

1 BROOKS ELLISON
State Bar No. 122705
2 PATRICK J. WHALEN
State Bar No. 173489
3 THE LAW OFFICE OF BROOKS ELLISON
1725 Capitol Ave.
4 Sacramento, CA 95814
Telephone: (916) 448-2187
5 Facsimile: (916) 448-5346
E-mail: counsel@calattorneys.org

6 Attorneys for Plaintiff
7 California Attorneys, Administrative Law Judges,
And Hearing Officers in State Employment
8

9
10 SUPERIOR COURT OF CALIFORNIA
11 COUNTY OF ALAMEDA

12 CALIFORNIA ATTORNEYS,
13 ADMINISTRATIVE LAW JUDGES AND
14 HEARING OFFICERS IN STATE
EMPLOYMENT,

15 Petitioner/Plaintiff,

16 vs.

17 ARNOLD SCHWARZENEGGER as, Governor
18 of the State of California; DAVID GILB as
Director of the Department of Personnel
19 Administration; JOHN CHIANG, Controller of
20 the State of California; EDMUND G. BROWN
JR., Attorney General of the State of California;
21 STEVE POIZNER, Insurance Commissioner of
the State of California; PRESTON
22 DUFAUCHARD, Corporations Commissioner
23 of the Department of Corporations; CINDY
EHNES, Director of the Department of
24 Managed Health Care; JEFF DAVI, Real Estate
Commissioner of the Department of Real
25 Estate; CARRIE LOPEZ, Director of the
Department of Consumer Affairs; GEORGE
26 VALVERDE, Director of the Department of
27 Motor Vehicles; ANNE STAUSBOLL, Chief
Executive Officer of the Public Employees'
28 Retirement System; RONALD P. SCHAFER,

Case No. RG09453982
RG09456684
RG09456750

**JOINT STIPULATION FOR
EXPEDITED BRIEFING SCHEDULE
AND HEARING ON MOTIONS FOR
RELIEF FROM AUTOMATIC STAY**

Code of Civil Procedure §1110b

Date: March 23, 2010
Time: 9:00 a.m.
Dept.: 31

1 Chairperson of the Santa Monica Mountains
2 Conservancy; DOUGLAS BOSCO, Chairman
3 of the California State Coastal Conservancy;
4 JULIE NAUMAN, Executive Officer of the
5 Victim Compensation and Government Claims
6 Board; ALAN KERZIN, Executive Director of
7 the State Council on Developmental
8 Disabilities; MARY-ANN WARMERDAM,
9 Director of the Department of Pesticide
10 Regulation; JACK EHNES, Chief Executive
11 Officer of the State Teachers' Retirement
12 System; GLENN POMEROY, Chief Executive
13 Officer of the California Earthquake Authority;
14 WILLIAM HARAF, Commissioner of the
15 Department of Financial Institutions; STEVE
16 HARDY, Director of the Department of
17 Alcoholic Beverage Control; FRED
18 ARMENDARIZ, Chairman of the Alcoholic
19 Beverage Control Appeals Board; RAYNOR T.
20 TSUNEYOSHI, Director of the Department of
21 Boating and Waterways; TERRI CIAU,
22 Executive Director of the Gambling Control
23 Commission; JOHN P. DONNELLY, Executive
24 Director of the Wildlife Conservation Board; J.
25 A. FARROW, Commissioner of the California
26 Highway Patrol; KIRK BREED, Executive
27 Director of the California Horse Racing Board;
28 JOAN BORUCKI, Director of the California
State Lottery Commission; LLOYD THRONE,
Director of the Department of Community
Services and Development; L. STEVEN
SPEARS, Acting Executive Director of the
California Housing Finance Agency; MARK
LEARY, Executive Director of the California
Integrated Waste Management Board; RON
DIEDRICH, Director of the Office of
Administrative Hearings; DESTIE
OVERPECK, Acting Chief Deputy
Administrative Director of the Division of
Workers Compensation; DON KOCK, Director
of the Department of Fish and Game; CALEB
CHEUNG, Commission Chair of the
Commission on Teacher Credentialing;
BONNIE GARCIA, Chair of the California
Unemployment Insurance Appeals Board;
TONY SAUER, Director of the Department of

1 Rehabilitation; MARY D. NICHOLS, Chairman
2 of the Air Resources Board; LYNN JACOBS,
3 Director of the Department of Housing and
4 Community Development; PATRICK
5 HENNING, Director of the Employment
6 Development Department; LESTER SNOW,
7 Director of the Department of Water Resources;
8 PATRICK WRIGHT, Executive Director of the
9 California Tahoe Conservancy; BRIDGETT
10 LUTHER, Director of the Department of
11 Conservation; DOROTHY RICE, Executive
12 Director of the State Water Resources Control
13 Board; DAVID MAXWELL-JOLLY, Director
14 of the Department of Health Care Services;
15 MARK HORTON, Director of the Department
16 of Public Health; JOHN A. WAGNER, Director
17 of the Department of Social Services; WILL
18 KEMPTON, Director of the California
19 Department of Transportation; MAZIAR
20 MOVASSAGHI, Acting Director of the
21 Department of Toxic Substances Control; JON
22 DUNCAN, Director of the Department of
23 Industrial Relations; LYNN DAUCHER,
24 Director of the California Department of Aging;
25 RUTH COLEMAN, Director of the Department
26 of Parks and Recreation; DALE BONNER,
27 Secretary of the Business, Transportation, and
28 Housing Agency; KAREN HUMPHREY,
Executive Director of the California
Postsecondary Education Commission;
JOSEPH MILLER, Chairman of the Workers'
Compensation Appeals Board; DEBRA
BOWEN, Secretary of State for the State of
California; CHARLES PATILLO, General
Manager of the California Prison Industry
Authority; TOM FLESH, President of the New
Motor Vehicle Board; PAUL D. THAYER,
Executive Officer of the California State Lands
Commission; STEVE THARRATT, M.D.,
Director of the Emergency Medical Services
Authority; A. G. KAWAMURA, Secretary of
the California Department of Food and
Agriculture; WILL BUSH, Director of the
Department of General Services; ROGER
BRAUTIGAN, Acting Secretary of the
Department of Veterans Affairs; LESLEY

1 CUMMINGS, Executive Director of the
2 Managed Risk Medical Insurance Board, and
3 DOES 1 through 100,

4 Defendants/Respondents.
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 Three separate lawsuits challenging the legality of furloughs are currently pending in this
2 Department. The cases are:

3 *California Attorneys, Administrative Law Judges, etc. ("CASE") v.*

4 *Schwarzenegger*, case # RG09453982

5 *Union of American Physicians and Dentists v. Schwarzenegger ("UAPD")*, case #

6 RG09456684

7 *Service Employees International Union ("SEIU") v. Schwarzenegger*, case #

8 RG09456750

9 Petitioners in each of the above lawsuits are filing motions seeking relief from the stay of the
10 judgment and execution of the writ pursuant to Code of Civil Procedure 1110b. In an effort to
11 conserve time and judicial resources, the parties to all three cases have met and conferred, and
12 have agreed to an expedited briefing schedule and hearing date for the various motions. That
13 briefing schedule is as follows.

14
15 1. Moving papers of CASE, SEIU, and UAPD, and any separately represented
16 respondents who are in support of relief from the stay, are to be filed and electronically served no
17 later than 5:00 p.m., Thursday, March 4, 2010.

18 2. Opposition papers by the Governor, DPA (and all the respondents represented by
19 DPA) are to be filed and electronically served no later than 5:00 p.m., Friday, March 12, 2010.

20 3. Reply papers, if any, are to be filed and electronically served no later than 5:00
21 p.m., Wednesday, March 17, 2010.

22 4. Hearing on the motions will be held on Tuesday, March 23, 2010 at 9:00 a.m. in
23 Department 31.

24 ///

25 ///

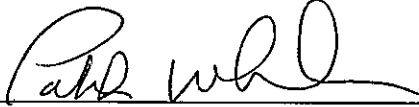
26 ///

27 ///

28 ///

Joint Stipulation for Expedited Briefing Schedule and Hearing on Motions for Relief from Automatic Stay

1 Counsel for all of the parties to the above cases hereby agree and stipulate to the
2 foregoing briefing schedule and hearing date.

3
4 

5 _____
6 Patrick Whalen
7 Counsel for Petitioner CASE, case # RG09453982

3-3-10
_____ Date

8
9
10
11 Adam Zapala
12 Counsel for Petitioner UAPD, case # RG09456684

_____ Date

13
14
15
16 Felix De La Torre
17 Counsel for Petitioner SEIU, case # RG09456750

_____ Date

18
19
20
21 Michael J. Strumwasser
22 Counsel for Respondent Glenn Pomeroy

_____ Date

23
24
25
26 Harvey Liederman
27 Counsel for Respondents Anne Stausboll and Jack Ehnes

_____ Date

28
Joint Stipulation for Expedited Briefing Schedule and Hearing on Motions for Relief from Automatic Stay

1 Counsel for all of the parties to the above cases hereby agree and stipulate to the
2 foregoing briefing schedule and hearing date.

3
4
5
6 _____
Patrick Whalen
Counsel for Petitioner CASE, case # RG09453982

_____ Date

7
8
9
10 _____
Adam Zapala
Counsel for Petitioner UAPD, case # RG09456684

3-3-10
_____ Date

11
12
13
14
15
16 _____
Felix De La Torre
Counsel for Petitioner SEIU, case # RG09456750

_____ Date

17
18
19
20
21 _____
Michael J. Strumwasser
Counsel for Respondent Glenn Pomeroy

_____ Date

22
23
24
25
26 _____
Harvey Liederman
Counsel for Respondents Anne Stausboll and Jack Ehnes

_____ Date

27
28
Joint Stipulation for Expedited Briefing Schedule and Hearing on Motions for Relief from Automatic Stay

1 Counsel for all of the parties to the above cases hereby agree and stipulate to the
2 foregoing briefing schedule and hearing date.

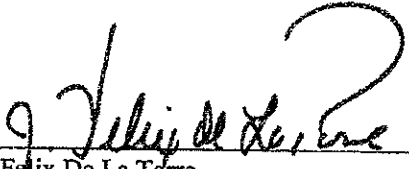
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Patrick Whalen
Counsel for Petitioner CASE, case # RG09453982

Date

Adam Zapala
Counsel for Petitioner UAPD, case # RG09456684

Date


Felix De La Torre
Counsel for Petitioner SEIU, case # RG09456750

3 March 2010
Date

Michael J. Strumwasser
Counsel for Respondent Glenn Pomeroy

Date

Harvey Liederman
Counsel for Respondents Anne Stausboll and Jack Ehnes

Date

Joint Stipulation for Expedited Briefing Schedule and Hearing on Motions for Relief from Automatic Stay

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Counsel for all of the parties to the above cases hereby agree and stipulate to the foregoing briefing schedule and hearing date.

Patrick Whalen
Counsel for Petitioner CASE, case # RG09453982

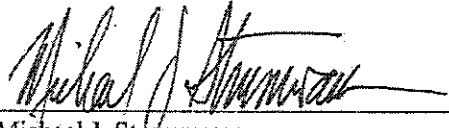
Date

Adam Zapala
Counsel for Petitioner UAPD, case # RG09456684

Date

Felix De La Torre
Counsel for Petitioner SEIU, case # RG09456750

Date



Michael J. Stumwasser
Counsel for Respondent Glenn Pomeroy

3/3/2010
Date

Harvey Liederman
Counsel for Respondents Anne Stausboll and Jack Ehnes

Date

Joint Stipulation for Expedited Briefing Schedule and Hearing on Motions for Relief from Automatic Stay

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Counsel for all of the parties to the above cases hereby agree and stipulate to the foregoing briefing schedule and hearing date.

Patrick Whalen
Counsel for Petitioner CASE, case # RG09453982

Date

Adam Zapala
Counsel for Petitioner UAPD, case # RG09456684

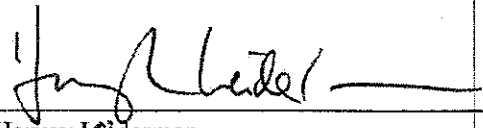
Date

Felix De La Torre
Counsel for Petitioner SEIU, case # RG09456750

Date

Michael J. Strumwasser
Counsel for Respondent Glenn Pomeroy

Date



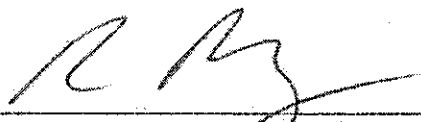
Harvey L. Alderman
Counsel for Respondents Anne Stausboll and Jack Ehnes

3/2/10

Date

Joint Stipulation for Expedited Briefing Schedule and Hearing on Motions for Relief from Automatic Stay

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28



Deputy Attorney General Ross Moody
Counsel for Respondents Edmund G. Brown, Jr., John Chiang,
Steve Poizner, and Debra Bowen

3/3/10
Date

Ronald Turovsky
Counsel for Respondent Joan Borucki

Date

David Tyra, Esq.
Counsel for Respondents Arnold Schwarzenegger and David Gilb

Date

Will Yamada, Deputy Counsel
Counsel for all other Respondents

Date

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Deputy Attorney General Ross Moody
Counsel for Respondents Edmund G. Brown, Jr., John Chiang,
Steve Poizner, and Debra Bowen

Date

Ronald B. Turovsky

Ronald Turovsky
Counsel for Respondent Joan Borucki

3/2/10

Date

David Tyra, Esq.
Counsel for Respondents Arnold Schwarzenegger and David Gilb

Date

Will Yamada, Deputy Counsel
Counsel for all other Respondents

Date

Joint Stipulation for Expedited Briefing Schedule and Hearing on Motions for Relief from Automatic Stay

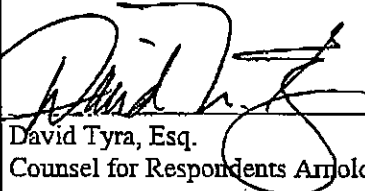
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Deputy Attorney General Ross Moody
Counsel for Respondents Edmund G. Brown, Jr., John Chiang,
Steve Poizner, and Debra Bowen

Date

Ronald Turovsky
Counsel for Respondent Joan Borucki

Date


David Tyra, Esq.
Counsel for Respondents Arnold Schwarzenegger and David Gilb

3/2/10
Date

Will Yamada, Deputy Counsel
Counsel for all other Respondents

Date

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Deputy Attorney General Ross Moody
Counsel for Respondents Edmund G. Brown, Jr., John Chiang,
Steve Poizner, and Debra Bowen

Date

Ronald Turovsky
Counsel for Respondent Joan Borucki

Date

David Tyra, Esq.
Counsel for Respondents Arnold Schwarzenegger and David Gilb

Date

Linda A. Marfus for

Will Yamada, Deputy Counsel
Counsel for all other Respondents

3-2-10
Date