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GXWLHV KDYH VHYHUDO SRVLWLRQV OLPLWHG LQ IRFXV WR
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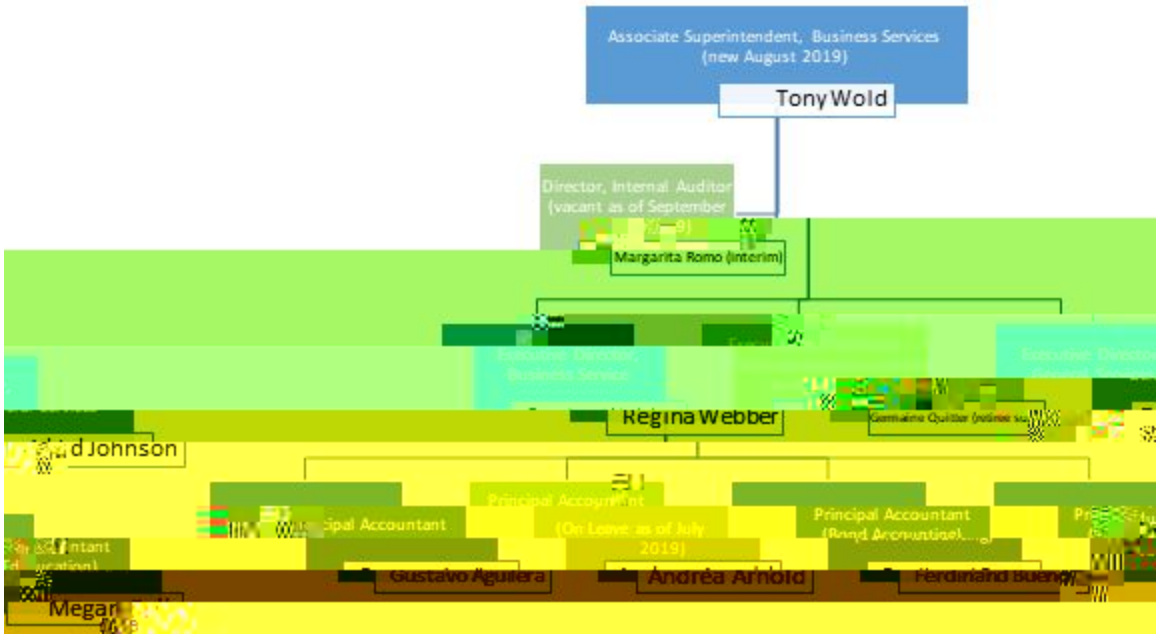

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KWPO

921 N. Harbor Blvd, Suite 408
La Habra, CA 90631

This office, on behalf of CASH, raised this matter with the SAB as a public comment on September 25, 2019. The agenda for the October 23, 2019 meeting is published and does not identify a closed session item. We will monitor the SAB actions and communicate again with you. The SAB must address the court's direction within a specified 60 day period to obey the law and fund the CCI adjustments denied to the six districts in the litigation. After the court issues its final order and judgment, our expectation is that the SAB will place an open session item on the agenda either for the December or January meeting to address the court's order .

If this effort to obtain full funding for all school districts is unsuccessful with the SAB, it may be necessary to file a second action on behalf of the remaining school districts. For right now, let's stay optimistic and if we are unsuccessful, I'll follow up with additional correspondence on this issue.

Voluntary Contribution

Since CASH and 6 school districts brought this action and you are one of the many districts that are beneficiaries, we would like to request a voluntary contribution of 1% of any funds collected. This voluntary contribution will help defray some of the costs incurred bringing this action. We will follow up with correspondence from CASH addressing this voluntary contribution at a later date. Please initial in the below noted location and return this letter via email to ttt@taorossini.com or fax to (714) 446-8742 to acknowledge your position. If you need Board authority, but are in agreement, please note so we can track your participation.

Conclusion

We are optimistic of the direction the SAB will take when this action is taken before the full Board. So we look forward to a positive end result that will result in your district receiving the anticipated CCI adjustment. In the meantime, please do anything that you think will bring this matter to the attention of the SAB Board members so they understand how critical the CCI is to your particular situation and

No.	District	Type	Amount	Amount/District
1	Alhambra USD	MOD	$670,985.00	
2	Alhambra USD	MOD	$421,128.00	$1,092,113.0(
3	Anaheim City School District	MOD	$4,997,913.00	$4,997,913.0(
4	Anderson Valley USD	MOD	$138,911.00	
5	Anderson Valley USD	MOD	$615,885.00	$754,796.0(
6	Bakersfield City Elementary	NEW	$15,473,429.00	
7	Bakersfield City Elementary	NEW	$10,048,623.00	$25,522,052.0(
8	Baldwin Park USD	MOD	$402,829.00	$402,829.0(

No.	District	Type	Amount	Amount/District
34	Fresno USD	MOD	$1,961,579.00	
35	Fresno USD	MOD		

No.

No.	District	Type	Amount	Amount/District
100	San Ramon Valley USD	MOD	$1,588,327.00	$2,706,362.0(
101	Santa Ana USD	MOD	$3,220,891.00	$3,220,891.0(
102	Santee Elementary	MOD	$259,210.00	
103	Santee Elementary	MOD	$2,256,120.00	$2,515,330.0(
104	Savanna SD	MOD	$2,869,227.00	$2,869,227.0(
105	Sequoia Union HSD	NEW	$1,478,179.00	$1,478,179.0(
106	Sierra Sands USD	MOD	$5,042,273.00	$5,042,273.0(
107	Simi Valley USD	MOD	$2,993,640.00	

XAVIER BECERRA
Attorney General of California
ANTHONY R. HAKL
Supervising Deputy Attorney General

&Y I-J C J U #

Pursuant to California Rules of Court, rules 3.1312(a) and 3.1590(j), respondents State Allocation Board and Office of Public School Construction (collectively, Board) submit the following objections to petitioners' Proposed Judgment and Proposed Peremptory Writ of

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

Petitioners Coalition for Adequate School Housing (CASH), Savanna School District,

[redacted]

B. Analysis

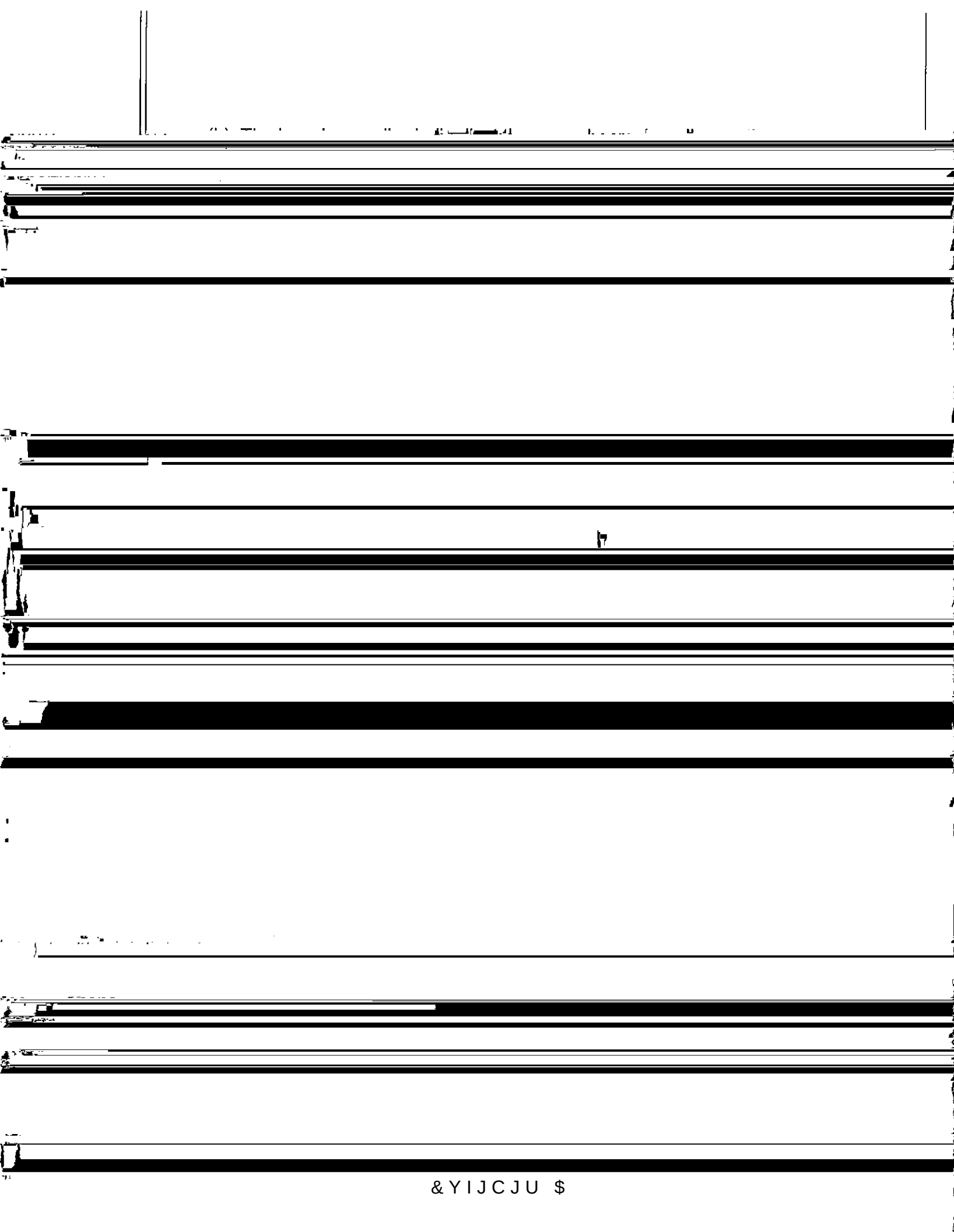
1. Applicable Law

A writ of mandate will lie to "compel the performance of an act which the law specially enjoins, as a duty resulting from an office, trust, or station," Cal. Civ. Proc. Code § 1085, "where there is not a plain, speedy, and adequate remedy, in the ordinary course of law." *Id.* § 1086; *see also Kong v. City of Hawaiian Gardens Redevelopment Agency* (2002) 101 Cal.App.4th 1317, 1325-26. The writ will issue against a county, city or other public body or against a public officer. *County of Los Angeles v. City of Los Angeles* (2013) 214 Cal.App.4th 643, 653. Section 1085 permits judicial review of ministerial duties as well as

demonstrated a rational connection between those factors, the choice made, and the purposes of the enabling statute. *Id.*

2. Ministerial Duty

Petitioners first argue that Education Code §§ 17072.10 and 17074.10 require the



1 Petitioners contend that subsection (b) of sections 17072.10 and 17074.10 creates a

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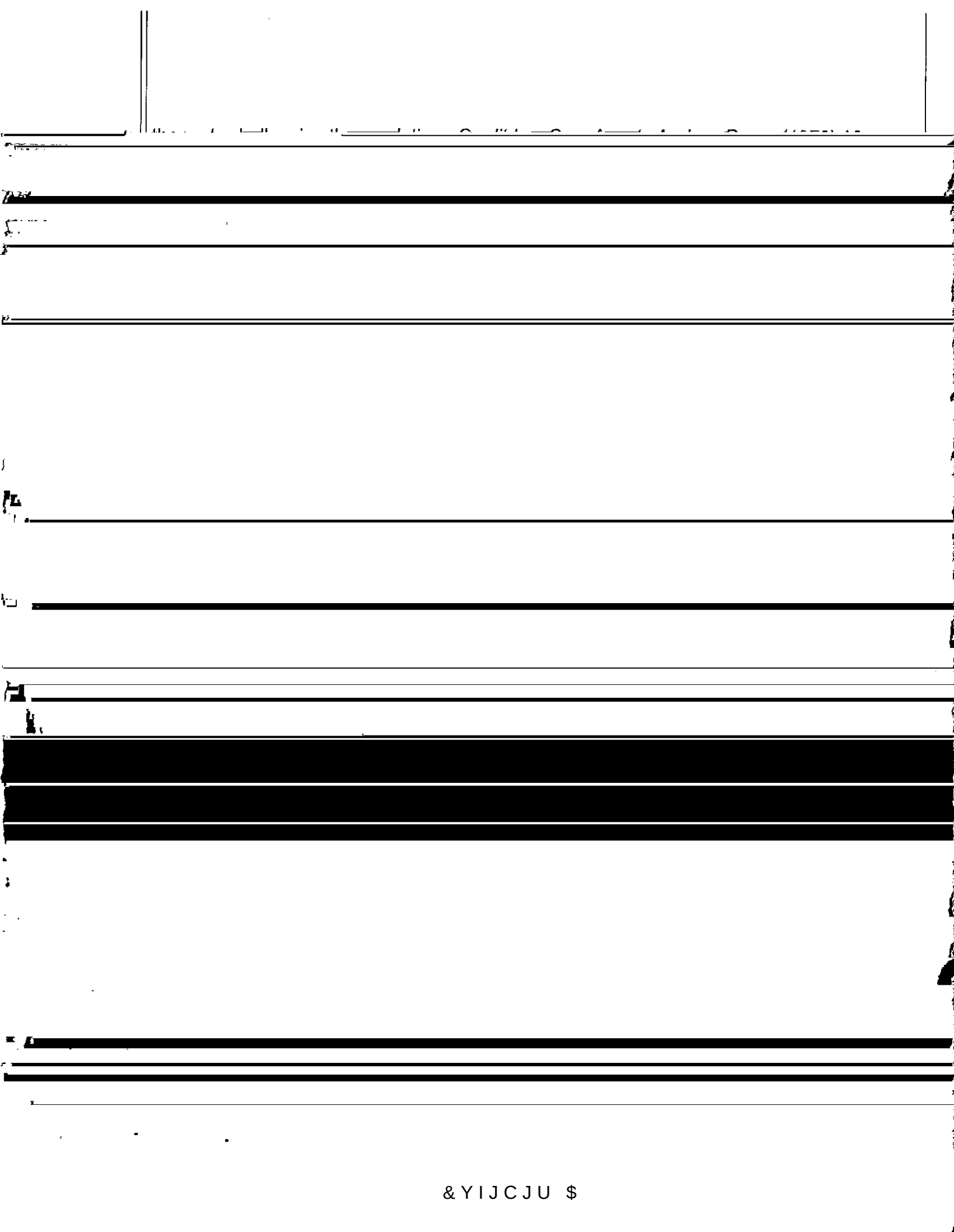

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section 1850.107 to address an issue unaddressed by sections 17070.10 [illegible] 17074.10

Petitioners cite a November 8, 1999 "Mass Mailer," Vail Decl. Ex. A, and a February 22, 2012 SAB meeting transcript, RFJN Ex. 38 (at 136-282), as support for their argument that the SAB has not historically interpreted section 1950.1(j) to confer discretion [illegible]

adequately considered all relevant factors, and has demonstrated a rational connection

4 include the construction costs index adjustments in Petitioners' apportionments

School District's petition for writ of mandate is granted. Petitioners shall submit a proposed judgment and a proposed writ by September 26, 2019.

Clerk to give notice.

Dated: October 18, 2019

[redacted]

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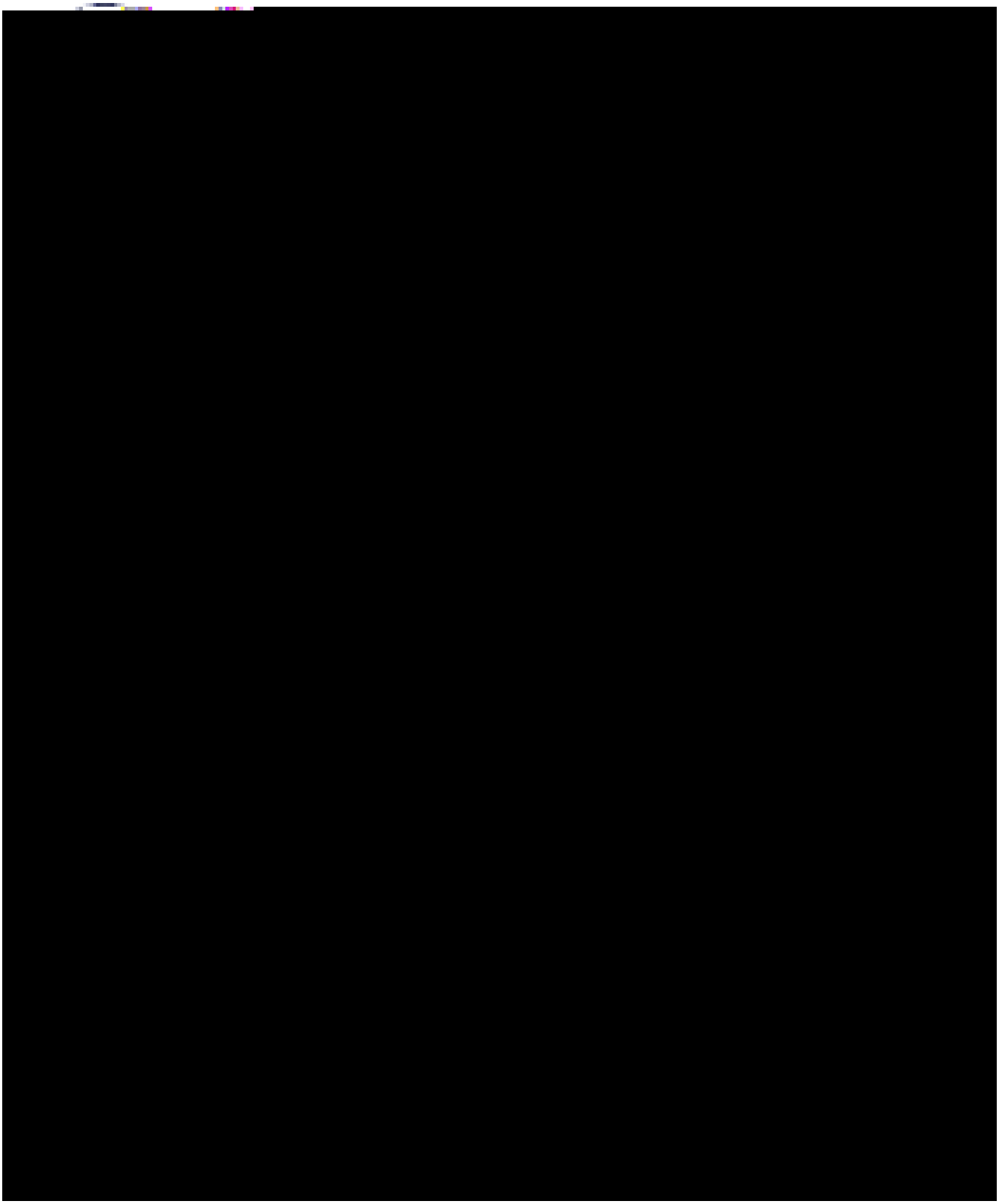

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