

SUPERIOR COURT OF CALIFORNIA COUNTY OF SAN FRANCISCO

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Case Number: CPF-13-512950

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ORDER

COMMUNITY INITIATIVES VS. BRICE HARRIS et al

001C04249489

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KAMALA D. HARRIS 1 Attorney General of California 2 SUSAN M. CARSON Supervising Deputy Attorney General OCT 2 3 2013 3 HADARA R. STANTON Deputy Attorney General CLERK OF THE COURT State Bar No. 227040 4 455 Golden Gate Avenue, Suite 11000 Deputy Clerk San Francisco, CA 94102-7004 5 Telephone: (415) 703-5561 Fax: (415) 703-5480 6 E-mail: Hadara.Stanton@doj.ca.gov Attorneys for Respondents 7 SUPERIOR COURT OF THE STATE OF CALIFORNIA 8 COUNTY OF SAN FRANCISCO 9 10 CPF 13-512950 COMMUNITY INITIATIVES, 11 [PROPOSED] ORDER DENYING Petitioner, 12 PETITION FOR WRIT OF MANDATE AND COMPLAINT FOR v. 13 **DECLARATORY RELIEF** 14 Hearing Date: October 4, 2013 BRICE HARRIS, in his official capacity as Time: 2:30 p.m. Chancellor; BOARD OF GOVERNORS, 15 Department: 504 **CALIFORNIA COMMUNITY** Judge: Hon. Peter J. Busch COLLEGES, in their official capacity, 16 Respondents. 17 18 19 20 On October 4, 2013, the Motion for Peremptory Writ of Mandate, brought by petitioner 21 Community Initiatives, came on for hearing before the Honorable Peter J. Busch presiding in 22 Department 504. Petitioner was represented by Andrew E. Monach of Morrison & Foerster LLP. 23 Respondents, Brice Harris, in his official capacity as Chancellor, and the Board of Governors of 24 the California Community Colleges, were represented by Deputy Attorney General Hadara R. 25 Stanton. Having considered all the evidence and pleadings filed in this matter, and the arguments 26 of counsel, the court DENIES the Motion for Peremptory Writ of Mandate. Further, the court 27 finds that petitioner's failure to make any argument for declaratory relief waives any claim for 28

[Proposed] Order Denying Petition for Writ of Mandate and Complaint for Declaratory Relief (CPF 13-512950)

	In any event, retitioner's evidence and agreent to not support arreading it declaratory relief, which is therefore also denied. Judgment shall be entered in favor of respondents.	
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3	IT IS SO ORDERED.	0 + 10
4	Dated: 10/23/2013	- letu //
5		Hon. Peter J. Busch Judge, Superior Court, County of San Francisco
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[Proposed] Order Denying Petition for Writ of Mandate and Complaint for Declaratory Relief (CPF 13-512950)