Case No.: S262663

IN THE SUPREME COURT

OF THE STATE OF CALIFORNIA

COAST COMMUNITY COLLEGE DISTRICT, et al., Plaintiffs and Appellants,

v.

COMMISSION ON STATE MANDATES,

Defendant and Respondent,

DEPARTMENT OF FINANCE,

Real Party in Interest and Respondent.

PLAINTIFFS' AND APPELLANTS' NOTICE OF ERRATA RE TABLE OF AUTHORITIES IN ANSWER BRIEF TO COMMISSION ON STATE MANDATES' AND THE DEPARTMENT OF FINANCE'S OPENING BRIEF ON THE MERITS

Third District Court of Appeal Case No. C080349 Sacramento County Superior Court Case No. 34-2014-80001842 The Honorable Christopher E. Krueger, Judge (916-874-7848)

*Christian M. Keiner, Esq., (SB#95144)
Email: ckeiner@DWKesq.com
William B. Tunick, Esq., (SB#245481)
Email: wtunick@DWKesq.com
Juliane S. Rossiter, Esq., (SB#155395)
Email: jrossiter@DWKesq.com
Chelsea A. Tibbs, (SB#309300)
Email: ctibbs@DWKesq.com
DANNIS WOLIVER KELLEY
555 Capitol Mall, Suite 645
Sacramento, CA 95814
Telephone: 916.978.4040

Telephone: 916.978.4040 Facsimile: 916.978.4039

[Exempt from filing fees pursuant to Gov. Code, § 6103]

Plaintiffs and Appellants Coast Community College District, et al. ("Districts") request that this Court and all parties herein take notice of errata that Plaintiffs' And Appellants' Answer Brief To Commission On State Mandates' And The Department Of Finance's Opening Brief On The Merits ("Answer Brief") in the above matter filed on February 16, 2021 must be corrected as follows:

References to citations in the Table of Authorities were incorrect or inadvertently omitted from the Table of Authorities. A complete and correct copy of the Table of Authorities is attached hereto and Districts request that it be incorporated into the Answer Brief.

Dated: March 2, 2021 Respectfully submitted,

Dannis Woliver Kelley Christian M. Keiner William B. Tunick Juliane S. Rossiter

By:

Christian M. Keiner

Attorneys for Appellants and Petitioners Coast Community College District, et al.

TABLE OF AUTHORITIES

	Page(s)
State Cases	
California Academy of Sciences v. County of Fresno (1987) 192 Cal.App.3d 1436	45
California School Boards Association v. State of California (2019) 8 Cal.5th 713	25
City of Merced v. State of California (1984) 153 Cal.App.3d 777	31, 33, 34
City of Richmond v. Commission on State Mandates (1998) 64 Cal.App.4th 1190	25
City of Sacramento v. State of California (1990) 50 Cal.3d 51	passim
City of San Jose v. State of California (1996) 45 Cal.App.4th 1802	25
County of Los Angeles v. Commission on State Mandates (1995) 32 Cal.App.4th 805	25
County of Los Angeles v. State of California (1987) 43 Cal.3d 46	42
County of San Diego v. State of California (1997) 15 Cal.4th 68	12, 31, 42
Department of Finance v. Commission on State Mandates (2016) 1 Cal.5th 749	12, 14, 42
Department of Finance v. Commission on State Mandates (2003) 30 Cal.4th 727	passim
Dyna-Med, Inc. v. Fair Employment & Housing Com. (1987) 43 Cal.3d 1379	41
Ekstrom v. Marquesa at Monarch Beach Homeowners Assn. (2008) 168 Cal.App.4th 1111	45

Carmel Valley Fire Protection Dist. v. State of California (1987) 190 Cal.App.3d 521
Golden Day Schools, Inc. v. Department of Education (1999) 69 Cal.App.4th 681
Hayes v. Commission on State Mandates (1992) 11 Cal.App.4th 1581
Hill v. City of Clovis (2000) 80 Cal.App.4th 438
Pacific Gas & Electric Co. v. County of Stanislaus (1997) 16 Cal.4th 114341
Pulcifer v. Alameda County (1946) 29 Cal.2d 25843
San Diego Unified School District v. Commission on State Mandates (2004) 33 Cal.4th 859passin
Transworld Systems, Inc. v. County of Sonoma (2000) 78 Cal.App.4th 713
Wells v. One2One Learning Foundation (2006) 39 Cal.4th 1164
Constitutional Provisions
California Constitution, Article XIII B, section 6
California Constitution, Article XVI, section 8
State Statutes
Civil Code section 3548
Code of Civil Procedure section 1094.5
Education Code section 25430.12
Education Code section 35147
Education Code section 70901

Education Code section 76240
Education Code section 76300
Education Code sections 76300 through 7639543, 46, 48, 49
Education Code section 76420
Education Code section 84040
Education Code section 84750.4
Education Code section 84751
Evidence Code section 664
Government Code section 8880.5
Government Code section 11342.2
Government Code section 11342.600
Government Code section 11349
Government Code section 17514
Government Code section 17516
Government Code section 17559
Rules
California Rules of Court, rule 8.20453
California Rules of Court, rule 8.500
California Rules of Court, rule 8.52053
Regulations
California Code of Regulations, title 5, section 51000
California Code of Regulations, title 5, sections 51000 through 51027
California Code of Regulations, title 5, section 5101227, 49, 50

California Code of Regulations, title 5 section 51100	15, 16
California Code of Regulations, title 5, section 5110215, 16	5, 28, 38
California Code of Regulations, title 5, section 5462643, 46	5, 47, 48
California Code of Regulations, title 5, section 55000.5	16
California Code of Regulations, title 5, section 58770	28, 29
California Code of Regulations, title 5, section 59100	38
California Code of Regulations, title 5, section 59108	38

DECLARATION OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is: 444 W. Ocean Blvd., Suite 1070, Long Beach, CA 90802.

On the date set forth below I served the foregoing document described as PLAINTIFFS' AND APPELLANTS' NOTICE OF ERRATA RE TABLE OF AUTHORITIES IN ANSWER BRIEF TO COMMISSION ON STATE MANDATES' AND THE DEPARTMENT OF FINANCE'S OPENING BRIEF ON THE

MERITS on interested parties in this action by transmitting a true copy via this Court's TrueFiling system. Because one or more of the participants in this case have not registered with the Court's TrueFiling system or are unable to receive electronic correspondence, I caused such document to be placed in the U.S. Mail at Redondo Beach, California with postage thereon fully prepaid. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit, addressee as follows:

Via TrueFiling

Camille Shelton
Chief Legal Counsel
Commission on State Mandates
980 Ninth Street, Ste. 300
Sacramento, CA 95814
E: Camille.Shelton@csm.ca.gov
Attorney for Commission on State
Mandates

Via U.S. Mail

Clerk of Sacramento County Superior Court County of Sacramento 720 Ninth Street, Room 102 Sacramento, CA 95814

Via TrueFiling

P. Patti Li
Samuel T. Harbourt
Deputy Attorney General
CA Department of Justice, Office
of the Attorney General
455 Golden Gate, Ste. 11000
San Francisco, CA 94102
E: Patty.Li@doj.ca.gov
Samuel.harbourt@doj.ca.gov
Attorney for Real Party in Interest
Department of Finance

Via TrueFiling

Clerk of the California Court of Appeals, Third Appellate District 914 Capitol Mall Sacramento, CA 95814 I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on March 2, 2021 at Redondo Beach, California.

Ila Friend

Supreme Court of California

Jorge E. Navarrete, Clerk and Executive Officer of the Court

Electronically FILED on 3/2/2021 by Tao Zhang, Deputy Clerk

STATE OF CALIFORNIA

Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIA Supreme Court of California

Case Name: COAST COMMUNITY COLLEGE DISTRICT v. COMMISSION ON STATE MANDATES (DEPARTMENT OF FINANCE)

Case Number: **S262663**Lower Court Case Number: **C080349**

- 1. At the time of service I was at least 18 years of age and not a party to this legal action.
- 2. My email address used to e-serve: ckeiner@dwkesq.com
- 3. I served by email a copy of the following document(s) indicated below:

Title(s) of papers e-served:

Filing Type	Document Title
NOTICE OF ERRATA	S262663 Notice of Errata Plaintiffs' and Appellants' Answer Brief

Service Recipients:

Person Served	Email Address	Type	Date / Time
Camille Shelton	litigation@csm.ca.gov	e-Serve	3/2/2021 4:44:20 PM
Commission on State Mandates			
Fran Hyland	fhyland@DWKesq.com	e-Serve	3/2/2021 4:44:20 PM
Dannis Woliver Kelley			
Camille Shelton	camille.shelton@csm.ca.gov	e-Serve	3/2/2021 4:44:20 PM
Commission on State Mandates			
166945			
Christian Keiner	ckeiner@dwkesq.com	e-Serve	3/2/2021 4:44:20 PM
Dannis Woliver Kelley			
95144			
Ila Friend	ifriend@dwkesq.com	e-Serve	3/2/2021 4:44:20 PM
Dannis Woliver Kelley			
Juliana Gmur	juliana.gmur@csm.ca.gov	e-Serve	3/2/2021 4:44:20 PM
Commission on State Mandates			
166477			
Samuel Harbourt	samuel.harbourt@doj.ca.gov	e-Serve	3/2/2021 4:44:20 PM
Office of the Attorney General			
313719			

This proof of service was automatically created, submitted and signed on my behalf through my agreements with TrueFiling and its contents are true to the best of my information, knowledge, and belief.

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

2	1	10	Λ	\mathbf{a}	1
.5/	2	' Z'	u	١Z.	П

Date

/s/Ila Friend

Signature

Keiner, Christian (95144)

Last Name, First Name (PNum)

Dannis Woliver Kelley

Law Firm