

FILED
Superior Court of California
County of San Francisco

JUN - 4 2009

GORDON PARK-LI, Clerk
BY: *Andrew*
Deputy Clerk

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO

CALIFORNIA ATTORNEYS,
ADMINISTRATIVE LAW JUDGES AND
HEARING OFFICERS IN STATE
EMPLOYMENT, GLEN GROSSMAN,
MARK HENDERSON, GEOFFREY SIMS,
and DOES 1-500,

Petitioners/Plaintiffs,

vs.

ARNOLD SCHWARZENEGGER as Governor
of the State of California; DAVID GILB as
Director of the Department of Personnel
Administration; JOHN CHIANG, as Controller
of the State of California; JAN FRANK, as
President of STATE COMPENSATION
INSURANCE FUND, and DOES 1-50,

Defendants/Respondents.

Case No. CPF-09-509205

JUDGMENT FOR PETITIONER

The above-entitled cause came on regularly for hearing on April 15, 2009, at 9:30 p.m. in Department 301, Hon. Peter J. Busch, presiding, pursuant to the verified petition petitioners, with counsel present as indicated on the record.

The cause was heard and both oral and documentary evidence was received.

1 The cause having been argued and submitted for decision, the Court being fully advised,
2 the Court having directed that judgment and a peremptory writ of mandate should issue in the
3 cause;

4 It is ORDERED, ADJUDGED AND DECREED

5 1. Judgment is entered in favor of petitioners.

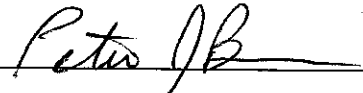
6 2. That a peremptory writ of mandate issue commanding Respondents/Defendants
7 Governor Schwarzenegger and Director Gilb to set aside the portions of the Governor's
8 Executive Order S-16-08 calling for a furlough and salary reduction for State Fund employees
9 represented by the California Attorneys, Administrative Law Judges and Hearing Officers in
10 State Employment ("CASE");

11 3. That a peremptory writ of mandate issue commanding Respondent/Defendant
12 Controller Chiang to immediately pay petitioners their full salary without any reductions
13 pursuant to the illegal furlough directed by the unlawful Executive Order;

14 4. Those portions of the Governor's Executive Order S-16-08, insofar as they will
15 and have resulted in furloughs and salary reductions for State Fund employees represented in this
16 action, does not apply to petitioners;

17 5. That a preliminary and permanent injunction is hereby issued directing the Governor,
18 DPA, Jan Frank as President of State Fund, and the Controller to cease and desist taking any
19 action to furlough petitioners by reducing their hours and reducing their pay under the
20 aforementioned unlawful executive order.

21
22 Date: June 4, 2009

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24 _____
Peter J. Busch, Judge of the Superior Court