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SUPERIOR COURT

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

THE RIGHT SITE COALITION, an  
unincorporated California association,

Petitioner/Plaintiff,

vs.

LOS ANGELES UNIFIED SCHOOL  
DISTRICT, THE BOARD OF EDUCATION  
FOR THE LOS ANGELES UNIFIED  
SCHOOL DISTRICT, and DOES 1 through 20,  
inclusive,

Respondents/Defendants.

Case No. BS 100398

Judge: Hon. Daniel Solis Pratt

~~PROPOSED~~ JUDGMENT GRANTING  
PETITION FOR WRIT OF MANDATE

Trial Date: December 18, 2006

1 The petition of The Right Site Coalition for a peremptory writ of mandate compelling  
2 respondents Los Angeles Unified School District and The Board of Education for the Los Angeles  
3 Unified School District ("Respondents") to comply with the California Environmental Quality  
4 Act, Public Resources Code Section 21000 et seq., came on for hearing before the Court on  
5 December 18, 2006. Robert P. Silverstein and J. Miguel Flores of The Silverstein Law Firm  
6 appeared on behalf of Petitioner, The Right Site Coalition. Patrick Perry of Allen, Matkins, Leck,  
7 Gamble, Mallory & Natsis LLP appeared on behalf of Respondents.

8 Evidence having been received by the Court, arguments having been presented, and the  
9 Court having made its rulings, findings and order,

10 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that:

11 The petition is granted. A peremptory writ of mandate shall issue from the Court,  
12 commanding Respondents to:

- 13 (1) Fully comply with the requirements of the California Environmental Quality Act  
14 ("CEQA") by preparing an Environmental Impact Report ("EIR") for the Central  
15 Region Elementary School # 14 project ("Project").  
16 (2) Invalidate any approvals already obtained for the Project; and  
17 (3) Be restrained and enjoined from undertaking any activities or construction pursuant to  
18 any approvals already obtained for the Project unless an EIR has been prepared,  
19 publicly circulated, and approved. Respondents shall not be restrained or enjoined  
20 from undertaking actions necessary to comply with the requirements of CEQA or other  
21 applicable requirements of State law.

22 **IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED** that:

23 Petitioner has presented a fair argument of significant environmental impacts that shall be  
24 addressed in an EIR, including related to the following subjects:

- 25 (1) Traffic;  
26 (2) Pedestrian safety;  
27 (3) Public services, including emergency response and impacts to the adjacent Fire Station  
28 by the proposed closure of Marathon Street;

- 1 (4) Population and housing;
- 2 (5) Cultural and historical resources; and
- 3 (6) Land use.

4 **IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED** that  
5 Respondents shall make a return to the peremptory writ of mandate under oath specifying what  
6 Respondents have done or are doing to comply with the writ, and to file that return with the Court,  
7 and serve that return by hand or facsimile upon Petitioner's counsel of record in this proceeding,  
8 no later than 180 days after issuance of the writ and service on Respondents.

9 **IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED** that the  
10 peremptory writ of mandate shall be served on Respondents by personally delivering the writ to  
11 Respondents, Attn: Jefferson Crain, Executive Officer of the Board of Education, or a member of  
12 his office, 333 South Beaudry Avenue, 24<sup>th</sup> Floor, Los Angeles, CA 90017, during regular  
13 business hours.

14 **IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED** that  
15 Petitioner is awarded attorney fees in an amount to be determined by motion, and costs in the  
16 amount of \$ \_\_\_\_\_ as the prevailing party in this litigation.

17 The Court reserves jurisdiction in this action until there has been full compliance with the  
18 writ.

19 **LET THE WRIT ISSUE.**

20 Dated: **FEB 21 2007**, 2007

By: **DANIEL SOLIS PRATT**  
\_\_\_\_\_  
Honorable Daniel S. Pratt  
Judge, Los Angeles Superior Court