

790 E. Colorado Boulevard, Suite 850
Pasadena, CA 91101-2109
Voice (213) 542-5700
Fax (213) 542-5710

COLANTUONO
HIGHSMITH
WHATLEY, PC

Holly O. Whatley
(213) 542-5704
HWhatley@chwlaw.us

Our File No. 34012.0002

June 3, 2021

VIA E-FILING

Honorable Chief Justice Cantil-Sakauye and
Associate Justices of the California Supreme Court
350 McAllister Street
San Francisco, CA 94102-4797

Re: ***Hill RHF Housing Partners, L.P., et al. v. City of Los Angeles, et al.***
Mesa RHF Partners, L.P., et al. v. City of Los Angeles, et al.
(Case No. S263734)
Notice of New Authority

Honorable Chief Justice and Associate Justices:

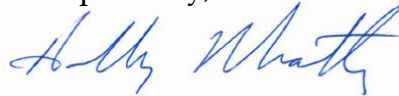
I represent the Defendants and Respondents, Downtown Center Business Improvement District Management Corp. and San Pedro Property Owners Alliance, in this matter. I write under California Rules of Court, rule 8.254 to inform the Court of a new authority pertinent to this matter: *KCSFV I, LLC, et al. v. Florin County Water District, et al.* (Cal. Ct. App., Third Appellate District, May 28, 2021), Case No. C088824 (“*KCSFV*”).

KCSFV issued May 28, 2021, after the parties completed briefing on the issues for review by this Court, and therefore could not have been included. *KCSFV*'s discussion of the exhaustion doctrine and the authority in *Plantier v. Ramona Municipal Water District* (2019) 7 Cal.5th 372 may be relevant to the issues on review here, specifically the scope and application of the exhaustion doctrine under Proposition 218. *Plantier*'s factual distinctions, legal analysis, and limited holding is directly raised in

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Respondents' Joint Answer Brief on the Merits (pages 61 through 65), and thus *KCSFV*'s discussion and distinction of *Plantier* is relevant authority here.

Respectfully,



Holly O. Whatley
SBN: 160259

HOW:pkg
Enclosures: Proof of Service

PROOF OF SERVICE

Supreme Court for the State of California Case No. S263734

Hill RHF Housing Partners, L.P. v. City of Los Angeles, et al.
Second District Court of Appeal, Division 1, Case No. B295181
Los Angeles Superior Court Case No. BS170127

Mesa RHF Partners, L.P. v. City of Los Angeles, et al.
Second District Court of Appeal, Division 1, Case No. B295315
Los Angeles Superior Court Case No. BS170352

I, the undersigned, declare:

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 790 E. Colorado Boulevard, Suite 850, Pasadena, California. On **June 3, 2021**, I served the document(s) described as **NOTICE OF NEW AUTHORITY** on the interested parties in this action addressed as follow:

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

Executed on **June 3, 2021**, at Pasadena, California.



Christina M. Rothwell

SERVICE LIST

Stephen L. Raucher, Esq.
REUBEN RAUCHER & BLUM
12400 Wilshire Blvd, Suite 800
Los Angeles, CA 90025
sraucher@rrbattorneys.com
Tel: 310-777-1990
Fax: 310-777-1989

*Attorney for
Plaintiff/Appellant
VIA TRUEFILING*

Daniel M. Whitley, Esq.
Beverly A. Cook, Esq.
Deputy City Attorney
Public Finance/Economic Development
200 N. Spring Street, Suite 920
Los Angeles, CA 90012
Tel: 213-978-7786
Fax: 213-978-7811
daniel.whitley@lacity.org
beverly.cook@lacity.org

*Defendant/Respondent
VIA TRUEFILING*

Jonathan M. Coupal, Esq.
Timothy A. Bittle, Esq.
Laura E. Dougherty, Esq.
Howard Jarvis Taxpayers Foundation
921 Eleventh Street, Suite 1201
Sacramento, CA 95814
Tel: 916-444-9950
Fax: 916-444-9823
laura@hjta.org

*Attorney for Amicus
Curiae
VIA TRUEFILING*

Eric J. Benink, Esq.
Vincent D. Slavens, Esq.
BENINK & SLAVENS, LLP
8885 Rio San Diego Drive, Suite 207
San Diego, CA 92108
Tel: 619-369-5252
Fax: 619-369-5253
eric@beninkslavens.com
vince@beninkslavens.com

*Attorney for Amicus
Curiae*
VIA TRUEFILING

Kevin D. Siegel, Esq.
Tamar M. Burke, Esq.
BURKE, WILLIAMS & SORENSEN, LLP
1901 Harrison Street, Suite 900
Oakland, CA 94612-3501
Tel: 510-273-8780
Fax: 510-839-9104
ksiegel@bwslaw.com
tburke@bwslaw.com

*Attorney for Amicus
Curiae*
VIA TRUEFILING

Los Angeles Superior Court
Hon. Michael L. Beckloff, Dept. 86
111 North Hill Street
Los Angeles, California 90012

VIA U.S. MAIL

Rob Bonta
Office of the Attorney General
300 South Spring Street
Los Angeles, CA 90013-1230

VIA U.S. MAIL

STATE OF CALIFORNIA
Supreme Court of California

PROOF OF SERVICE

STATE OF CALIFORNIA
Supreme Court of California

Case Name: **HILL RHF HOUSING PARTNERS v. CITY OF LOS ANGELES**

Case Number: **S263734**

Lower Court Case Number: **B295181**

1. At the time of service I was at least 18 years of age and not a party to this legal action.
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3. I served by email a copy of the following document(s) indicated below:

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Christina Rothwell Colantuono, Highsmith & Whatley, PC	crothwell@chwlaw.us	e-Serve	6/3/2021 5:33:57 PM
Monique Carrillo City Attorneys Office	monique.carrillo@lacity.org	e-Serve	6/3/2021 5:33:57 PM
Vincent Slavens Benink & Slavens, LLP 217132	vince@beninkslavens.com	e-Serve	6/3/2021 5:33:57 PM
Laura Dougherty Howard Jarvis Taxpayers Association 255855	laura@hjta.org	e-Serve	6/3/2021 5:33:57 PM
Michael Colantuono Colantuono, Highsmith & Whatley, PC 143551	MColantuono@chwlaw.us	e-Serve	6/3/2021 5:33:57 PM
Robin Griffin Benink & Slavens, LLP	robin@beninkslavens.com	e-Serve	6/3/2021 5:33:57 PM
Michael Feuer Office of the City Attorney	michael.feuer@lacity.org	e-Serve	6/3/2021 5:33:57 PM
Eric Benink Benink & Slavens LLP 187434	eric@beninkslavens.com	e-Serve	6/3/2021 5:33:57 PM
Pamela Graham Colantuono Highsmith & Whatley, PC 216309	pgraham@chwlaw.us	e-Serve	6/3/2021 5:33:57 PM
Laura Dougherty Howard Jarvis Taxpayers Foundation	lauraelizabethmurray@yahoo.com	e-Serve	6/3/2021 5:33:57 PM
Kevin Siegel Burke, Williams & Sorensen, LLP 194787	ksiegel@bwslaw.com	e-Serve	6/3/2021 5:33:57 PM
Stephen Raucher	sraucher@rrbattorneys.com	e-	6/3/2021

Reuben Raucher & Blum 162795		Serve	5:33:57 PM
Daniel Whitley Office of the City Attorney 175146	daniel.whitley@lacity.org	e- Serve	6/3/2021 5:33:57 PM
Beverly Cook	beverly.cook@lacity.org	e- Serve	6/3/2021 5:33:57 PM
Tamar M. Burke	tburke@bwslaw.com	e- Serve	6/3/2021 5:33:57 PM
Holly Whatley	hwhatley@chwlaw.com	e- Serve	6/3/2021 5:33:57 PM

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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.

6/3/2021

Date

/s/Christina Rothwell

Signature

Whatley, Holly (160259)

Last Name, First Name (PNum)

Colantuono, Highsmith & Whatley, PC

Law Firm