

S1500CV283224 - SANDERS VS KERN HIGH SCHOOL DISTRICT

Case Number: S1500CV283224
File Date: 10/09/2014
Case Status: Pending

Court: B-Civil
Case Type: 02-CV Writ of Mandate-Civil Unlimited

Respondent : KERN HIGH SCHOOL DISTRICT

Active Attorneys

Attorney: KITABAYASHI, MARK K
Retained

Lead Attorney:
SIMMONS, SLOAN R
Retained

Respondent : BOARD OF TRUSTEES OF KHSD

Active Attorneys

Attorney: KITABAYASHI, MARK K
Retained

Lead Attorney:
SIMMONS, SLOAN R
Retained

Respondent : KERN COUNTY OFFICE OF EDUCATION

Active Attorneys

Lead Attorney:
BRESEE, MARK R
Retained

Attorney: FEKETE, FRANK J
Retained

Respondent : THE CALIFORNIA DEPARTMENT OF EDUCATION

Active Attorneys

Lead Attorney:
YONEHIRO, BRUCE L
Retained

Respondent : SCHAEFER, BRYON

Active Attorneys

Attorney: KITABAYASHI, MARK K
Retained

Lead Attorney:
SIMMONS, SLOAN R
Retained

Respondent : TOM TORLAKSON, IN HIS CAPACITY AS STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

Respondent : BRYON SHAEFER, IN HIS CAPACITY AS SUPERINTENDENT OF THE KERN HIGH SCHOOL DISTRICT

Respondent : CHRISTINE LIZARDI FRAZIER, IN HER CAPACITY
AS KERN COUNTY SUPERINTENDENT OF SCHOOLS

Active Attorneys

Lead Attorney:

BRESEE, MARK R

Retained

Attorney: FEKETE, FRANK J

Retained

Respondent : WILLIAMS, MIKE

Active Attorneys

Attorney: KITABAYASHI, MARK K

Retained

Lead Attorney:

SIMMONS, SLOAN R

Retained

Respondent : BATEY, BRIAN

Active Attorneys

Attorney: KITABAYASHI, MARK K

Retained

Lead Attorney:

SIMMONS, SLOAN R

Retained

Respondent : VEGAS, CHAD

Active Attorneys

Attorney: KITABAYASHI, MARK K

Retained

Lead Attorney:

SIMMONS, SLOAN R

Retained

Respondent : PHILLIPS, PETER

Active Attorneys

Attorney: KITABAYASHI, MARK K

Retained

Lead Attorney:

SIMMONS, SLOAN R

Retained

Respondent : FLORES, JEFF

Active Attorneys

Attorney: KITABAYASHI, MARK K

Retained

Lead Attorney:
SIMMONS, SLOAN R
Retained

Respondent : SUPERINTENDENT OF PUBLIC INSTRUCTION

Active Attorneys
Lead Attorney:
YONEHIRO, BRUCE L
Retained

Petitioner : SANDERS, ARLENE

Active Attorneys
Attorney: GUGGENHEIM, STEVEN D
Retained

Attorney: OSTLER, JONI L
Retained

Attorney: ANDREAS, LYNDISI D
Retained

Attorney: ZWEIER, LAUREN H
Retained

Lead Attorney:
DURALI, SAHAR
Retained

Attorney: ALEGUIRE, ZABRINA
Retained

Attorney: PHILLIPS, JENEECE M.
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : WATSON, RUBY

Active Attorneys
Attorney: GUGGENHEIM, STEVEN D
Retained

Attorney: OSTLER, JONI L
Retained

Attorney: ANDREAS, LYNDISI D
Retained

Attorney: ZWEIER, LAUREN H
Retained

Lead Attorney:
DURALI, SAHAR

Petitioner : CRAWFORD, PATRICIA

Retained

Attorney: ALEGUIRE, ZABRINA

Retained

Attorney: PHILLIPS, JENEECE M.

Retained

Attorney: HUSTACE, KIP M

Retained

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D

Retained

Attorney: OSTLER, JONI L

Retained

Attorney: ANDREAS, LYNDISI D

Retained

Attorney: ZWEIER, LAUREN H

Retained

Lead Attorney:

DURALI, SAHAR

Retained

Attorney: ALEGUIRE, ZABRINA

Retained

Attorney: PHILLIPS, JENEECE M.

Retained

Attorney: HUSTACE, KIP M

Retained

Petitioner : RAMIREZ, MARIO

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D

Retained

Attorney: OSTLER, JONI L

Retained

Attorney: ANDREAS, LYNDISI D

Retained

Attorney: ZWEIER, LAUREN H

Retained

Lead Attorney:

DURALI, SAHAR

Retained

Attorney: ALEGUIRE, ZABRINA

Retained

Attorney: PHILLIPS, JENEECE M.

Retained

Attorney: HUSTACE, KIP M

Retained

Petitioner : MORAN, JUAN

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D

Retained

Attorney: OSTLER, JONI L

Retained

Attorney: ZWEIER, LAUREN H

Retained

Lead Attorney:

DURALI, SAHAR

Retained

Attorney: ALEGUIRE, ZABRINA

Retained

Attorney: PHILLIPS, JENEECE M.

Retained

Attorney: HUSTACE, KIP M

Retained

Petitioner : MELCHOR, VIRGINIA

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D

Retained

Attorney: OSTLER, JONI L

Retained

Attorney: ZWEIER, LAUREN H

Retained

Lead Attorney:

DURALI, SAHAR

Retained

Attorney: ALEGUIRE, ZABRINA

Retained

Petitioner : LARRALDE, ISIDRO

Attorney: PHILLIPS, JENEECE M.
Retained

Attorney: HUSTACE, KIP M
Retained

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D
Retained

Attorney: OSTLER, JONI L
Retained

Attorney: ANDREAS, LYNDI D
Retained

Attorney: ZWEIER, LAUREN H
Retained

Lead Attorney:
DURALI, SAHAR
Retained

Attorney: ALEGUIRE, ZABRINA
Retained

Attorney: PHILLIPS, JENEECE M.
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : ELDER, GABRIEL

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D
Retained

Attorney: OSTLER, JONI L
Retained

Attorney: ANDREAS, LYNDI D
Retained

Attorney: ZWEIER, LAUREN H
Retained

Lead Attorney:
DURALI, SAHAR
Retained

Attorney: ALEGUIRE, ZABRINA
Retained

Petitioner : RAMIREZ, CARMEN

Attorney: PHILLIPS, JENEECE M.
Retained

Attorney: HUSTACE, KIP M
Retained

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D
Retained

Attorney: OSTLER, JONI L
Retained

Attorney: ANDREAS, LYNDI D
Retained

Attorney: ZWEIER, LAUREN H
Retained

Lead Attorney:
DURALI, SAHAR
Retained

Attorney: ALEGUIRE, ZABRINA
Retained

Attorney: PHILLIPS, JENEECE M.
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : DE LEON, LORI

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D
Retained

Attorney: OSTLER, JONI L
Retained

Attorney: ZWEIER, LAUREN H
Retained

Lead Attorney:
DURALI, SAHAR
Retained

Attorney: ALEGUIRE, ZABRINA
Retained

Attorney: PHILLIPS, JENEECE M.
Retained

Petitioner : DOLORES HUERTA FOUNDATION

Attorney: HUSTACE, KIP M
Retained

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D
Retained

Attorney: OSTLER, JONI L
Retained

Attorney: ZWEIER, LAUREN H
Retained

Lead Attorney:
DURALI, SAHAR
Retained

Attorney: RICE, CYNTHIA L
Retained

Attorney: ALEGUIRE, ZABRINA
Retained

Attorney: PHILLIPS, JENEECE M.
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : THE NATIONAL BROTHERHOOD ASSOCIATION

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D
Retained

Attorney: OSTLER, JONI L
Retained

Attorney: ZWEIER, LAUREN H
Retained

Lead Attorney:
DURALI, SAHAR
Retained

Attorney: ALEGUIRE, ZABRINA
Retained

Attorney: PHILLIPS, JENEECE M.
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : FAITH IN ACTION KERN COUNTY

Active Attorneys

Attorney: GUGGENHEIM, STEVEN D

Retained

Attorney: OSTLER, JONI L

Retained

Attorney: ZWEIER, LAUREN H

Retained

Lead Attorney:

DURALI, SAHAR

Retained

Attorney: ALEGUIRE, ZABRINA

Retained

Attorney: PHILLIPS, JENEECE M.

Retained

Attorney: HUSTACE, KIP M

Retained

Petitioner : COLLINGS, KESCHEL

Active Attorneys

Lead Attorney:

DURALI, SAHAR

Retained

Attorney: RICE, CYNTHIA L

Retained

Attorney: SAENZ, THOMAS A.

Retained

Attorney: VERDIN, FRANCESCA

Retained

Attorney: HUSTACE, KIP M

Retained

Petitioner : FRANKS, KATINA

Active Attorneys

Attorney: ANDREAS, LYNDSEI D

Retained

Lead Attorney:

DURALI, SAHAR

Retained

Attorney: WU, STANLEY W

Retained

Attorney: RICE, CYNTHIA L
Retained

Attorney: SAENZ, THOMAS A.
Retained

Attorney: VERDIN, FRANCESCA
Retained

Attorney: ALEGUIRE, ZABRINA
Retained

Attorney: PHILLIPS, JENEECE M.
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : ROBLES, CATHERINE

Active Attorneys

Attorney: ANDREAS, LYNSI D
Retained

Attorney: WU, STANLEY W
Retained

Lead Attorney:
RICE, CYNTHIA L
Retained

Attorney: SAENZ, THOMAS A.
Retained

Attorney: VERDIN, FRANCESCA
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : OJEDA, MARBELLA

Active Attorneys

Lead Attorney:
SAENZ, THOMAS A.
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : GALLARDO, MARIA

Active Attorneys

Lead Attorney:
SAENZ, THOMAS A.
Retained

Attorney: HUSTACE, KIP M
Retained

Petitioner : ROBLES, ROBERT

Active Attorneys

Attorney: ANDREAS, LYNSI D
Retained

Lead Attorney:
DURALI, SAHAR
Retained

Attorney: RICE, CYNTHIA L
Retained

Attorney: SAENZ, THOMAS A.
Retained

Attorney: VERDIN, FRANCESCA
Retained

Attorney: HUSTACE, KIP M
Retained

01/01/1900 OTHER

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Result: CONV

Comment: DEMURRER OF STATE OF CALIFORNIA TO COMPLAINT FOR DECLATORY AND INJUNCTIVE RELIEF AND
PETITION FOR WRIT OF MANDATE

Parties Present

Petitioner: SANDERS, ARLENE

Respondent: KERN HIGH SCHOOL DISTRICT

Petitioner: WATSON, RUBY

Petitioner: CRAWFORD, PATRICIA

Petitioner: RAMIREZ, MARIO

Petitioner: MORAN, JUAN

Petitioner: MELCHOR, VIRGINIA

Petitioner: LARRALDE, ISIDRO

Petitioner: ELDER, GABRIEL

Petitioner: RAMIREZ, CARMEN

Petitioner: DE LEON, LORI

Petitioner: DOLORES HUERTA FOUNDATION

Petitioner: THE NATIONAL BROTHERHOOD ASSOCIATION

Petitioner: FAITH IN ACTION KERN COUNTY

Respondent: BOARD OF TRUSTEES OF KHSD

Respondent: KERN COUNTY OFFICE OF EDUCATION

Respondent: THE CALIFORNIA DEPARTMENT OF EDUCATION

Respondent: SCHAEFER, BRYON

10/09/2014 Petition for Writ of Mandate

Comment: FILED BY SAHAR DURALI

10/09/2014 Civil Case Cover Sheet (CM-010)

Comment: FILED BY SAHAR DURALI

10/17/2014 CONV

Comment: New case created by deputy.

10/17/2014 Summons Issued and Filed

Comment: RETURNED VIA AMS BIN

10/17/2014 800Q Pmt: New Suit - Unlimited Civil GC 70611 (8/6/12)

Comment: Amount of \$435.00 for SANDERS, ARLENE (PL-1). Received from GREATER BAKERSFIELD LEGAL, check no(s)
036067. Receipt #805101 for amount of \$435.00.

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO KERN HIGH SCHOOL DISTRICT

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO BOARD OF TRUSTEES OF KHSC

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO CHAD VEGAS, IN HIS OFFICIAL CAPACITY AS MEMBER OF THE KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO MIKE WILLIAMS, IN HIS OFFICIAL CAPACITY AS MEMBER OF THE KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO MARTHA MILLER, IN HER OFFICIAL CAPACITY AS MEMBER OF THE KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO BRIAN BATEY, IN HIS OFFICIAL CAPACITY AS MEMBER OF THE KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO BRYON SCHAEFER, IN HIS OFFICIAL CAPACITY AS SUPERINTENDENT OF THE KERN HIGH SCHOOL DISTRICT

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO KERN COUNTY OFFICE OF EDUCATION

10/23/2014 Proof of Service - Summons / Complaint

Comment: AS TO CHRISTINE LIZARDI FRAZIER, IN HER OFFICIAL CAPACITY AS KERN COUNTY SUPERINTENDENT OF SCHOOLS

11/14/2014 Stipulation

Comment: TO EXTEND TIME TO RESPOND TO COMPLAINT AND PETITION FOR WRIT OF MANDATE FILED BY SLOAN SIMMONS

11/17/2014 Notice of Assignment to Judge for All Purposes

Comment: NOTICE OF ASSIGNMENT TO JUDGE FOR ALL PURPOSES By order of the presiding judge, the above entitled case is assigned to the HONORABLE ERIC BRADSHAW for all purposes. It will be managed in Department T-2 located at 3131 Arrow Street, Bakersfield CA 93308 until its conclusion. Peremptory challenges, if any, must be made within the times set out in CCP Section 170.6. Please include the initials "EB" after the case number on all future pleadings filed in this case. NOTICE TO PLAINTIFF'S COUNSEL IMPORTANT: You are required to serve this notice of assignment with the service of the summons and complaint. NOTICE TO CROSS COMPLAINANT'S COUNSEL IMPORTANT: If you are bringing a cross complaint against new parties, you are, likewise, required to serve this notice on the new cross defendants. Calendar Notes: NOTICE OF ASSIGNMENT TO JUDGE FOR ALL PURPOSES By order of the presiding judge, the above entitled case is assigned to the HONORABLE ERIC BRADSHAW for all purposes. It will be managed in Department T-2 located at 3131 Arrow Street, Bakersfield CA 93308 until its conclusion. Peremptory challenges, if any, must be made within the times set out in CCP Section 170.6. Please include the initials "EB" after the case number on all future pleadings filed in this case. NOTICE TO PLAINTIFF'S COUNSEL IMPORTANT: You are required to serve this notice of assignment with the service of the summons and complaint. NOTICE TO CROSS COMPLAINANT'S COUNSEL IMPORTANT: If you are bringing a cross complaint against new parties, you are, likewise, required to serve this notice on the new cross defendants.

11/19/2014 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_141119_153939 STIP TO EXTEND TIME FOR KERN COUNTY OFFICE OF EDUCATION TO RESPOND eFax document: FAX-27275.PDF

11/21/2014 Stipulation

Comment: FILED BY MARK R. BREESE ATTORNEY FOR DEFENDANTS AND RESPONDENTS AND EVA PATERSON, ATTORNEY FOR PLAINTIFFS AND PETITIONERS

12/01/2014 Notice of Acknowledgement and Receipt

Comment: AS TO STATE SUPERINTENDENT OF PUBLIC INSTRUCTION, TOM TORLAKSON

12/01/2014 Notice of Acknowledgement and Receipt

Comment: AS TO THE STATE OF CALIFORNIA

12/03/2014 Stipulation

Comment: TO EXTEND TIME TO RESPOND TO COMPLAINT AND PETITION FOR WRIT OF MANDATE FILED BY SLOAN SIMMONS

12/19/2014 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_141219_101449 STIP AND ORDER eFax document: FAX-29794.PDF

12/19/2014 Stipulation

Comment: BY ALL PARTIES REGARDING ELECTRONIC AND FACSIMILE SERVICE

12/22/2014 Stipulation

Comment: AND ORDER REGARDING EXTENSIONS OF TIME TO FILE RESPONSIVE PLEADINGS AND SCHEDULING OF HEARINGS THEREON***BRADSHAW***

01/02/2015 Notice of Hearing/Demurrer

Comment: AND MOTION TO STRIKE PORTIONS OF PLAINTIFFS' COMPLAINT AND PETITION FOR WRIT OF MANDATE BY DISTRICT DEFENDANTS AND RESPONDENTS KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES, BOARD MEMBERS CHAD VERGAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, AND DISTRICT SUPERINTENDENT BRYON SCHAEFER; AND DEMURRERS AND MOTION TO STRIKE; 1/30/15 AT 8:30AM DEPT T-2

01/02/2015 Points and Authorities

Comment: [MEMORANDUM OF] IN SUPPORT OF DISTRICT DEFENDANTS' MOTION TO STRIKE PORTIONS OF PLAINTIFFS AND PETITIONERS' COMPLAINT AND PETITION FOR WRIT OF MANDATE

01/02/2015 Points and Authorities

Comment: [MEMORANDUM OF] IN SUPPORT OF DISTRICT DEFENDANTS' DEMURRERS TO PLAINTIFFS AND PETITIONERS' COMPLAINT AND PETITION FOR WRIT OF MANDATE

01/02/2015 Request for Judicial Notice

Comment: IN SUPPORT OF DEMURRERS AND MOTION TO STRIKE PORTIONS OF PLAINTIFFS' COMPLAINT AND PETITION FOR WRIT OF MANDATE BY KERN HIGH SCHOOL DISTRICT, BOARD OF TRUSTEES OF KHSD, CHAD VERGAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES, AND BRYON SCHAEFER

01/02/2015 Appendix

Comment: OF CITED FEDERAL AUTHORITIES IN SUPPORT OF DEMURRERS AND MOTION TO STRIKE PORTIONS OF PLAINTIFFS COMPLAINT AND PETITION FOR WRIT OF MANDATE BY KERN HIGH SCHOOL DISTRICT, BOARD OF TRUSTEES OF KHSD, CHAD VERGAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES, AND BYRON SCHAEFER(PART 1 OF 2)

01/02/2015 Appendix

Comment: OF CITED FEDERAL AUTHORITIES IN SUPPORT OF DEMURRERS AND MOTION TO STRIKE PORTIONS OF PLAINTIFFS COMPLAINT AND PETITION FOR WRIT OF MANDATE BY KERN HIGH SCHOOL DISTRICT, BOARD OF TRUSTEES OF KHSD, CHAD VERGAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES, AND BYRON SCHAEFER(PART 2 OF 2)

01/02/2015 Proof of Service

Comment: FILED BY GREGORY A WENER ESQ.

01/07/2015 Notice of Hearing/Demurrer

Comment: AMENDED NOTICE OF DEMURRERS AND MOTION TO STRIKE PORTIONS OF PLAINTIFFS COMPLAINT AND PETITION FOR WRIT OF MANDATE BY DISTRICT DEFENDANTS AND RESPONDETS KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES, BOARD MEMBERS CHAD VERCAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, AND DISTRICT SUPERINTENDENT BRYON SCHAEFER Date: January 30, 2015 Time: 8:30 a.m. Dept.: T-2 Judge: Hon. E. Bradshaw - FILED BY SLOAN R. SIMMONS

01/15/2015 Ex Parte Application / Petition

Comment: EX PARTE APPLICATION FOR LEAVE TO FILE MEMORANDUM OF IN EXCESS OF PAGE LIMITATION BY FIVE PAGES; MEMORANDUM OF POINTS AND AUTHORITIES; SUPPORTING DECLARATION OF LYNDISI ANDREAS AND PROPOSED ORDER

01/16/2015 4037 Ex Parte

Comment: Hearing Entered. Calendar Notes: PL- TO EXCEED NUMBER OF PAGE LIMIT

01/16/2015 Opposition

Comment: FILED BY SLOAN SIMMONS

01/16/2015 172F Pmt: Motion/Stip/OSC/Demurrer GC 70617(A)

Comment: Amount of \$60.00 for SANDERS, ARLENE (PL-1). Received from VITAL CHECK, check no(s) 700196418. Receipt #818948 for amount of \$60.00.

01/16/2015 NP1080

Comment: Department: T2 Calendar Notes: NATURE OF PROCEEDINGS: EX PARTE HEARING. ARLENE SANDERS (PL-1) APPEARS BY LYNDISI D ANDREAS. ALSO PRESENT: STANLEY WOO RUBY WATSON (PL-2) APPEARS BY LYNDISI D ANDREAS. ALSO PRESENT: STANLEY WOO PATRICIA CRAWFORD (PL-3) APPEARS BY LYNDISI D ANDREAS. ALSO PRESENT: STANLEY WOO *****

***** EX PARTE PETITION GRANTED. PLAINTIFF COUNSEL TO PREPARE ORDER AFTER HEARING.

01/16/2015 Application

Comment: AND ORDER GRANTING PLAINTIFF' EX PARTE APPLICATION FOR LEAVE TO FILE MEMORANDUM IN EXCESS OF PAGE LIMITATION***BRADSHAW***

01/16/2015 Points and Authorities

Comment: PLAINTIFF'S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF OPPOSITION TO KHSD DEFENDANTS' REQUEST FOR JUDICIAL NOTICE

01/16/2015 Points and Authorities

Comment: PLAINTIFFS'EMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF OPPOSITION TO KHSD DEFENDANTS' MOTION TO STRIKE

01/16/2015 Points and Authorities

Comment: PLAINTIFFS' MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF OPPOSITION TO KHSD DEFENDANTS' DEMURRERS

01/16/2015 Ex Parte Hearing

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Result: CONV

Comment: PL- TO EXCEED NUMBER OF PAGE LIMIT

Parties Present

Petitioner: SANDERS, ARLENE

Respondent: KERN HIGH SCHOOL DISTRICT

Petitioner: WATSON, RUBY

Petitioner: CRAWFORD, PATRICIA

Petitioner: RAMIREZ, MARIO

Petitioner: MORAN, JUAN

Petitioner: MELCHOR, VIRGINIA

Petitioner: LARRALDE, ISIDRO

Petitioner: ELDER, GABRIEL

Petitioner: RAMIREZ, CARMEN

Petitioner: DE LEON, LORI

Petitioner: DOLORES HUERTA FOUNDATION
Petitioner: THE NATIONAL BROTHERHOOD ASSOCIATION
Petitioner: FAITH IN ACTION KERN COUNTY
Respondent: BOARD OF TRUSTEES OF KHSD
Respondent: KERN COUNTY OFFICE OF EDUCATION
Respondent: THE CALIFORNIA DEPARTMENT OF EDUCATION
Respondent: SCHAEFER, BRYON

01/21/2015 NP1820

Comment: Department: T2 Calendar Notes: NATURE OF PROCEEDINGS: RULING.

***** UPON THE COURTS OWN MOTION THE DEMURRER
CURRENTLY SET FOR JANUARY 30, 2015 AT 8:30A.M. WILL NOW BE HEARD FEBRUARY 24, 2015 AT 8:30AM IN DEPT. T-2
LOCATED AT 3131 ARROW STREET, BAKERSFIELD CA 93308 COPY OF MINUTE ORDER MAILED TO ALL PARTIES AS
STATED IN THE ATTACHED DECLARATION.

01/23/2015 Points and Authorities

Comment: MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF REPLY TO PLAINTIFF'S OPPOSITION TO
DISTRICT DEFENDANTS' DEMURRERS TO PLAINTIFF'S AND PETITIONERS' COMPLAINT AND PETITION FOR WRIT OF
MANDATE FILED BY SLOAN SIMMONS

01/23/2015 Points and Authorities

Comment: MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF REPLY TO PLAINTIFF'S OPPOSITION TO
DISTRICT DEFENDANTS' MOTION TO STRIKE PORTIONS OF PLAINTIFFS AND PETITIONERS' COMPLAINT AND PETITION
FOR WRIT OF MANDATE FILED BY SLOAN SIMMONS

01/23/2015 Proof of Service

Comment: WHAT SERVED:MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF REPLY TO PLAINTIFF'S
OPPOSITION TO DISTRICT DEFENDANTS' DEMURRERS TO PLAINTIFF'S AND PETITIONERS' COMPLAINT AND PETITION
FOR WRIT OF MANDATE FILED BY SLOAN SIMMONS AND MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF
REPLY TO PLAINTIFF'S OPPOSITION TO DISTRICT DEFENDANTS' MOTION TO STRIKE PORTIONS OF PLAINTIFF'S AND
PETITIONERS' COMPLAINT AND PETITION FOR WRIT OF MANDATE FILED BY SLOAN SIMMONS HOW SERVED:
ELECTRONIC MAIL DATE SERVED:1/23/2015

01/23/2015 Notice of Hearing/Demurrer

Comment: OF STATE OF CALIFORNIA TO COMPLAINT FOR DECLATORY AND INJUNCTIVE RELIEF AND PETITION FOR WRIT
OF MANDATE DATE: 2/24/15 TIME: 8:30AM DEPT: T-2

01/23/2015 Notice

Comment: OF JOINDER FILED BY KARLI EISENBERG

01/23/2015 Points and Authorities

Comment: IN SUPPORT OF STATE OF CALIFORNIA'S DEMURRER TO COMPLAINT FOR DECLATORY AND INJUNCTIVE
RELIEF AND PETITION FOR WRIT OF MANDATE FILED BY KARLI EISENBERG

01/23/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150128_085247 NOTICE OF DEMURRER eFax document: FAX-
30318.PDF

01/23/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150128_085318 MEMO OF POINTS AND AUTHORITIES eFax
document: FAX-30319.PDF

01/23/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150128_085356 NOTICE OF JOINDER eFax document: FAX-
30320.PDF

01/23/2015 Notice of Hearing/Demurrer

Comment: OF RESPONDENT/DEFENDANTS, CALIFORNIA DEPARTMENT OF EDUCATION AND TOM TORLAKSON
SUPERINTENDENT OF PUBLIC INSTRUCTION, TO COMPLAINT AND PETITION FOR WRIT OF MANDATE; 2/24/15 @ 8:30AM
DEPT T-2

01/23/2015 Points and Authorities

Comment: [MEMORANDUM OF] IN SUPPORT OF DEMURRER OF RESPONDENT/DEFENDANTS, CALIFORNIA DEPARTMENT
OF EDUCATION AND SUPERINTENDENT OF PUBLIC INSTRUCTION TOM TORLAKSON, TO PLAINTIFFS' COMPLAINT AND
PETITION FOR WRIT OF MANDATE

01/23/2015 Request for Judicial Notice

Comment: IN SUPPORT OF DEMURRER OF RESPONDENT/DEFENDANTS, CALIFORNIA DEPARTMENT OF EDUCATION AND
SUPERINTENDENT OF PUBLIC INSTRUCTION TOM TORLAKSON, TO PLAINTIFFS' COMPLAINT AND PETITION FOR WRIT
OF MANDATE

01/23/2015 Declaration

Comment: OF CHRISTINE SWENSON IN SUPPORT OF REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF DEMURRER OF
RESPONDENTS/DEFENDANTS, CALIFORNIA DEPARTMENT OF EDUCATION AND SUPERINTENDENT OF PUBLIC
INSTRUCTION TOM TORLAKSON, TO COMPLAINT AND PETITION FOR WRIT OF MANDATE

01/23/2015 Declaration

Comment: OF DAVID KOPPERUD IN SUPPORT OF REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF DEMURRER OF
RESPONDENTS/DEFENDANTS, CALIFORNIA DEPARTMENT OF EDUCATION AND SUPERINTENDENT OF PUBLIC
INSTRUCTION TOM TORLAKSON, TO COMPLAINT AND PETITION FOR WRIT OF MANDATE

01/23/2015 Appendix

Comment: OF CITED FEDERAL AUTHORITIES IN SUPPORT OF DEMURRER OF RESPONDENTS/DEFENDANTS, CALIFORNIA
DEPARTMENT OF EDUCATION AND SUPERINTENDENT OF PUBLIC INSTRUCTION TOM TORLAKSON, TO PLAINTIFF S
COMPLAINT AND PETITION FOR WRIT OF MANDATE

01/23/2015 Proof of Service

Comment: FILED BY AMY BISSON HOLLOWAY ESQ.

01/23/2015 Joinder

Comment: NOTICE OF JOINDER AND JOINDER FILED BY MARK R. BRESEE

01/23/2015 Points and Authorities

Comment: FILED BY MARK R. BRESEE

01/23/2015 Notice of Hearing/Demurrer

Comment: AND DEMURRER TO COMPLAINT AND PETITION FOR WRIT OF MANDATE BY DEFENDANTS KERN COUNTY OFFICE OF EDUCATION AND KERN COUNTY SUPERINTENDENT OF SCHOOLS DATE: 2/24/15 AT 8:30AM DEPT: T-2 FILED BY MARK R. BRESEE

01/27/2015 Joinder

Comment: DISTRICT DEFENDANTS NOTICE OF JOINDER ANI) JOINDER RE: ARGUMENTS ASSERTED IN THE CALIFORNIA DEPARTMENT OF PUBLIC EDUCATION AND STATE SUPERINTENDENT OF PUBLIC INSTRUCTION S AND KERN COUNTY OFFICE OF EDUCATION DEFENDANTS RESPECTIVE DEMURRERS TO PLAINTIFFS AND PETITIONERS COMPLAINT AND PETITION FOR WRIT OF MANDATE Date: February 24, 2015 Time: 8:30a.m. i)dept.: T-2 Judge: Hon. E. Bradshaw FILED BY SLOAN R. SIMMONS

01/27/2015 Media Request to Photograph Record or Broadcast

Comment: FILED BY KBAK CHANNEL 29

01/30/2015 4054 Demurrer

Comment: Hearing Entered. Calendar Notes: 1/2/15 AND MOTION TO STRIKE PORTIONS OF PLAINTIFFS' COMPLAINT AND PETITION FOR WRIT OF MANDATE BY DISTRICT DEFENDANTS AND RESPONDENTS KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES, BOARD MEMBERS CHAD VERGAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, AND DISTRICT SUPERINTENDENT BRYON SCHAEFER; AND DEMURRERS AND MOTION TO STRIKE

01/30/2015 4085 Demurrer to Complaint

Comment: Hearing Entered. Calendar Notes: DEMURRER OF STATE OF CALIFORNIA TO COMPLAINT FOR DECLATORY AND INJUNCTIVE RELIEF AND PETITION FOR WRIT OF MANDATE

02/09/2015 Declaration

Comment: DECLARATION OF SAHAR DURALI IN SUPPORT OF PLAINTIFFS REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PLAINTIFFS OPPOSITION TO KERN COUNTY SUPERINTENDENT OF SCHOOLS ANI) KERN COUNTY OFFICE OF EDUCATION S DEMURRER TO COMPLAINT Judge: Date: Time: Dept.: Hon. E. Bradshaw February 24, 2015 8:30 a.m. T-2 FILED BY SAHAR DURALO

02/09/2015 Offer of Proof

Comment: PLAINTIFFS OFFER OF PROOF IN SUPPORT OF MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PLAINTIFFS OPPOSITION TO KERN COUNTY SUPERINTENDENT OF SCHOOLS AND KERN COUNTY OFFICE OF EDUCATION S DEMURRER TO COMPLAINT Judge: Date: Time: Dept.: Hon. E. Bradshaw February 24, 2015 8:30 a.m. T-2 FILED BY LYNDISI ANDREAS AND MARTHA L. GOMEZ

02/09/2015 Points and Authorities

Comment: MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PLAINTIFFS OPPOSITION TO KERN COUNTY SUPERINTENDENT OF SCHOOLS AND KERN COUNTY OFFICE OF EDUCATION S DEMURRER TO COMPLAINT Judge: Date: Time: Dept.: Hon. E. Bradshaw February 24, 2015 8:30 a.m. T-2 FILED BY LYNDISI ANDREAS AND MARTHA L. GOMEZ

02/09/2015 Points and Authorities

Comment: PLAINTIFFS MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF OPPOSITION TO DEFENDANT STATE OF CALIFORNIA S DEMURRER Date: February 24, 2015 Time: 8:30 a.m. Dept. T-2 Judge: Hon. E. Bradshaw FILED BY LYNDISI ANDREAS AND MARTHA L. GOMEZ

02/09/2015 Points and Authorities

Comment: PLAINTIFFS MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF OPPOSITION TO CALIFORNIA DEPARTMENT OF EDUCATION S AND SUPERINTENDENT OF PUBLIC INSTRUCTION TOM TORLAKSON S REQUEST FOR JUDICIAL NOTICE Date: February 24, 2015 Time: 8:30 a.m. Dept. T-2 Judge: Hon. E. Bradshaw FILED BY LYNDISI ANDREAS AND MARTHA L. GOMEZ

02/09/2015 Points and Authorities

Comment: PLAINTIFFS MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF OPPOSITION TO DEMURRER OF CALIFORNIA DEPARTMENT OF EDUCATION AND SUPERINTENDENT OF PUBLIC INSTRUCTION TOM TORLAKSON Date: February 24, 2015 Time: 8:30 a.m. Dept. T-2 Judge: Hon. E. Bradshaw FILED BY LYNDISI ANDREAS AND MARTHA L. GOMEZ

02/13/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150217_113852 PROPOSED ORDER FOR STIP eFax document: FAX-30700.PDF

02/17/2015 Reply

Comment: FILED BY KARLI EISENBERG

02/17/2015 Points and Authorities

Comment: FILED BY BRUCE YONEHIRO

02/17/2015 Proof of Service

Comment: FILED BY BRUCE YONEHIRO

02/18/2015 Notice

Comment: OF JOINDER DISTRICT DEFENDANTS NOTICE OF JOINDER AND JOINDER RE: ARGUMENTS ASSERTED IN THE CALIFORNIA DEPARTMENT OF PUBLIC EDUCATION AND STATE SUPERINTENDENT OF PUBLIC INSTRUCTION S AND KERN COUNTY OFFICE OF EDUCATION DEFENDANTS RESPECTIVE REPLIES IN SUPPORT OF DEMURRERS TO PLAINTIFFS AND PETITIONERS COMPLAINT AND PETITION FOR WRIT OF MANDATE FILED BY SLOAN SIMMONS Date: February 24, 2015 Time: 8:30 a.m. Dept.: T-2 Judge: Hon. E. Bradshaw

02/24/2015 4085 Demurrer to Complaint

Comment: Hearing Entered. Calendar Notes: 1/23/15 DEFENDANT, CALIFORNIA DEPARTMENT OF EDUCATION DEMURRER TO COMPLAINT AND PETITION FOR WRIT OF MANDATE

02/24/2015 4054 Demurrer

Comment: Hearing Entered. Calendar Notes: 1/23/15 DEMURRER TO COMPLAINT AND PETITION FOR WRIT OF MANDATE BY DEFENDANTS KERN COUNTY OFFICE OF EDUCATION AND KERN COUNTY SUPERINTENDENT OF SCHOOLS

02/24/2015 4085 Demurrer to Complaint

Comment: Hearing Entered. Calendar Notes: 1/23/15 DEMURRER OF STATE OF CALIFORNIA TO COMPLAINT FOR DECLATORY AND INJUNCTIVE RELIEF AND PETITION FOR WRIT OF MANDATE

02/24/2015 839 Pmt: Fax Filing Fees CRC 2006

Comment: Amount of \$6.00 for KERN COUNTY OFFICE OF EDUCATION (DE-5). Received from WARREN S. KINSLER. Receipt #825213 for amount of \$6.00. Detail: 27275 11/19/14.

02/24/2015 NP1475

Comment: Department: T2 Calendar Notes: NATURE OF PROCEEDINGS: DEMURRER TO THE ABOVE ENTITLED CAUSE CAME ON REGULARLY AT THIS TIME TODAY FOR HEARING WITH PARTIES PRESENT AS FOLLOWS: JUAN MORAN (PL-5) APPEARS BY MARTHA L GOMEZ. AND ALL NAMED PLAINTIFFS. ALSO PRESENT: CYNTHIA L. RICE KERN HIGH SCHOOL DISTRICT (DE-1) APPEARS BY SLOAN R SIMMONS. BOARD OF TRUSTEES OF KHSD (DE-2) APPEARS BY SLOAN R SIMMONS. CHAD VEGAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, IN THEIR OFFICIAL CAPACITY AS MEMBERS OF KERN HIGH SCHOOL (DE-3) APPEARS BY SLOAN R SIMMONS. BRYON SCHAEFER, IN HIS OFFICIAL CAPACITY AS SUPERINTENDENT OF THE KERN HIGH SCHOOL DISTRICT (DE-4) APPEARS BY SLOAN R SIMMONS. KERN COUNTY OFFICE OF EDUCATION (DE-5) APPEARS BY MARK R BRESEE. CHRISTINE LIZARDI FRAZIER, IN HER OFFICIAL CAPACITY AS KERN COUNTY SUPERINTENDENT OF SCHOOLS (DE-6) APPEARS BY MARK R BRESEE. THE STATE OF CALIFORNIA (DE-7) APPEARS BY ISMAEL CASTRO DEPUTY. ALSO PRESENT: MATTHEW WISE AND KARLI EISENBERG TOM TORLAKSON, IN HIS OFFICIAL CAPACITY AS STATE SUPERINTEDENT OF PUBLIC INSTRUCTION (DE-8) APPEARS BY BRUCE L YONEHIRO. ALSO PRESENT: MARSHA BUDWELL THE CALIFORNIA DEPARTMENT OF EDUCATION (DE-9) APPEARS BY BRUCE L YONEHIRO. ALSO PRESENT: MARSHA BUDWELL

***** MATTER ARGUED BY COUNSEL AND SUBMITTED TO COURT FOR RULING. ADDITIONAL BRIEFING TO BE FILED BY 03/03/15. RESPONSE TO BE FILED BY 03/10/2015. MATTER TO BE TAKEN UNDER SUBMISSION ON 03/10/15.

02/24/2015 Demurrer

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Result: CONV

Comment: 1/2/15 AND MOTION TO STRIKE PORTIONS OF PLAINTIFFS' COMPLAINT AND PETITION FOR WRIT OF MANDATE BY DISTRICT DEFENDANTS AND RESPONDENTS KERN HIGH SCHOOL DISTRICT BOARD OF TRUSTEES, BOARD MEMBERS CHAD VERGAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, AND DISTRICT SUPERINTENDENT BRYON SCHAEFER; AND DEMURRERS AND MOTION TO STRIKE

Parties Present

Petitioner: SANDERS, ARLENE
Respondent: KERN HIGH SCHOOL DISTRICT
Petitioner: WATSON, RUBY
Petitioner: CRAWFORD, PATRICIA
Petitioner: RAMIREZ, MARIO
Petitioner: MORAN, JUAN
Petitioner: MELCHOR, VIRGINIA
Petitioner: LARRALDE, ISIDRO
Petitioner: ELDER, GABRIEL
Petitioner: RAMIREZ, CARMEN
Petitioner: DE LEON, LORI
Petitioner: DOLORES HUERTA FOUNDATION
Petitioner: THE NATIONAL BROTHERHOOD ASSOCIATION
Petitioner: FAITH IN ACTION KERN COUNTY
Respondent: BOARD OF TRUSTEES OF KHSD
Respondent: KERN COUNTY OFFICE OF EDUCATION
Respondent: THE CALIFORNIA DEPARTMENT OF EDUCATION

02/24/2015 OTHER

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Result: CONV

Comment: 1/23/15 DEFENDANT, CALIFORNIA DEPARTMENT OF EDUCATION DEMURRER TO COMPLAINT AND PETITION FOR WRIT OF MANDATE

Parties Present

Petitioner: SANDERS, ARLENE
Respondent: KERN HIGH SCHOOL DISTRICT
Petitioner: WATSON, RUBY
Petitioner: CRAWFORD, PATRICIA
Petitioner: RAMIREZ, MARIO
Petitioner: MORAN, JUAN
Petitioner: MELCHOR, VIRGINIA
Petitioner: LARRALDE, ISIDRO
Petitioner: ELDER, GABRIEL
Petitioner: RAMIREZ, CARMEN
Petitioner: DE LEON, LORI
Petitioner: DOLORES HUERTA FOUNDATION
Petitioner: THE NATIONAL BROTHERHOOD ASSOCIATION
Petitioner: FAITH IN ACTION KERN COUNTY
Respondent: BOARD OF TRUSTEES OF KHSD
Respondent: KERN COUNTY OFFICE OF EDUCATION
Respondent: THE CALIFORNIA DEPARTMENT OF EDUCATION

Respondent: SCHAEFER, BRYON

02/24/2015 OTHER

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Cancel Reason: Deleted in Class Act

Result: CONV

Comment: Calendar Notes: DEMURRER OF STATE OF CALIFORNIA TO COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF AND PETITION FOR WRIT OF MANDATE DEMURRER OF STATE OF CALIFORNIA TO COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF AND PETITION FOR WRIT OF MANDATE

02/24/2015 Demurrer

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Result: CONV

Comment: 1/23/15 DEMURRER TO COMPLAINT AND PETITION FOR WRIT OF MANDATE BY DEFENDANTS KERN COUNTY OFFICE OF EDUCATION AND KERN COUNTY SUPERINTENDENT OF SCHOOLS

Parties Present

Petitioner: SANDERS, ARLENE

Respondent: KERN HIGH SCHOOL DISTRICT

Petitioner: WATSON, RUBY

Petitioner: CRAWFORD, PATRICIA

Petitioner: RAMIREZ, MARIO

Petitioner: MORAN, JUAN

Petitioner: MELCHOR, VIRGINIA

Petitioner: LARRALDE, ISIDRO

Petitioner: ELDER, GABRIEL

Petitioner: RAMIREZ, CARMEN

Petitioner: DE LEON, LORI

Petitioner: DOLORES HUERTA FOUNDATION

Petitioner: THE NATIONAL BROTHERHOOD ASSOCIATION

Petitioner: FAITH IN ACTION KERN COUNTY

Respondent: BOARD OF TRUSTEES OF KHSD

Respondent: KERN COUNTY OFFICE OF EDUCATION

Respondent: THE CALIFORNIA DEPARTMENT OF EDUCATION

Respondent: SCHAEFER, BRYON

02/24/2015 OTHER

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Result: CONV

Comment: 1/23/15 DEMURRER OF STATE OF CALIFORNIA TO COMPLAINT FOR DECLATORY AND INJUNCTIVE RELIEF AND PETITION FOR WRIT OF MANDATE

Parties Present

Petitioner: SANDERS, ARLENE

Respondent: KERN HIGH SCHOOL DISTRICT

Petitioner: WATSON, RUBY

Petitioner: CRAWFORD, PATRICIA

Petitioner: RAMIREZ, MARIO

Petitioner: MORAN, JUAN

Petitioner: MELCHOR, VIRGINIA

Petitioner: LARRALDE, ISIDRO

Petitioner: ELDER, GABRIEL

Petitioner: RAMIREZ, CARMEN

Petitioner: DE LEON, LORI

Petitioner: DOLORES HUERTA FOUNDATION

Petitioner: THE NATIONAL BROTHERHOOD ASSOCIATION

Petitioner: FAITH IN ACTION KERN COUNTY

Respondent: BOARD OF TRUSTEES OF KHSD

Respondent: KERN COUNTY OFFICE OF EDUCATION

Respondent: THE CALIFORNIA DEPARTMENT OF EDUCATION

Respondent: SCHAEFER, BRYON

02/25/2015 Notice

Comment: OF APPEARANCE OF STEVEN GUGGENHEIM, JONI OSTLER, LUKE LISS, RIANA PFEFFERKORN, LAUREN ZWEIER AND ANNE AUFHAUSER FILED BY RIANA PFEFFERKORN

02/26/2015 Reply Brief

Comment: IN SUPPORT OF KERN COUNTY SUPERINTENDENT OF SCHOOLS AND KERN COUNTY OFFICE OF EDUCATION'S DEMURRER TO COMPLAINT FILED BY MARK R. BRESEE

03/03/2015 Default Denied Per Dec FC2336

Comment: PLAINTIFF'S SUPPLEMENTAL BRIEFING AFTER HEARING IN OPPOSITION TO DEFENDANTS CALIFORNIA DEPARTMENT OF EDUCATION AND TOM TORLAKSON'S DEMURRERS AND JOINDER THEREIN BY KHSD DEFENDANTS FILED BY LYNDSEI ANDREAS

03/05/2015 839 Pmt: Fax Filing Fees CRC 2006

Comment: Amount of \$29.00 for SANDERS, ARLENE (PL-1). Received from CASEFAX. Receipt #827062 for amount of \$49.00. Detail: 29794 12/19/14.

03/05/2015 185C Pmt: Request, App, Stip, Motion, or Notice of

Comment: Amount of \$20.00 for SANDERS, ARLENE (PL-1). Received from CASEFAX. Receipt #827062 for amount of \$49.00. Detail: 29794 12/19/14.

03/10/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150310_154140 KERN COUNTY SUPERINTENDENT SUPPLEMENTAL BRIEFING eFax document: FAX-31136.PDF

03/10/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150310_154300 SUPPLEMENTAL BRIEFING AFTER HEARING REGARDING PL OPP TO DEMURRER eFax document: FAX-31137.PDF

03/10/2015 Default Denied Per Dec FC2336

Comment: SUPPLEMENTAL BRIEFING AFTER HEARING IN REPLY TO PETITIONERS IPLAINIFFS OPPOSITION TO DEMURRER OF RESPONDENTS/DEFENDANTS, CALIFORNIA DEPARTMENT OF EDUCATION AND TOM TORLAKSON, SUPERINTENDENT OF PUBLIC INSTRUCTION FILED BY BRUCE YONEHIRO

03/10/2015 Default Denied Per Dec FC2336

Comment: KERN COUNTY SUPERINTENDENT OF SCHOOLS AND KERN COUNTY OFFICE OF EDUCATION S SUPPLEMENTAL BRIEFING ON EXHAUSTION OF UNIFORM COMPLAINT PROCEDURES Judge: Hon. E. Bradshaw Date: February 24, 2015 Time: 8:30a.m. Dept.: T-2 FILED BY MARK R. BRESEE

03/10/2015 Response

Comment: DISTRICT DEFENDANTS RESPONSE TO PLAINTIFFS SUPPLEMENTAL BRIEFING AFTER HEARING REGARDING DEFENDANTS CALIFORNIA DEPARTMENT OF EDUCATION AND TOM TORLAKSON S DEMURRERS AND JOINDER THEREIN BY DISTRICT DEFENDANTS FILED BY SLOAN R. SIMMONS

03/11/2015 Joinder

Comment: DISTRICT DEFENDANTS NOTICE OF JOINDER AND JOINDER RE: CALIFORNIA DEPARTMENT OF PUBLIC EDUCATION AND STATE SUPERINTENDENT OF PUBLIC INSTRUCTION S AND KERN COUNTY OFFICE OF EDUCATION DEFENDANTS RESPECTIVE SUPPLEMENTAL BRIEFING FILED BY SLOAN R. SIMMONS

03/27/2015 839 Pmt: Fax Filing Fees CRC 2006

Comment: Amount of \$6.00 for KERN HIGH SCHOOL DISTRICT (DE-1). Received from WARREN S. KINSLER. Receipt #831293 for amount of \$6.00. Detail: 30320 1/23/15.

03/27/2015 839 Pmt: Fax Filing Fees CRC 2006

Comment: Amount of \$26.00 for KERN COUNTY OFFICE OF EDUCATION (DE-5). Received from WARREN S. KINSLER. Receipt #831294 for amount of \$26.00. Detail: 30319 1/23/15.

03/27/2015 839 Pmt: Fax Filing Fees CRC 2006

Comment: Amount of \$8.00 for KERN COUNTY OFFICE OF EDUCATION (DE-5). Received from WARREN S. KINSLER. Receipt #831296 for amount of \$8.00. Detail: 30318 1/23/15.

04/13/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150413_152016 NOTICE OF CHANGE OF ADDRESS eFax document: FAX-31697.PDF

04/13/2015 Notice of Change Name/Address

Comment: NEW ADDRESS FOR LILLIAN MARSHALL-BASS 601 HIGH STREET, SUITE C, DELANO, CA 93215

04/22/2015 Rejection/Correction Notice

Comment: TO: LILLIAN MARSHALL-BASS 601 HIGH STREET, SUITE C DELANO CA 93215 RE: SANDERS VS KERN HIGH SCHOOL DI Case No. S-1500-CV-283224, EB NOTICE OF REJECTION / REQUEST FOR CORRECTIONS X The attached NOTICE OF CHANGE OF ADDRESS OR OTHER CONTACT INFORMATION papers are being returned for the following reason(s): X Other: DUPLICATE FILING. ORIGINAL ON FILE.

_____. ANY CORRESPONDENCE REQUIRING AN ANSWER FROM THE COURT MUST BE ACCOMPANIED BY A STAMPED, SELF ADDRESSED ENVELOPE. Calendar Notes: TO: LILLIAN MARSHALL-BASS 601 HIGH STREET, SUITE C DELANO CA 93215 RE: SANDERS VS KERN HIGH SCHOOL DI Case No. S-1500-CV-283224, EB NOTICE OF REJECTION / REQUEST FOR CORRECTIONS X The attached NOTICE OF CHANGE OF ADDRESS OR OTHER CONTACT INFORMATION papers are being returned for the following reason(s): X Other: DUPLICATE FILING. ORIGINAL ON FILE.

_____. ANY CORRESPONDENCE REQUIRING AN ANSWER FROM THE COURT MUST BE ACCOMPANIED BY A STAMPED, SELF ADDRESSED ENVELOPE.

04/22/2015 Rejection/Correction Notice

Comment: TO: LILLIAN MARSHAL-BASS 601 HIGH STREET, SUITE C DELANO CA 93215 RE: SANDERS VS KERN HIGH SCHOOL DI Case No. S-1500-CV-283224, EB NOTICE OF REJECTION / REQUEST FOR CORRECTIONS X The attached NOTICE OF CHANGE OF ADDRESS papers are being returned for the following reason(s): X Other: DUPLICATE. ORIGINAL IS ON FILE. NO PROOF OF SERVICE ATTACHED.

_____. ANY CORRESPONDENCE REQUIRING AN ANSWER FROM THE COURT MUST BE ACCOMPANIED BY A STAMPED, SELF ADDRESSED ENVELOPE. Calendar Notes: TO: LILLIAN MARSHAL-BASS 601 HIGH STREET, SUITE C DELANO CA 93215 RE: SANDERS VS KERN HIGH SCHOOL DI Case No. S-1500-CV-283224, EB NOTICE OF REJECTION / REQUEST FOR CORRECTIONS X The attached NOTICE OF CHANGE OF ADDRESS papers are being returned for the following reason(s): X Other: DUPLICATE. ORIGINAL IS ON FILE. NO PROOF OF SERVICE ATTACHED.

_____. ANY CORRESPONDENCE REQUIRING AN ANSWER FROM THE COURT MUST BE ACCOMPANIED BY A STAMPED, SELF ADDRESSED ENVELOPE.

04/23/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150423_155548 NOTICE OF MOTION TO COMPEL eFax document: FAX-32903.PDF

04/23/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150423_155642 PL SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL eFax document: FAX-32904.PDF

04/23/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150423_160212 PL MEMO OF POINTS AND AUTHORITIES eFax document: FAX-32905.PDF

04/23/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150423_163140 DEC OF CYNTHIA RICE IN SUPPORT OF MOTION TO COMPEL eFax document: FAX-32908.PDF

04/23/2015 Electronically Faxed Document(s) Received

Comment: EFAX: Accepted Confirmation: S1500CV283224_150423_163218 POS eFax document: FAX-32909.PDF

04/23/2015 Declaration

Comment: OF CYNTHIA L. RICE IN SUPPORT OF PLAINTIFFS/PETITIONERS' MOTION TO COMPEL ACCESS TO AND INSPECTION OF LAND UNDER THE CONTROL OF THE KERN HIGH SCHOOL DISTRICT IN RESPONSE TO PLAINTIFFS DEMANDS FOR PERMISSION TO ENTER PROPERTY FOR INSPECTION

04/23/2015 Points and Authorities

Comment: Plaintiffs/Petitioners Memorandum of Points and Authorities in Support of Motion to Compel Access to and Inspection of Land Under the Control of the KERN HIGH SCHOOL DISTRICT in Response to Plaintiffs Demands for Permission to Enter on Property For Inspection

04/23/2015 Statement

Comment: Plaintiffs/Petitioners Separate Statement I.a Support of Motion to Compel Access to and Inspection of Land Under the Control of the KERN HIGH SCHOOL DISTRICT in Response to Plaintiffs Demands for Permission to Enter on Property For Inspection

04/23/2015 Notice of Motion

Comment: TO COMPEL ACCESS TO AND INSPECTION OF LAND UNDER THE CONTROL OF THE KERN HIGH SCHOOL DISTRICT IN RESPONSE TO PLAINTIFFS/PETITIONS DEMANDS FOR PERMISSION TO ENTER PROPERTY FOR INSPECTION

04/24/2015 839 Pmt: Fax Filing Fees CRC 2006

Comment: Amount of \$11.00 for TOM TORLAKSON, IN HIS OFFICIAL CAPACITY AS STAT... (DE-8). Received from AMY BISSON HOLLOWAY. Receipt #835529 for amount of \$11.00. Detail: 31137 3/10/15.

04/24/2015 839 Pmt: Fax Filing Fees CRC 2006

Comment: Amount of \$10.00 for KERN COUNTY OFFICE OF EDUCATION (DE-5). Received from WARREN S. KINSLER. Receipt #835530 for amount of \$10.00. Detail: 31136 3/10/15.

04/28/2015 839 Pmt: Fax Filing Fees CRC 2006

Comment: Amount of \$6.00 for SANDERS, ARLENE (PL-1). Received from LILLIAN MAY MARSHALL-BASS. Receipt #836186 for amount of \$26.00. Detail: 30700 2/13/15.

04/28/2015 185C Pmt: Request, App, Stip, Motion, or Notice of

Comment: Amount of \$20.00 for SANDERS, ARLENE (PL-1). Received from LILLIAN MAY MARSHALL-BASS. Receipt #836186 for amount of \$26.00. Detail: 30700 2/13/15.

05/05/2015 172F Pmt: Motion/Stip/OSC/Demurrer GC 70617(A)

Comment: Amount of \$120.00 for SANDERS, ARLENE (PL-1). Received from ARLENE SANDERS, check no(s) 20066. Receipt #837656 for amount of \$120.00.

05/05/2015 Ex Parte Application / Petition

Comment: PLAINTIFFS/PETITIONERS' NOTICE OF AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME FOR HEARING ON MOTION TO COMPEL ACCESS TO AND INSPECTION OF LAND UNDER CONTROL OF THE RESP/DEFT KERN COUNTY OFFICE OF EDUCATION FILED BY CYNTHIA RICE

05/05/2015 Opposition

Comment: OPPOSITION OF DEFENDANT KERN COUNTY OFFICE OF EDUCATION TO EX PARTE APPLICATION FOR ORDER SHORTENING TIME FOR HEARING ON MOTION TO COMPEL; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF; DECLARATIONS OF MARY BARLOW AND MARK BRESFE IX SUPPORT THEREOF Judge: Hon E. Bradshaw
Date: May 6, 2015 Time: 8:30am Dept.: T-2 FILED BY MARK BRESEE

05/05/2015 Motion (Pre-Disposition)

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Comment: Plaintiff-Pauline 725-4350 as to KC Office of Education

05/06/2015 4037 Ex Parte

Comment: Hearing Entered. Calendar Notes: 5/5/15 PLAINTIFFS/PETITIONERS EX PARTE APPLICATION FOR ORDER SHORTENING TIME FOR HEARING ON MOTION TO COMPEL ACCESS TO AND INSPECTION OF LAND UNDER THE CONTROL OF RESPONDENT/DEFENDANT KERN COUNTY OFFICE OF EDUCATION

05/06/2015 NP1080A

Comment: Department: T2 Calendar Notes: NATURE OF PROCEEDINGS: EX PARTE HEARING FOR ORDER SHORTENING TIME FOR HEARING ON MOTION TO COMPEL ACCESS TO AND INSPECTION OF LAND UNDER THE CONTROL OF RESPONDENT/DEFENDANT KERN COUNTY OFFICE OF EDUCATION. THE ABOVE ENTITLED CAUSE CAME ON REGULARLY AT THIS TIME TODAY FOR HEARING WITH PARTIES AND COUNSEL PRESENT AS FOLLOWS: ARLENE SANDERS (PL-1) APPEARS BY STANLEY W WU. AND ALL NAMED PLAINTIFFS. APPEARANCE TELEPHONICALLY BY COURTCALL BY SLOAN R SIMMONS ON BEHALF OF KERN HIGH SCHOOL DISTRICT (DE-1). APPEARANCE TELEPHONICALLY BY COURTCALL BY SLOAN R SIMMONS ON BEHALF OF BOARD OF TRUSTEES OF KHSD (DE-2). APPEARANCE TELEPHONICALLY BY COURTCALL BY SLOAN R SIMMONS ON BEHALF OF CHAD VEGAS, MIKE WILLIAMS, MARTHA MILLER, BRIAN BATEY, IN THEIR OFFICIAL CAPACITY AS MEMBERS OF KERN HIGH SCHOOL (DE-3). APPEARANCE TELEPHONICALLY BY COURTCALL BY SLOAN R SIMMONS ON BEHALF OF BRYON SCHAEFER, IN HIS OFFICIAL CAPACITY AS SUPERINTENDENT OF THE KERN HIGH SCHOOL DISTRICT (DE-4). APPEARANCE TELEPHONICALLY BY COURTCALL BY MARK R BRESEE ON BEHALF OF KERN COUNTY OFFICE OF EDUCATION (DE-5). APPEARANCE TELEPHONICALLY BY COURTCALL BY MARK R BRESEE ON BEHALF OF CHRISTINE LIZARDI FRAZIER, IN HER OFFICIAL CAPACITY AS KERN COUNTY SUPERINTENDENT OF SCHOOLS (DE-6). APPEARANCE TELEPHONICALLY BY COURTCALL BY BRUCE L

YONEHIRO ON BEHALF OF TOM TORLAKSON, IN HIS OFFICIAL CAPACITY AS STATE SUPERINTEDENT OF PUBLIC INSTRUCTION (DE-8). APPEARANCE TELEPHONICALLY BY COURTCALL BY BRUCE L YONEHIRO ON BEHALF OF THE CALIFORNIA DEPARTMENT OF EDUCATION (DE-9). APPEARANCE TELEPHONICALLY BY COURTCALL BY SLOAN R SIMMONS ON BEHALF OF BRYON SCHAEFER (DE-15). *****
EX PARTE PETITION IS DENIED. DECLARATION IN SUPPORT OF APPLICATION DOES NOT SHOW COMPLIANCE WITH CRC 3.1203(A) REQUIRING NOTICE TO ALL PARTIES, AND DOES NOT AFFIRMATIVELY SHOW GOOD CAUSE FOR ORDER.

05/06/2015 Ex Parte Hearing

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 8:30 AM

Result: CONV

Comment: 5/5/15 PLAINTIFFS/PETITIONERS EX PARTE APPLICATION FOR ORDER SHORTENING TIME FOR HEARING ON MOTION TO COMPEL ACCESS TO AND INSPECTION OF LAND UNDER THE CONTROL OF RESPONDENT/DEFENDANT KERN COUNTY OFFICE OF EDUCATION

Parties Present

Petitioner: SANDERS, ARLENE

Respondent: KERN HIGH SCHOOL DISTRICT

Petitioner: WATSON, RUBY

Petitioner: CRAWFORD, PATRICIA

Petitioner: RAMIREZ, MARIO

Petitioner: MORAN, JUAN

Petitioner: MELCHOR, VIRGINIA

Petitioner: LARRALDE, ISIDRO

Petitioner: ELDER, GABRIEL

Petitioner: RAMIREZ, CARMEN

Petitioner: DE LEON, LORI

Petitioner: DOLORES HUERTA FOUNDATION

Petitioner: THE NATIONAL BROTHERHOOD ASSOCIATION

Petitioner: FAITH IN ACTION KERN COUNTY

Respondent: BOARD OF TRUSTEES OF KHSD

Respondent: KERN COUNTY OFFICE OF EDUCATION

Respondent: THE CALIFORNIA DEPARTMENT OF EDUCATION

Respondent: SCHAEFER, BRYON

05/11/2015 Under Submission Ruling

05/11/2015 Ruling

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 11:00 AM

Result: Held

05/13/2015 Letter Received

Comment: Letter From: LILY MARSHALL BASS, ATTORNEY FOR PLAINTIFF Date of Letter: 5/13/2015 Re: REQUEST TO TAKE MATTER OFF CALENDAR 5/15/15

05/15/2015 4051 Motion to Compel

Comment: Hearing Entered. Calendar Notes: Plaintiff-Pauline 725-4350 as to KC Office of Education

05/15/2015 4051 Motion to Compel

Comment: Hearing Entered. Calendar Notes: MOTION TO COMPEL ACCESS TO AND INSPECTION OF LAND UNDER CONTROL OF THE KERN HIGH SCHOOL DISTRICT IN RESPONSE TO PLAINTIFFS/PETITIONERS' DEMANDS FOR PERMISSION TO ENTER ON PROPERTY FOR INSPECTION

05/18/2015 Letter Received

Comment: Letter From: CALIFORNIA RURAL LEGAL ASSISTANCE, ATTORNEY FOR PLAINTIFFS Date of Letter: 5/18/2015 Re: requested date of June 10, 2015 for Motion is no longer needed

06/04/2015 Stipulation

Comment: STIPULATION EXTENDING TIME TO FILE FIRST AMENDED COMPLAINT ***BRADSHAW*** FILED BY LYNDSEI ANDREAS

06/19/2015 First Amended Complaint

Comment: and Petition for Writ of Mandate.

07/21/2015 Stipulation and Order

Judicial Officer: Bradshaw, J. Eric

Comment: Granting Leave to File Second Amended and Supplemental Complaint and Petition for Writ of Mandate; and [Proposed] Order thereon

07/30/2015 Second Amended Complaint

09/10/2015 Stipulation and Order

Judicial Officer: Bradshaw, J. Eric

Comment: Extending Time of Defendants California Department of Education and Superintendant Torlakson to Answer or Otherwise Respond to 2nd Amended Complaint and Petition for Writ of Mandate, ***BRADSHAW*** It is so ordered.

09/14/2015 Notice of Hearing/Demurrer

Comment: to Second Amended Complaint and Supplemental Complaint

09/14/2015 Points and Authorities

Comment: in Support of Demurrer to Second Amended Complaint

09/18/2015 Stipulation and Order

Judicial Officer: Bradshaw, J. Eric

Comment: Extending Time of Kern High School District to Answer or Respond, ***BRADSHAW***, Extension granted to November 6.

09/18/2015 Stipulation and Order

Judicial Officer: Bradshaw, J. Eric

Comment: Extending Time of Kern County Office of Education's to Answer or Respond, ***BRADSHAW***, Extension granted to 10/02/15.

10/02/2015 Demurrer

Comment: KCOE & KCSOS's Notice of Demurrer to Plaintiffs' Second Amended Complaint

10/02/2015 Points and Authorities

Comment: in Support of Demurrer to Plaintiffs' Second Amended Complaint

10/02/2015 Notice of Motion

Comment: and Motion to Strike Portions of Second Amended Complaint

10/02/2015 Points and Authorities

Comment: in Support of Motion to Strike Portions of Second Amended Complaint

10/08/2015 Notice

Comment: of Withdrawal of Attorney (Riana S. Pfefferkorn)

10/14/2015 Renote of Hearing

Comment: on Demurrer and Motion to Strike

10/16/2015 Notice of Hearing/Demurrer

Comment: Hearing Date: 1/12/16 Hearing Time: 8:30 AM Hearing Department/Division: T-2 Demurrer to 2nd Amended Complaint

10/16/2015 Points and Authorities

Comment: in Support of Demurrer to 2nd Amended Complaint

10/16/2015 Request for Judicial Notice

Comment: in Support of Demurrer to 2nd Amended Complaint

10/16/2015 Declaration

Comment: of David Kopperud in Support of Request for Judicial Notice

10/16/2015 Declaration

Comment: of Jeff Breshears in Support of Request for Judicial Notice

10/19/2015 Proof of Service

10/29/2015 Notice - Withdrawal of Attorney

Comment: Lilian Marshall-Bass Withdraws. Sahar Durali new lead.

10/30/2015 Proof of Service

Comment: Proof of Service for Notice of Withdrawal of Attorney

11/04/2015 Opposition

Comment: [Plaintiffs'] to the State of California's Demurrer to Second Amended Complaint

11/10/2015 Reply

Comment: State of California's Reply in Support of Demurrer to Second Amended Complaint

11/18/2015 Demurrer

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 08:30 AM

Result: Held

Comment: Demurrer of State of California to 2nd Amended Petition for Writ of Mandate

Parties Present

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

11/19/2015 Opposition to Motion

Comment: of Defendants Kern County Office of Education's and Kern County Superintendent of Schools' to Strike Portions of Second Amended and Supplemental Complaint and Petition for Writ of Mandate

11/19/2015 Opposition

Comment: to Kern County Superintendent of Schools and Kern County Office of Education's Demurrer to Second Amended and Supplemental Complaint and Petition for Writ of Mandate

11/20/2015 Notice

Comment: of Non-Filing of Opposition by Petitioners to Demurrer of Respondent California Department of Education

11/25/2015 Reply to Opposition

Comment: in Support of Demurrer to Second Amended & Supplemental Complaint and Petition for Writ of Mandate

11/25/2015 Reply to Opposition

Comment: in Support of Motion to Strike Portions of Second Amended & Supplemental Complaint and Petition for Writ of Mandate

12/02/2015 Stipulation and Order

Judicial Officer: Bradshaw, J. Eric

Comment: Extending Time of Petitioners and Respondents to Submit Opposition and Reply to Opposition to CA Dept. of Education Demurrer to Second Amended and Supplemental Petition for Writ of Mandate. IT IS SO ORDERED. Opposition Due 12/3/15, Reply to Opposition Due 12/23/15 ***BRADSHAW***

12/04/2015 Opposition

Comment: to Request for Judicial Notice

12/04/2015 Opposition to Demurrer

Comment: Petitioners / Plaintiffs' Opposition to California Department of Education and Superintendent of Public Instruction Tom Torlakson's Demurrer to Petitioners' Second Amended and Supplemental Complaint and Petition for Writ of Mandate

12/04/2015 Demurrer

MO120415

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 08:30 AM

Result: Held

Comment: Demurrer of Kern County Office of Education and Christine Lizardi-Frazier, Kern County Superintendent of Schools, to 2nd Amended Petition for Writ of Mandate **Counsel for CA Dept. of Education to appear by Courtcall to observe.

Parties Present

Petitioner

Attorney: RICE, CYNTHIA L

Respondent

Attorney: BRESEE, MARK R

Respondent

Attorney: BRESEE, MARK R

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

12/04/2015 Ruling

RULING12/04/15

Hearing Time: 09:00 AM

Result: Ruling

12/23/2015 Reply to Opposition

Comment: to Demurrer of California Department of Education and Tom Torlakson, Superintendent of Public Instruction

12/23/2015 Reply to Opposition

Comment: to Request for Judicial Notice

12/23/2015 Proof of Service

Comment: of Reply to Opposition to Demurrer and Reply to Opposition to Request for Judicial Notice

12/31/2015 Notice of Hearing/Demurrer

Comment: Hearing Date: 2/10/16 Hearing Time: 8:30 AM Hearing Department/Division: T-2 Demurrer and Motion to Strike of Respondents KHSD et. al. as to Plaintiffs' Second Amended Petition and Complaint

12/31/2015 Points and Authorities

Comment: in Support of Motion to Strike

12/31/2015 Points and Authorities

Comment: in Support of Demurrer to Plaintiffs' Second Amended Petition

12/31/2015 Proof of Service

Comment: of Demurrer and Motion to Strike and all supporting documents

12/31/2015 Request for Judicial Notice

Comment: in Support of Demurrer and Motion to Strike

12/31/2015 Declaration

Comment: of Brenda Lewis Re: Request for Judicial Notice

12/31/2015 Ruling

Hearing Time: 09:30 AM

Result: Ruling

01/05/2016 Joinder

Comment: Re: Specific arguments asserted in the California Department of Education's Demurrers to Petitioners' Second Amended Petition

01/05/2016 Proof of Service

Comment: of Notice of Lodging Local Control Accountability Plan, Appendix of Cited Non-California State Court Authorities, KHSD Notice of Joinder

01/05/2016 Notice of Lodging

Comment: of District's Local Control Accountability Plan in Support of Demurrers to Plaintiffs' and Petitioners' Second Amended Complaint and Petition for Writ of Mandate. (Attached to Notice as Exhibit A, in case file)

01/05/2016 Appendix

Comment: of Cited Non-California State Court Authorities in Support of Demurrers and Motion to Strike

01/12/2016 Notice of Appearance / CCP 1014

Comment: Zabrina Alequire for named Petitioners

01/12/2016 Demurrer

MO-DEMURRER

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 08:30 AM

Result: Held

Comment: Demurrer of California Department of Education to 2nd Amended Petition for Writ of Mandate

Parties Present

Petitioner

Attorney: OSTLER, JONI L

Respondent
Attorney: SIMMONS, SLOAN R
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: OSTLER, JONI L
Petitioner
Attorney: OSTLER, JONI L
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: BRESEE, MARK R
Respondent
Attorney: YONEHIRO, BRUCE L
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: BRESEE, MARK R
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: YONEHIRO, BRUCE L

01/13/2016 Notice

Comment: of Responsible Attorney and Appearance (Mark Kitabayashi substitutes in place of Gregory A. Wedner)

01/14/2016 Judgment

Judicial Officer: Bradshaw, J. Eric

Comment: Sustaining Defendant/Respondent State of California's Demurrer without Leave to Amend

01/14/2016 Order

Judicial Officer: Bradshaw, J. Eric

Comment: Adopting Court's December 4, 2015 Minute Order Sustaining Defendant/Respondent State of California's Demurrer Without Leave to Amend, as the Final Ruling of the Court

01/20/2016 General Denial

Comment: Kern COE and Kern County Supt of Schools General Denial and Answer to SASC

01/26/2016 Notice of Appearance / CCP 1014

Comment: Jeneece M. Phillips for named Petitioners

01/28/2016 Notice of Entry

Comment: of Order

01/28/2016 Opposition to Motion

Comment: of KHSD et.al.'s to Strike Second Amended & Supplemental Complaint & Petition for Writ of Mandate

01/28/2016 Opposition

Comment: to KHSD's Request for Judicial Notice in Support of Demurrers and Motion to Strike Plaintiff's Second Amended & Supplemental Complaint and Petition for Writ of Mandate

01/28/2016 Opposition to Demurrer

Comment: of Kern High School District to Second Amended & Supplemental Complaint and Petition for Writ of Mandate

02/01/2016 Ruling

Hearing Time: 8:00 AM

Result: Ruling

02/01/2016 Ruling

Hearing Time: 8:00 AM

Result: Ruling

02/02/2016 Notice of Assignment to Judge for All Purposes

02/02/2016 Ruling

Hearing Time: 8:00 AM

Result: Ruling

02/03/2016 Points and Authorities

Comment: in Reply to Plaintiffs' Opposition to Demurrers to Plaintiffs' Second Amended and Supplemental Complaint and Petition for Writ of Mandate

02/03/2016 Proof of Service

02/03/2016 Reply to Opposition

Comment: to Request for Judicial Notice in Support of Demurrers and Motion to Strike Plaintiffs' Second Amended and Supplemental Complaint and Petition for Writ of Mandate

02/03/2016 Reply

Comment: KHSD's Reply Memorandum of Points and Authorities in Support of Motion to Strike Second Amended and Supplemental Complaint and Petition for Writ of Mandate

02/10/2016 Motion to Strike

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 08:30 AM

Cancel Reason: Court's Own Motion

Comment: Motion to Strike Portions of 2nd Amended Petition/Complaint, filed by Respondents Kern High School District et. al.

02/10/2016 Demurrer

Judicial Officer: Bradshaw, J. Eric

Hearing Time: 08:30 AM

Cancel Reason: Court's Own Motion

Comment: Demurrer to 2nd Amended Petition/Complaint filed by Kern High School District et. al.

02/12/2016 Peremptory Challenge

Comment: Petitioners/Plaintiffs' Motion For Peremptory Challenge; Declaration

02/17/2016 Notice of Assignment / Case Management Conference

02/17/2016 Demurrer

02/17/16 - MO - Demurrer +

Motion to Strike by

Respondent KHSD

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Result: Multiple Motions-Similar Issues

Comment: Demurrer of Kern High School District to 2nd Amended Petition & Complaint. Originally filed 12/31/15 to be heard 2/10/16, Dept. T-2, moved on Court's own motion to 2/17/16, Dept. 4 after Juge Bradshaw recused himself.

***** NO TENTATIVE. READY FOR HEARING. *****

Parties Present

Petitioner

Attorney: ALEGUIRE, ZABRINA

Respondent

Attorney: SIMMONS, SLOAN R

Petitioner

Attorney: ALEGUIRE, ZABRINA

Petitioner

Attorney: ALEGUIRE, ZABRINA

Petitioner

Attorney: ALEGUIRE, ZABRINA

Petitioner

Attorney: ALEGUIRE, ZABRINA

Petitioner

Attorney: ALEGUIRE, ZABRINA

Petitioner

Attorney: ALEGUIRE, ZABRINA

Petitioner

Attorney: ALEGUIRE, ZABRINA

Petitioner

Attorney: ALEGUIRE, ZABRINA

Petitioner

Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R

02/17/2016 Motion to Strike

02/17/16 - MO - Demurrer +

Motion to Strike by

Respondent KHSD

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Result: Multiple Motions Held

Comment: Motion to Strike portions of 2nd Amended Petition/Complaint filed by Kern High School District. Originally filed 12/31/15 to be heard 2/10/16, Dept. T-2, moved on Court's own motion to 2/17/16, Dept. 4 after Juge Bradshaw recused himself. ***** NO TENTATIVE. READY FOR HEARING. *****

Parties Present

Petitioner
Attorney: ALEGUIRE, ZABRINA
Respondent
Attorney: SIMMONS, SLOAN R
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
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Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Respondent

Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R

02/17/2016 Ruling

Hearing Time: 8:00 AM

Result: Ruling

02/19/2016 Ex Parte Application / Petition

Comment: Ex parte application for order dismissing action for failure to amend complaint after demurrer was sustained with leave to amend by respondents/defendants, California Department of Education and Superintendent of Public Instruction Tom Torlakson [and order]; Supporting declaration of Bruce Yonehiro

02/19/2016 Request for Judicial Notice

Comment: Request for judicial notice in support of ex parte application for order dismissing action for failure to amend complaint after demurrer was sustained with leave to amend by respondents/defendants, California Department of Education and Superintendent of Public Instruction Tom Torlakson.

02/19/2016 Proof of Service

Comment: On exparte filed 2/19/2016.

02/22/2016 Rejection/Correction Notice

Comment: Third Amended Complaint Rejected: Must have leave of court.

02/23/2016 Proof of Service

Comment: Proof of Service for Petitioners'/Plaintiffs' Ex Parte Application for an Order Extending Time to Amend Complaint

02/23/2016 Ex Parte Application / Petition

Comment: Petitioners / Plaintiffs' Ex Parte Application for an Order Extending Time to Amend Complaint in Response to Demurrer by California Department of Education and Superintendent Torlakson; Memorandum of Points and Authorities and Declaration of Notice and in Support Petitioners / Plaintiffs' Application and in Opposition to Respondent's / Defendants' Order Dismissing Action

02/23/2016 Opposition

Comment: Memorandum of Points and Authorities in support of Opposition by the California Department of education and State Superintendent Torlakson to PI/ Petitioners ExParte application for an Order Ext. (see document)

02/24/2016 Letter Received

Comment: Letter From: Lozano Smith Attorney at Law Date of Letter: 2/24/16 Re: Pursuant to the Courts Order following 2/17/16

02/24/2016 Ex Parte Hearing - Pre-Disposition

02/24/16 -MO - Respondents'

Ex Parte App; and Petitioners'

Ex Parte Application

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Result: Held

Comment: 2/19/2016 Defendants/Respondents Ex parte application for order dismissing action for failure to amend complaint after demurrer was sustained with leave to amend by respondents/defendants, California Department of Education and Superintendent of Public Instruction Tom Torlakson

Parties Present

Petitioner
Attorney: ALEGUIRE, ZABRINA
Respondent
Attorney: SIMMONS, SLOAN R
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA

Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: ALEGUIRE, ZABRINA
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: BRESEE, MARK R
Respondent
Attorney: YONEHIRO, BRUCE L
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: BRESEE, MARK R
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: ALEGUIRE, ZABRINA
Petitioner
Attorney: RICE, CYNTHIA L
Petitioner
Attorney: RICE, CYNTHIA L
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: YONEHIRO, BRUCE L

02/24/2016 Ex Parte Hearing - Pre-Disposition

02/24/16 -MO - Respondents'
Ex Parte App; and Petitioners'
Ex Parte Application
Judicial Officer: Chapin, Sidney P.
Hearing Time: 8:30 AM
Result: Held
Comment: 2/23/2016 Petitioner / Plaintiff's Petitioners / Plaintiffs' Ex Parte Application for an Order Extending Time to Amend Complaint in Response to Demurrer by California Department of Education and Superintendent Torlakson;

03/03/2016 Ruling

3/3/16- Ruling on 2 Ex Patre
Applications- heard on
2/24/16
Hearing Time: 8:00 AM
Result: Ruling
Comment: 2 ex parte applications, one from deft and one from plaintiff

03/14/2016 Notice of Appeal

Comment: filed by Arlene Sanders, Ruby Watson, Keshchel Collins et al.

03/14/2016 Letter Mailed

Comment: to Wilson Sonsini Goodrich & Rosati regarding fees.

03/15/2016 Notice of Filing Appeal

03/15/2016 Case Management Conference

Judicial Officer: Bradshaw, J. Eric
Hearing Time: 08:30 AM

Cancel Reason: Other

Comment: COUNSEL MAY APPEAR BY COURTCALL

03/15/2016 Case Management Conference

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:00 AM

Cancel Reason: Other

Comment: Case Management Conference

03/24/2016 Letter received from Fifth District Court of Appeal -

Comment: Mediation Screening Questionnaire

03/28/2016 Appellant's Designation of Record

03/28/2016 Designation for Appendix Pursuant to CRC 8.124

03/29/2016 Letter Mailed

Comment: to Joni Ostler regarding fees for reporter's transcript.

04/18/2016 Letter received from Fifth District Court of Appeal -

Comment: not suitable for mediation.

04/19/2016 Notice of Change Name/Address

Comment: Notice of Change of Address

04/19/2016 Association of Attorney

Comment: Notice of Association of Counsel

04/25/2016 Service/Courtesy Copy Received

Comment: LETTER TO JUDGE CHAPIN

04/25/2016 Proof of Service

Comment: PROOF OF SERVICE

04/26/2016 Letter Received

Comment: Brief Re: Campaign for Quality Education

04/26/2016 Proof of Service

Comment: Proof of Service Brief Re: Campaign for Quality Education

04/27/2016 Rejection/Correction Notice

Comment: Via Odyssey...Pleading Proof of service filed to a Trial brief should be one document with Proof attached to the Trial Brief.

04/27/2016 Letter Received

Comment: Brief Re Campaign for Quality Education and Proof of Service pdf and with Proof of Service

04/28/2016 Case Management Statement

Comment: Filed by Amy Holloway

04/28/2016 Case Management Statement

Comment: Filed by Mark Bresee

04/28/2016 Proof of Service

Comment: PROOF OF SERVICE

04/28/2016 Case Management Statement

Comment: CASE MANAGEMENT STATEMENT

04/28/2016 Letter Received

Comment: Letter From: Sloan R. Smith Date of Letter: 4/22/2016 Re: New Authority

04/28/2016 Case Management Statement

Comment: Case Management Statement and Proof of Service

05/02/2016 Judgment

Comment: Proposed Judgement After Sustaining Defendant Respondent State of California's Demurrer Without Leave to Amend

05/02/2016 Letter Received

Comment: Letter to Honorable Sidney P. Chapin and Honorable J. Eric Bradshaw

05/04/2016 Judgment

Judicial Officer: Bradshaw, J. Eric

Comment: AFTER SUSTAINING DEFENDANT/RESPONDENT STATE OF CALIFORNIA'S DEMURRER WITHOUT LEAVE TO AMEND RETURNED VIA MAIL TO SAHAR DURALI.

05/12/2016 Ruling

Hearing Time: 02:30 PM

Result: Ruling

05/13/2016 Case Management Conference

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:00 AM

Cancel Reason: Other

Comment: (ser per MO of 02/24/16)

05/20/2016 Order from Fifth District Court of Appeal filed

Comment: Stay order from 4/8/16 is vacated. The appeal may proceed.

05/24/2016 Ruling

5/24/16 MO: Ruling Re: Case

Management Conference

Hearing Time: 08:30 AM

Result: Ruling

05/24/2016 Ruling

05/24/16 MO: Ruling on

Demurrer and Motion to

Strike; heard 02/17/16;

submitted 03/02/16.

Hearing Time: 02:00 PM

Result: Ruling

05/25/2016 Notice

Comment: NOTICE OF APPEARANCE FOR PLAINTIFFS OF REBECCA WOLITZ AND NOTICE OF WITHDRAWAL FOR PLAINTIFFS OF ANNE AUFHAUSER AND LUKE LISS

06/06/2016 Rejection/Correction Notice

Comment: Motion to Lift the Stay -- Returned via efile -- No filing fees submitted.

06/07/2016 Affidavit

Comment: Reporters not present for hearings on 5/11/15 and 12/4/15. RT not available.

06/07/2016 Record on Appeal Mailed to Fifth District Court of Appeal

06/07/2016 Receipt for Records Mailed

06/07/2016 Notice of Motion

Comment: Petitioners And Plaintiffs Notice Of Motion And Motion To Lift The Stay On Case Proceedings Or In The Alternative, Request For Clarification Or Modification Of The Stay Hearing Date: 6/29/16 Hearing Time: 8:30 a.m. Hearing Dept: 4

06/07/2016 Points and Authorities

Comment: Memorandum Of Points And Authorities In Support Of Petitioners/Plaintiffs Motion To Lift The Stay On Case Proceedings; Or In The Alternative, Request For Clarification Or Modification Of The Stay.

06/08/2016 Ruling

6/8/16 MO: Ruling on

Defendse Counsel's Request
for Clarification

Hearing Time: 08:30 AM

Result: Held

06/14/2016 Receipt for Records Returned

Comment: Received From: CYNTHIA L RICE

06/16/2016 Points and Authorities

Comment: Memorandum of Points and Authorities in Support of Opposition to the Motion to Lift the Stay on Case Proceedings

06/16/2016 Proof of Service

Comment: Proof of Service

06/16/2016 Points and Authorities

Comment: Memo Ps As in Opposition to Motion to Lift Stay of Proceedings

06/16/2016 Points and Authorities

Comment: in Support of its opposition to Plaintiffs' Motion to Lift Sta or in the Alternative request for Clarification or Modification of Stay

06/16/2016 Declaration

Comment: of Brenda Lewis in support of Points and Authorities in Opposition to Motion to Lift Stay

06/16/2016 Proof of Service

06/16/2016 Receipt for Records Returned

Comment: Received From: SLOAN SIMMONS

06/20/2016 Receipt for Records Returned

Comment: Received From: COURT OF APPEAL

06/22/2016 Reply to Opposition

Comment: PETITIONERS/PLAINTIFFS REPLY TO OPPOSITION OF THE KERN HIGH SCHOOL DISTRICT, ET. AL. TO MOTION TO LIFT THE STAY ON CASE PROCEEDINGS; OR IN THE ALTERNATIVE, REQUEST FOR CLARIFICATION OR MODIFICATION OF THE STAY

06/22/2016 Reply to Opposition

Comment: PETITIONERS/PLAINTIFFS REPLY TO OPPOSITION OF KERN COUNTY SUPERINTENDENT OF SCHOOLS AND KERN COUNTY OFFICE OF EDUCATION TO MOTION TO LIFT THE STAY ON CASE PROCEEDINGS; OR IN THE ALTERNATIVE, REQUEST FOR CLARIFICATION OR MODIFICATION OF THE STAY

06/22/2016 Reply to Opposition

Comment: PETITIONERS/PLAINTIFFS REPLY TO OPPOSITION OF THE CALIFORNIA DEPARTMENT OF EDUCATION AND STATE SUPERINTENDENT TORLAKSON TO MOTION TO LIFT THE STAY ON CASE PROCEEDINGS; OR IN THE ALTERNATIVE, REQUEST FOR CLARIFICATION OR MODIFICATION OF THE STAY

06/22/2016 Declaration

Comment: OF CYNTHIA L. RICE IN SUPPORT OF REPLIES TO RESPONDENTS/DEFENDANTS OPPOSITIONS TO MOTION TO LIFT THE STAY ON CASE PROCEEDINGS; OR IN THE ALTERNATIVE, REQUEST FOR CLARIFICATION OR MODIFICATION OF THE STAY

06/22/2016 Proof of Service

Comment: Proof of Service

06/22/2016 Letter Received

Comment: Letter From: Mark K. Kitabayashi Date of Letter: 6/22/2016 Re: Proposed Order regarding Demurrers and Motion to Strike the Second Amended and Supplemental Complaint and Petition for Writ of Mandate.

06/22/2016 Proof of Service

Comment: re: Letter to Hon. Sidney P. Chapin re: Proposed Order adn Plaintiffs' Lead Counsel Comments; Proposed Order re: Kern High School District et al.'s Demurrers and Motion to Strike Plaintiffs and Petitioners' Second Amended and Supplemental Complaint and Petition for Writ of Mandate

06/29/2016 Order

Judicial Officer: Chapin, Sidney P.

Comment: re: Kern High School District et al.'s Demurrers and Motion to Strike Plaintiffs and Petitioners' Second Amended and Supplemental Complaint and Petition for Writ of Mandate

06/29/2016 Motion to Stay (Pre-Disposition)

06/29/16 MO: Motion to Stay

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Result: Held

Comment: 6/7/16 Petitioner/Plaintiffs Motion to Lift the stay on case proceedings; or in the alternative, request for clarification or modification of the stay ResID: 16153 ***** TENTATIVE: DENY MOTION.

Parties Present

Petitioner

Attorney: OSTLER, JONI L

Respondent

Attorney: SIMMONS, SLOAN R

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: OSTLER, JONI L

Petitioner

Attorney: OSTLER, JONI L

Respondent

Attorney: SIMMONS, SLOAN R

Respondent

Attorney: BRESEE, MARK R

Attorney: FEKETE, FRANK J

Respondent

Attorney: YONEHIRO, BRUCE L

Respondent

Attorney: SIMMONS, SLOAN R

Respondent

Attorney: BRESEE, MARK R

Attorney: FEKETE, FRANK J

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

Petitioner

Attorney: RICE, CYNTHIA L

Respondent

Attorney: SIMMONS, SLOAN R

Respondent

Attorney: SIMMONS, SLOAN R

Respondent

Attorney: SIMMONS, SLOAN R

Respondent

Attorney: SIMMONS, SLOAN R

Respondent

Attorney: SIMMONS, SLOAN R

Respondent

Attorney: YONEHIRO, BRUCE L

07/12/2016 Notice

Comment: of Formal Order re: District Defendants' Demurrers to and Motion to Strike Plaintiffs and Petitioners' Second Amended and Supplemental Complaint and Petition for Writ of Mandate Filed by Sloan R. Simmons, Esq

07/12/2016 Notice

Comment: NOTICE OF CHANGE OF ATTORNEY

07/12/2016 Proof of Service

Comment: Proof of Service

07/21/2016 Order from Fifth District Court of Appeal filed

Comment: Pursuant to written stipulation of the parties hereto, IT IS HEREBY ORDERED that the appeal in the above-entitled cause is dismissed.

07/21/2016 Remittitur on Appeal After Dismissal

07/21/2016 Notice of Filing Remittitur

07/22/2016 Notice of Change Name/Address

Comment: Equal Justice Society to 1939 Harrison Street, Suite 818 Oakland, CA. 94612

07/25/2016 Notice of Motion

Comment: Notice of Motion and Motion to Lift Stay Hearing Date: 8/15/16 Hearing Time: 8:30 a.m. Hearing Dept: 4

07/25/2016 Declaration

Comment: Declaration of Kip M. Hustace in Support of Petitioners' and Plaintiffs' Motion to Lift Stay and Proof of Service

07/25/2016 Points and Authorities

Comment: Memorandum and Points of Authorities in Support of Petitioners and Plaintiffs' Motion to Lift Stay and Proof of Service

08/01/2016 Request for Dismissal Not Entered

Comment: For the Following Reason(s): Title does not Conform to complaint.

08/02/2016 Non-Opposition

Comment: Statement of Nonopposition to Petitioners'/Plaintiffs' Motion to Lift Stay

08/02/2016 Points and Authorities

Comment: in Opposition to Motion to Lift Stay

08/02/2016 Declaration

Comment: of Sloan R Simmons in support of ?District Defendants' Memorandum of Points and Authorities in Opposition to Motion to Lift Stay

08/03/2016 Notice

Comment: Of Proof of Service Via Electronic Mail copies of Memorandum of Points & Authorities in Opposition to motion to life stay; and declaration of Sloan R Simmons in support of District Defendats Memorandum of Points and Authorites in Opposition to Plaintiff's and Petitioners Motion to Life Stay

08/04/2016 Joinder

Comment: Notice of Joinder and Joinder

08/08/2016 Reply

Comment: PETITIONERS /PLAINTIFFS REPLY TO OPPOSITION OF KERN HIGH SCHOOL DISTRICT, ET AL. TO MOTION TO LIFT STAY

08/08/2016 Proof of Service

Comment: Proof of Service re KHSD's Opposition

08/15/2016 Request for Dismissal (Partial)

Comment: As to Linda and Tyson Reed only, without prejudice.

08/15/2016 Motion (Pre-Disposition)

08/15/16 MO: PL Motion to

Lift Stay

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Result: Held

Comment: 7/25/16 Petitioners/plaintiffs; GABRIEL ELDER, CARMEN RAMIREZ; MARIO RAMIREZ; ISIDRO LARRALDE; ARLENE SANDERS; RUBY WATSON; KESCHEL COLLINS Motion to Lift Stay ResID: 17539 *****

TENTATIVE: GRANT MOTION. THERE IS NO CURRENT BASIS FOR STAY OF PROCEEDINGS.

Parties Present

Petitioner

Attorney: HUSTACE, KIP M

Respondent

Attorney: SIMMONS, SLOAN R

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: HUSTACE, KIP M

Petitioner

Attorney: RICE, CYNTHIA L
Attorney: HUSTACE, KIP M
Petitioner
Attorney: HUSTACE, KIP M
Petitioner
Attorney: HUSTACE, KIP M
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: BRESEE, MARK R
Respondent
Attorney: YONEHIRO, BRUCE L
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: BRESEE, MARK R
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: HUSTACE, KIP M
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: HUSTACE, KIP M
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: HUSTACE, KIP M
Petitioner
Attorney: HUSTACE, KIP M
Petitioner
Attorney: HUSTACE, KIP M
Petitioner
Attorney: RICE, CYNTHIA L
Attorney: HUSTACE, KIP M
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: SIMMONS, SLOAN R
Respondent
Attorney: YONEHIRO, BRUCE L

08/22/2016 Third Amended Complaint

Comment: AND PETITION FOR WRIT OF MANDATE- Sanders v KHSD et al S1500 CV 283224

09/01/2016 Service/Courtesy Copy Received

Comment: PETITION FOR WRIT OF MANDATE AND REQUEST FOR IMMEDIATE STAY; MEMORANDUM OF POINTS AND AUTHORITIES (SUPPORTING EXHIBITS FILED UNDER SEPARATE COVER)

09/14/2016 Service/Courtesy Copy Received

Comment: REAL PARTIES' OPPOSITION TO PETITION FOR WRIT OF MANDATE AND REQUEST FOR IMMEDIATE STAY

09/15/2016 Order from Fifth District Court of Appeal filed

Comment: THE "PETITION FOR WRIT OF MANDATE AND REQUEST FOR IMMEDIATE STAY.," FILED ON SEPTEMBER 1, 2016, IS DENIED.

09/20/2016 Points and Authorities

Comment: in support of Demurrer to Third Amended Complaint and Petition for Writ of Mandate

09/20/2016 Notice of Hearing/Demurrer

Comment: Demurrer to Third Amended Complaint and Petition for Writ of Mandate Hearing Date: 10/25/16 Hearing Time: 8:30 a.m. Hearing Dept: 4

09/20/2016 Declaration (Meet and Confer)

09/20/2016 Points and Authorities

Comment: in support of Motion to Strike

09/20/2016 Notice of Motion

Comment: Motion to Strike Portions of Third Amended Complaint and Petition for Writ of Mandate Hearing Date: 10/25/16 Hearing Time: 8:30 a.m. Hearing Dept: 4

09/20/2016 Points and Authorities

Comment: in support of Demurrer of Respondents to Third Amended Complaint

09/20/2016 Notice of Hearing/Demurrer

Comment: Demurrer of Respondents to Third Amended Complaint Hearing Date: 10/25/16 Hearing Time: 8:30 a.m. Hearing Department/Division: 4

09/20/2016 Points and Authorities

Comment: in support of Motion to Strike Portions of Plaintiffs' Third Amended Complaint

09/20/2016 Notice of Motion

Comment: Re: Motion to Strike Portions of Petitioners' Third Amended Complaint for Writ of Mandate Hearing Date: 10/25/16

Hearing Time: 8:30 a.m. Hearing Department/Division: 4

09/20/2016 Declaration (Meet and Confer)**09/21/2016 Proof of Service****09/27/2016 Rejection/Correction Notice**

Comment: Proof of Service Filed 9/20/16 -- This proof was accepted in error, missing a couple pages. Corrected proof of service has already been filed.

09/29/2016 Stipulation and Order

Judicial Officer: Brumfield, Lorna H.

Comment: To extend time for respondents and defendants to respond to third amended complaint and petition for writ of mandate.

10/04/2016 Response

Comment: RESPONDENTS KERN HIGH SCHOOL DISTRICT ET AL'S RESPONSE TO TYSON AND LINDA REED'S NOTICE OF RELATED CASE

10/12/2016 Opposition

Comment: Petitioners/Plaintiffs Opposition to California Department of Education and Superintendent of Public Instruction Tom Torlakson s Demurrer to Petitioners Third Amended Complaint and Petition for Writ of Mandate and POS

10/12/2016 Opposition

Comment: Petitioners/Plaintiffs Opposition to California Department of Education and Superintendent of Public Instruction Tom Torlakson s Motion to Strike to Petitioners Third Amended Complaint and Petition for Writ of Mandate and Proof of Service

10/12/2016 Opposition

Comment: Petitioners/Plaintiffs Opposition to Kern County Superintendent of Schools and Kern County office of Education s Demurrer to the Third Amended Complaint and Petition For Writ of Mandate and Proof of Service

10/12/2016 Opposition

Comment: Petitioners/Plaintiffs Opposition to Kern County Superintendent of Schools and Kern County office of Education s Motion to Strike Portions of the Third Amended Complaint and Petition for Writ of Mandate and Proof of Service

10/13/2016 Electronic Rejection Notice

Comment: Opposition filed by California Rural Legal Assistance, Inc - Duplicate filing

10/13/2016 Proof of Service

Comment: Proof of Service Plaintiffs Petitioners' Opposition to Kern County Superintendent of Schools' and KCOE Motion to Strike Portions of Third Amended Complaint and Petition for Writ of Mandate

10/25/2016 Demurrer

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Comment: 9/20/16 DEFENDANT, KERN COUNTY OFFICE OF EDUCATION and CHRISTINE LIZARDI FRAZIER, KERN COUNTY SUPERINTENDANT OF SCHOOLS Demurrer to Third Amended Complaint and Petition for Writ of Mandate ResID: 18008

10/25/2016 Demurrer

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Comment: Defendants, SUPERINTENDENT OF PUBLIC INSTRUCTION AND THE CALIFORNIA DEPARTMENT OF EDUCATION Demurrer of Respondents to Third Amended Complaint ResID: 17991

10/25/2016 Motion to Strike

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Comment: 9/20/16 Respondents, SUPERINTENDENT OF PUBLIC INSTRUCTION AND THE CALIFORNIA DEPARTMENT OF EDUCATION Motion to Strike Portions of Petitioners' Third Amended Complaint for Writ of Mandate ResID: 17992

10/25/2016 Motion to Strike

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:30 AM

Comment: 9/20/16 Defendants, KERN COUNTY OFFICE OF EDUCATION, and CHRSTINE LIZARDI FRAZIER, KERN COUNTY SUPERINTENDENT OF SCHOOLS Motion to Strike Portions of Third Amended Complaint and Petition for Writ of Mandate ResID: 18023

11/30/2016 Case Management Conference

Judicial Officer: Chapin, Sidney P.

Hearing Time: 8:00 AM

Comment: (Set Per Minute Order dated 08/15/16)

MO120415

RULING12/04/15

MO-DEMURRER

02/17/16 - MO - Demurrer +

Motion to Strike by

Respondent KHSD

**MO w/Declaration of Mailing

02/24/16 -MO - Respondents'

Ex Parte App; and Petitioners'

Ex Parte Application

3/3/16- Ruling on 2 Ex Patre

Applications- heard on 2/24/16

05/24/16 MO: Ruling on
Demurrer and Motion to Strike;
heard 02/17/16; submitted
03/02/16.
5/24/16 MO: Ruling Re: Case
Management Conference
6/8/16 MO: Ruling on
Defendse Counsel's Request
for Clarification
06/29/16 MO: Motion to Stay
08/15/16 MO: PL Motion to Lift
Stay