

ELECTRONICALLY FILED
Superior Court of California,
County of San Diego
04/29/2019 at 11:13:00 AM
Clerk of the Superior Court
By Melissa Reyes, Deputy Clerk

RECEIVED
June 05, 2019
**Commission on
State Mandates**

[PROPOSED] WRIT OF ADMINISTRATIVE MANDAMUS

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1 TO: Respondent, COMMISSION ON STATE MANDATES:

2 Pursuant to the judgment of this court, the Commission on State Mandates is commanded
3 to set aside the Statement of Decision adopted on December 6, 2013, the Statement of Decision
4 and Amended Parameters and Guidelines adopted on May 30, 2014 (corrected on February 27,
5 2015), and the Statewide Cost Estimate adopted March 12, 2015, in Mandate Redetermination
6 Request 12-MR-01, *Sexually Violent Predators, (CSM-4509)*, and to reconsider the State
7 Department of Finance's Request for Redetermination in a manner consistent with the opinion
8 of the Supreme Court of the State of California as set forth at 6 Cal.5th 196.

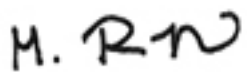
9 Pending a further statement of decision by the Commission, the original Statement of
10 Decision adopted on June 25, 1998, the Parameters and Guidelines adopted on September 24,
11 1998, as amended on October 30, 2009, and the Statewide Cost Estimate adopted March 25,
12 1999 remain in place and have not been superseded in accordance with Government Code
13 section 17570.

14 The Commission shall file a return on the writ with this court within 120 days of service
15 of the writ indicating what they have done to comply with the writ.

16
17 ~~Date:~~

By: _____
~~Clerk of the Court~~

18
19
20
21 Date: **4-29-19**


M. Reyes
By: _____
Deputy Clerk

PROOF OF SERVICE

I, ODETTE ORTEGA, declare:

I am over the age of eighteen years and not a party to the case; I am employed in the County of San Diego, California. My business address is 1600 Pacific Highway, Room 355, San Diego, California, 92101.

On June 5, 2019, I caused to be transmitted the following documents:

1. WRIT OF ADMINISTRATIVE MANDAMUS.

☒ **(BY E-mail)** I caused to be transmitted a copy of the foregoing document(s) this date via Microsoft Outlook, which electronically notifies all counsel, the transmission was reported as complete and no error was reported that the electronic transmission was not completed;

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on June 5, 2019, at San Diego, California.

By:

ODETTE ORTEGA

DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Sacramento and I am over the age of 18 years, and not a party to the within action. My place of employment is 980 Ninth Street, Suite 300, Sacramento, California 95814.

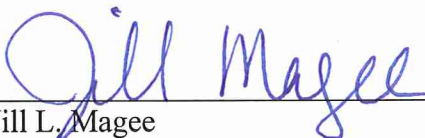
On June 11, 2019, I served the:

- **Notice of Entry of Judgement served to the Commission June 5, 2019**
- **Writ of Administrative Mandamus filed in the San Diego Superior Court April 29, 2019 and served to the Commission June 5, 2019**

Reconsideration of the Request for Mandate Redetermination on Remand
Sexually Violent Predators (CSM-4509), 12-MR-01-R
Welfare and Institutions Code Sections 6601 through 6608
Statutes 1995, Chapter 762; Statutes 1995, Chapter 763; Statutes 1996, Chapter 4
Department of Finance, Requester

by making it available on the Commission's website and providing notice of how to locate it to the email addresses provided on the attached mailing list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on June 11, 2019 at Sacramento, California.


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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 6/11/19

Claim Number: CSM-4509 (12-MR-01-R)

Matter: Sexually Violent Predators

Requester: Department of Finance

TO ALL PARTIES, INTERESTED PARTIES, AND INTERESTED PERSONS:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.3.)

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