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2 VISHTASP M. SOROUSHIAN, SBN 278895  
3 **BEESON, TAYER & BODINE, APC**  
4 483 Ninth Street, 2nd Floor  
5 Oakland, CA 94607-4051  
6 Telephone: (510) 625-9700  
7 Facsimile: (510) 625-8275  
8 Email: TPaterson@beesontayer.com  
9 VSoroshian@beesontayer.com

10 Attorneys for Plaintiff and Petitioner,  
11 AFSCME LOCAL 101

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
13 **IN AND FOR THE COUNTY OF SANTA CLARA**

14 AMERICAN FEDERATION OF STATE,  
15 COUNTY, AND MUNICIPAL EMPLOYEES,  
16 LOCAL 101, on behalf of its members,

17 Plaintiff and Petitioner,

18 v.

19 CITY OF SAN JOSÉ and DEBRA FIGONE in  
20 her official capacity as City Manager,

21 Defendants and Respondents,

22 **THE BOARD OF ADMINISTRATION FOR**  
23 **THE FEDERATED CITY EMPLOYEES**  
24 **RETIREMENT PLAN,**

25 Necessary Party In Interest.

Case No. 112CV227864

**PLAINTIFF/PETITIONER AFSCME,  
LOCAL 101'S RESPONSE TO  
DEFENDANTS' NOTICE OF RELATED  
CASES**

1 **TO: THE HONORABLE COURT, DEFENDANTS/RESPONDENTS AND THEIR**  
2 **RESPECTIVE ATTORNEYS OF RECORD IN THE ABOVE-ENTITLED ACTION:**

3 PLEASE TAKE NOTICE THAT PLAINTIFF AMERICAN FEDERATION OF STATE,  
4 COUNTY, AND MUNICIPAL EMPLOYEES, LOCAL 101 ("AFSCME"), pursuant to Rule  
5 3.300(g) of the California Rules of Court, hereby responds to the Notice of Related Cases ("Notice")  
6 served by Defendants and Respondents ("defendants") City of San José *et al.* ("City") in Santa Clara  
7 County Superior Court Case No. 112CV227864 on July 12, 2012 (a true and correct copy which is  
8 attached hereto as Exhibit "A" and incorporated by reference) and received by AFSCME's counsel  
9 for the purposes of the above-entitled action on July 13, 2012.

10 While styled a "Notice of Related Cases," defendants' Notice includes inaccurate statements.  
11 It also includes argument that is neither contemplated by Cal. Rules of Court, Rule 3.300(c) nor  
12 serves to further its purpose. This response clarifies some of those issues, but does not dispute the  
13 contention that the cases are related.

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15 **1. AFSCME'S Causes of Action:** Defendants' Notice incorrectly avers that AFSCME  
16 seeks "declaratory relief regarding Measure B's validity (or invalidity) under the separation of  
17 powers provision of the California Constitution ...." Nonetheless, AFSCME reserves the right to  
18 amend its complaint to include such an allegation in the future.

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20 **2. State Court is Most Efficient Forum:** Defendants aver in a conclusive fashion that  
21 "the single federal action is the most efficient forum for fully adjudicating the validity of Measure B."  
22 Not only is such argument unnecessary to a Rule 3.300 notice, but it is also incorrect. The state court  
23 actions allege only violations of the California Constitution and state law, and state court is the best  
24 forum to resolve pure questions of state law. As such, the federal court action should be stayed while  
25 the parties litigate the validity of Measures B in state court.

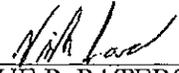
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27 **3. Consolidation Inappropriate:** As Defendants acknowledge, they have not yet  
28 motioned for a consolidation and stay of the state court actions. Therefore, that matter is not before

1 the court. However, insofar as Defendants' Notice has brought that issue to the forefront, AFSCME  
2 opposes consolidation of the state court actions. There are several distinct legal and factual  
3 differences in the related cases which makes consolidation of the actions inappropriate.  
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7 Dated: July 17, 2012

BEESON, TAYER & BODINE, APC

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9 By:

  
10 TEAGUE P. PATERSON  
11 VISHTASP M. SOROUSHIAN  
12 Attorneys for Plaintiff and Petitioner  
13 AFSCME LOCAL 101  
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**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF ALAMEDA**

I declare that I am employed in the County of Alameda, State of California. I am over the age of eighteen (18) years and not a party to the within cause. My business address is Beeson, Tayer & Bodine, Ross House, Suite 200, 483 Ninth Street, Oakland, California, 94607-4051. On this day, I served the foregoing Document(s):

**PLAINTIFF/PETITIONER'S RESPONSE TO NOTICE OF RELATED CASES**

**By Mail** to the parties in said action, as addressed below, in accordance with Code of Civil Procedure §1013(a), by placing a true copy thereof enclosed in a sealed envelope in a designated area for outgoing mail, addressed as set forth below. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

**By Personally Delivering** a true copy thereof, to the parties in said action, as addressed below in accordance with Code of Civil Procedure §1011.

**By Messenger Service** to the parties in said action, as addressed below, in accordance with Code of Civil Procedure § 1011, by placing a true and correct copy thereof in an envelope or package addressed to the persons at the addresses listed below and providing them to a professional messenger service.

**By UPS Overnight Delivery** to the parties in said action, as addressed below, in accordance with Code of Civil Procedure §1013(c), by placing a true and correct copy thereof enclosed in a sealed envelope, with delivery fees prepaid or provided for, in a designated outgoing overnight mail. Mail placed in that designated area is picked up that same day, in the ordinary course of business for delivery the following day via United Parcel Service Overnight Delivery.

**By Facsimile Transmission** to the parties in said action, as addressed below, in accordance with Code of Civil Procedure §1013(e).

**By Electronic Service.** Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

**SEE ATTACHED SERVICE LIST**

I declare under penalty of perjury that the foregoing is true and correct. Executed in Oakland, California, on this date, July 17, 2012.

  
Marlene T. Dunleavy

**SERVICE LIST**

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<p>Arthur A. Hartinger, Esq. Linda M. Ross, Esq. Jennifer L. Nock, Esq. Michael C. Hughes MEYERS, NAVE, RIBACK, SILVER &amp; WILSON 555 12th Street, Suite 1500 Oakland, CA 94607</p>	<p>Attorneys for Defendants/Respondents, City of San Jose and Debra Figone</p>
<p>John McBride, Esq. Christopher E. Platten, Esq. Mark S. Renner, Esq. WYLIE, McBRIDE, PLATTEN &amp; RENNER 2125 Canoas Garden Avenue, Suite 120 San Jose, CA 95125</p>	<p>Attorneys for Plaintiffs/Petitioners, Robert Sapien, Mary McCarthy, Thanh Ho, Randy Sekany and Ken Heredia (Santa Clara Superior Court Case No. 112CV225928)</p> <p>AND</p> <p>Defendant, San Jose Firefighters, I.A.F.F. Local 230 (U.S. Northern District Court Case No. 5:12-CV-2904-LHK)</p> <p>AND</p> <p>Plaintiffs/Petitioners, John Mukhar, Dale Dapp, James Atkins, William Buffington and Kirk Pennington (Santa Clara Superior Court Case No. 112CV226574)</p> <p>AND</p> <p>Plaintiffs/Petitioners, Teresa Harris, Jon Reger, Moses Serrano and Suzanne Stauffer (Santa Clara Superior Court Case No. 112CV226570)</p> <p>AND</p> <p>Defendant, City Association of Management Personnel, IFPTE, Local 21 (U.S. District Court Case No. 5:12-CV-2904-LHK)</p>
<p>Gregg McLean Adam, Esq. Jonathan Yank, Esq. CARROLL, BURDICK &amp; McDONOUGH LLP 44 Montgomery Street, Suite 400 San Francisco, CA 94104</p>	<p>Attorneys for Plaintiff, San Jose Police Officers' Association (Santa Clara Superior Court Case No. 112CV225926)</p> <p>AND</p> <p>Defendant, San Jose Police Officers' Association (U.S. Northern District Court Case No. 5:12-CV-2904-LHK)</p>

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City Clerk CITY OF SAN JOSE 200 East Santa Clara Street San Jose, CA 95113	Defendant/Respondent
Debra Figone, City Manager CITY OF SAN JOSE 200 East Santa Clara Street San Jose, CA 95113	Defendant/Respondent
Richard Doyle, City Attorney CITY OF SAN JOSE 200 East Santa Clara Street San Jose, CA 95113	
Harvey L. Leiderman, Esq. REED SMITH, LLP 101 Second Street, Suite 1800 San Francisco, CA 94105	Attorneys for the Necessary Party in Interest, The Board of Administration of the Federated City Employees' Retirement Plan

# **EXHIBIT A**

1 Arthur A. Hartinger (SBN: 121521)  
ahartinger@meyersnave.com  
2 Linda M. Ross (SBN: 133874)  
lross@meyersnave.com  
3 Jennifer L. Nock (SBN: 160663)  
jnock@meyersnave.com  
4 Michael C. Hughes (SBN: 215694)  
mhughes@meyersnave.com  
5 MEYERS, NAVE, RIBACK, SILVER & WILSON  
555 12<sup>th</sup> Street, Suite 1500  
6 Oakland, California 94607  
Telephone: (510) 808-2000  
7 Facsimile: (510) 444-1108

EXEMPT FROM FILING FEES  
GOV'T CODE § 6103

8 Attorneys for Defendants and Respondents  
City of San José and Debra Figone

9  
10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **COUNTY OF SANTA CLARA**

12 AMERICAN FEDERATION OF STATE,  
COUNTY, AND MUNICIPAL  
13 EMPLOYEES, LOCAL 101, on behalf of its  
members,

14 Plaintiffs and Petitioners,

15 v.

16 CITY OF SAN JOSÉ, DEBRA FIGONE, in  
17 her official capacity as City Manager,

18 Defendants and Respondents.

19 THE BOARD OF ADMINISTRATION FOR  
20 THE FEDERATED CITY EMPLOYEES'  
RETIREMENT PLAN,

21 Necessary Party in Interest.  
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Case No. 112CV227864

**NOTICE OF RELATED CASES**

Complaint filed: July 5, 2012

112CV227864

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NOTICE OF RELATED CASES

This action is related to four state-court actions that are currently pending before different judges in this Court regarding the validity of Measure B, a pension-reform measure recently enacted by voters of the City of San José ("City"). These five state-court actions are also related to a federal action for declaratory relief filed by the City that is currently pending before the Honorable Lucy Koh in the United States District Court for the Northern District of California.

The first-filed of the five state-court actions is *San José Police Officers' Association v. City of San José*, Santa Clara County Superior Court Case No. 112CV225926, assigned to Hon. Patricia M. Lucas in Dept. 2. On Friday, July 6, 2012, the City filed a Notice of Related Action in that case. That Notice is attached hereto as Attachment 1.

The City's action in federal court is the first-filed of all six actions. It is also the most comprehensive, encompassing the vast majority of claims and all parties, or parties in privity thereto, of the five actions pending in this Court. All six actions contain overlapping claims seeking declaratory relief regarding the validity (or invalidity) of Measure B under the contracts, takings, and due process clauses of the California Constitution. The City's federal action, the San José Police Officers' Association's state-court action, and this state-court action by AFSCME all seek declaratory relief regarding Measure B's validity (or invalidity) under the separation of powers provision of the California Constitution and under the Pension Protection Act.

Requiring these identical and overlapping issues to be heard by different judges would result in substantial duplication of state and federal judicial resources.

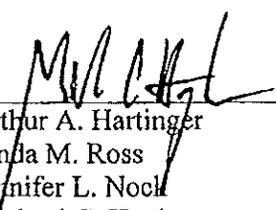
In light of the above, and given that only the City's federal action seeks adjudication of federal claims, the single federal action is the most efficient forum for fully adjudicating the validity of Measure B. Accordingly, the City will shortly be filing a motion in Department 2 to

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1 consolidate and stay the four state court actions so that the parties may litigate the validity of  
2 Measure B in a single federal court action, before a single judge.

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5 DATED: July 12, 2012

MEYERS, NAVE, RIBACK, SILVER & WILSON

6  
7 By: 

8 Arthur A. Hartinger

9 Linda M. Ross

10 Jennifer L. Noch

11 Michael C. Hughes

Attorneys for CITY OF SAN JOSÉ

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# ATTACHMENT 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Print, Sign by Authority, and Address): Arthur A. Hartinger (SBN: 121521), Jennifer L. Nock (SBN: 160663) Meyers, Nave, Riback, Silver & Wilson 555 12th Street, Suite 1500 Oakland, California 94607 TELEPHONE NO.: (510) 808-2000 FAX NO. (510) 444-1108 E-MAIL ADDRESS (Optional): ahartinger@meyersnave.com ATTORNEY FOR (Name): Defendant and Respondent City of San Jose		ENDORSED FILED 2012 JUL -6 P 3:57 David H. Yarnall, Clerk of Superior Court County of Santa Clara, California By: <i>T. Mai</i>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Santa Clara STREET ADDRESS: 191 North First Street MAILING ADDRESS: CITY AND ZIP CODE: San Jose, CA 95113 BRANCH NAME: Downtown Superior Court (DCT)		
PLAINTIFF/PETITIONER: San Jose Police Officers' Association	CASE NUMBER: 112CV225926	
DEPENDANT/RESPONDENT: City of San Jose, Bd Admin for Police Fire Ret Pln	JUDICIAL OFFICER: Hon. Patricia M. Lucas	
NOTICE OF RELATED CASE		DEPT.: 2

Identify, in chronological order according to date of filing, all cases related to the case referenced above.

1.
  - a. Title: City of San Jose v. San Jose Police Officers' Association, et al.
  - b. Case number: 5:12 CV 02904 LHK PSG
  - c. Court:  same as above  
 other state or federal court (name and address): U.S. District Court, N.D. Cal., 280 S. 1st St., SJ, CA
  - d. Department: San Jose Division, Hon. Lucy Koh, Courtroom 8
  - e. Case type:  limited civil  unlimited civil  probate  family law  other (specify):
  - f. Filing date: June 5, 2012
  - g. Has this case been designated or determined as "complex"?  Yes  No
  - h. Relationship of this case to the case referenced above (check all that apply):
    - Involves the same parties and is based on the same or similar claims.
    - arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.
    - Involves claims against, title to, possession of, or damages to the same property.
    - Is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.
    - Additional explanation is attached in attachment 1h
  - i. Status of case:
    - pending
    - dismissed  with  without prejudice
    - disposed of by judgment
  
2.
  - a. Title: Robert Saplen, et al. v. City of San Jose, et al.
  - b. Case number: 112CV225928
  - c. Court:  same as above  
 other state or federal court (name and address):
  - d. Department: Dept. 8, Hon. Peter Kirwan

BY FAX

PLAINTIFF/PETITIONER: San Jose Police Officers' Association	CASE NUMBER:
DEFENDANT/RESPONDENT: City of San Jose, Bd Admin for Police Fire Ret P	112CV225926

2. (continued)

- e. Case type:  limited civil  unlimited civil  probate  family law  other (specify):
- f. Filing date: June 6, 2012
- g. Has this case been designated or determined as "complex?"  Yes  No
- h. Relationship of this case to the case referenced above (check all that apply):
  - involves the same parties and is based on the same or similar claims.
  - arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.
  - involves claims against, title to, possession of, or damages to the same property.
  - is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.
  - Additional explanation is attached in attachment 2h
- i. Status of case:
  - pending
  - dismissed  with  without prejudice
  - disposed of by judgment

3. a. Title: Teresa Harris, et al. v. City of San Jose, et al.

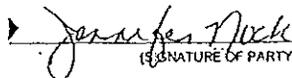
- b. Case number: 112CV226570
- c. Court:  same as above  
 other state or federal court (name and address):
- d. Department: Dept. 9; Hon. Mark H. Pierce
- e. Case type:  limited civil  unlimited civil  probate  family law  other (specify):
- f. Filing date: June 15, 2012
- g. Has this case been designated or determined as "complex?"  Yes  No
- h. Relationship of this case to the case referenced above (check all that apply):
  - involves the same parties and is based on the same or similar claims.
  - arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.
  - involves claims against, title to, possession of, or damages to the same property.
  - is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.
  - Additional explanation is attached in attachment 3h
- i. Status of case:
  - pending
  - dismissed  with  without prejudice
  - disposed of by judgment

4.  Additional related cases are described in Attachment 4. Number of pages attached: 1

Date: July 6, 2012

Jennifer L. Nock, Attorney for City of San Jose

(TYPE OR PRINT NAME OF PARTY OR ATTORNEY)

  
(SIGNATURE OF PARTY OR ATTORNEY)

Attachments 4 and 1h-4h to Notice of Related Case Form CM-015

San Jose Police Officers' Association v. City of San Jose et al.

Case No. 112CV225926

Attachment 4

a Title: *John Mukhar, et al. v. City of San Jose, et al.*  
b Case Number: 112CV226574  
c Court: Same as above  
d Department: Dept. 8, Hon. Peter Kirwan  
e Case Type: Unlimited civil  
f Filing Date: June 15, 2012  
g Complex Case Status: No – case has not been designated complex.  
h Relationship of This Case to the Case Referenced Above:  
X Arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.  
X Is likely for other reasons to require substantial duplication of judicial resources if heard by different judges. Additional explanation is attached in attachment 4h.  
i Status of Case: Pending

Attachment 1h-4h

Four related state-court actions are currently pending before different judges in this Court regarding the validity of Measure B, a pension-reform measure recently enacted by voters of the City of San Jose ("City"). These actions are also related to a federal action for declaratory relief filed by the City that is currently pending before the Honorable Lucy Koh in the United States District Court for the Northern District of California.

The City's action is the first-filed of all five actions. It is also the most comprehensive, encompassing all the claims and parties, or parties in privity thereto, of the four actions pending in this Court. Specifically, all five actions contain overlapping claims seeking declaratory relief regarding the validity (or invalidity) of Measure B under the contracts, takings, and due process clauses of the California Constitution. The City's federal action and the San Jose Police Officers' Association's state court action also seek declaratory relief regarding Measure B's validity (or invalidity) under the free speech, right to petition, separation of powers provisions under the California Constitution; the Pension Protection Act, the Meyers Milias Brown Act, and regarding whether Measure B breaches any contracts.

Requiring these identical and overlapping issue to be heard by different judges would result in substantial duplication of state and federal judicial resources.

In light of the above, and given that only the City's federal action seeks adjudication of federal claims, the single federal action is the most efficient forum for fully adjudicating the validity of Measure B. Accordingly, the City will shortly be filing a motion in Department 2 to consolidate and stay the four state court actions so that the parties may litigate the validity of Measure B in a single federal court action, before a single judge.

PLAINTIFF/PETITIONER: San José Police Officers' Association	CASE NUMBER:
DEFENDANT/RESPONDENT: City of San Jose, Bd Admin for Police Fire Ret B	112CV225926

**PROOF OF SERVICE BY FIRST-CLASS MAIL  
NOTICE OF RELATED CASE**

*(NOTE: You cannot serve the Notice of Related Case if you are a party in the action. The person who served the notice must complete this proof of service. The notice must be served on all known parties in each related action or proceeding.)*

1. I am at least 18 years old and not a party to this action. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (specify):

555 12th Street, Suite 1500  
Oakland, California 94607

2. I served a copy of the *Notice of Related Case* by enclosing it in a sealed envelope with first-class postage fully prepaid and (check one):
- a.  deposited the sealed envelope with the United States Postal Service.
  - b.  placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Related Case* was mailed:
- a. on (date): July 6, 2012
  - b. from (city and state): Oakland, California

4. The envelope was addressed and mailed as follows:

a. Name of person served:  
John McBride, Chris Platten, Mark Renner  
Street address: 2125 Canoas Garden Ave, 120  
City: San Jose  
State and zip code: CA 95125

c. Name of person served:  
Street address:  
City:  
State and zip code:

b. Name of person served:  
Gregg Adam, Jonathan Yank, G. Martinez  
Street address: 44 Montgomery St., Ste 400  
City: San Francisco  
State and zip code: CA 94104

d. Name of person served:  
Street address:  
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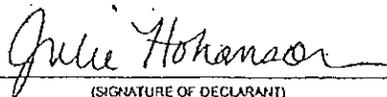
Names and addresses of additional persons served are attached. (You may use form POS-030(P).)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: July 6, 2012

Julie Hokanson

(TYPE OR PRINT NAME OF DECLARANT)



(SIGNATURE OF DECLARANT)

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ALAMEDA

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Alameda, State of California. My business address is 555 12th Street, Suite 1500, Oakland, CA 94607.

On July 12, 2012, I served true copies of the following document(s) described as **NOTICE OF RELATED CASES** on the interested parties in this action as follows:

**SEE ATTACHED SERVICE LIST**

**BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons at the addresses listed in the Service List and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with Meyers, Nave, Riback, Silver & Wilson's practice for collecting and processing correspondence for mailing. On the same day that the correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on July \_\_\_\_, 2012, at Oakland, California.

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Jilala H. Foley

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<p>John McBride Christopher E. Platten Mark S. Renner WYLIE, MCBRIDE, PLATTEN &amp; RENNER 2125 Canoas Garden Avenue, Suite 120 San Jose, CA 95125</p>	<p>Attorneys for Plaintiffs/Petitioners, Robert Sapien, Mary McCarthy, Thanh Ho, Randy Sekany and Ken Heredia (Santa Clara Superior Court Case No. 112CV225928)</p> <p>AND</p> <p>Defendant, San Jose Firefighters, I.A.F.F. Local 230 (U.S. Northern District Court Case No. 5:12- CV-2904-LHK)</p> <p>AND</p> <p>Plaintiffs/Petitioners, John Mukhar, Dale Dapp, James Atkins, William Buffington And Kirk Pennington (Santa Clara Superior Court Case No. 112CV226574)</p> <p>AND</p> <p>Plaintiffs/Petitioners, Teresa Harris, Jon Reger, Moses Serrano and Suzann Stauffer (Santa Clara Superior Court Case No. 112CV226570)</p> <p>AND</p> <p>Defendant, City Assoc. of Management. Personnel, IFPTE, Local 21(U.S. Northern District Court Case No. 5:12-CV-2904-LHK)</p> <p>AND</p> <p>Defendant, The International Union of Operating Engineers, Local No. 3 (U.S. Northern District Court Case No. 5:12-CV-2904-LHK)</p>
<p>Gregg McLean Adam Jonathan Yank Gonzalo Martinez Jennifer Stoughton CARROLL, BURDICK &amp; MCDONOUGH, LLP 44 Montgomery Street, Suite 400 San Francisco, CA 94104</p>	<p>Attorneys for Plaintiff, San Jose Police Officers' Assoc. (Santa Clara Superior Court Case No. 112CV225926)</p> <p>AND</p> <p>Defendant, San Jose Police Officers' Assoc. (U.S. Northern District Court Case No. 5:12-CV-2904- LHK)</p>

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<p>Teague P. Paterson BEESON, TAYER &amp; BODINE, APC Ross House, 2nd Floor 483 Ninth Street Oakland, CA 94607</p>	<p>Attorneys for Defendant, AFSCME LOCAL 101 Municipal Employees Federal AFSCME, Local 101(U.S. Northern District Court Case No. 5:12- CV-2904-LHK)</p> <p>AND</p> <p>Plaintiff, AFSCME LOCAL 101 (Santa Clara County Superior Court Case No. 112CV227864)</p>
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