM 11

Initials of Deputy Clerk: kdu

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