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Attorney for Plaintiff, James M. Reardon

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE

JAMES M. REARDON,

Plaintiff,

vs.

CAPISTRANO UNIFIED SCHOOL DISTRICT,
a political subdivision of the State of California,
and CAPISTRANO UNIFIED SCHOOL
DISTRICT BOARD OF TRUSTEES

Defendants.

CASE NO: 30-2011-00461701

ICJ: Gregory H. Lewis

Dept.: C-26

Date: December 5, 2011

Time: 10:30 a.m.

REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF OPPOSITION TO
DEMURRER TO THE SECOND
AMENDED COMPLAINT AND PETITION
FOR DECLARATORY, INJUNCTIVE
AND MANDAMUS RELIEF (CCP §§ 526,
526a, 1060, 1085 & GOVERNMENT CODE
§ 54950, ET SEQ)

Complaint Filed: March 28, 2011

Trial Date: March 19, 2012

TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Plaintiff, James M. Reardon, requests the Court to take
judicial notice of the following documents pursuant to Evidence Code §§ 452 and/or 453 in support
of his Opposition to Demurrer to the Second Amended Complaint and Petition for Declaratory,
Injunctive and Mandamus Relief:

1. Agreement Between Capistrano Unified School District and General Truck Drivers, Office,
Food & Warehouse Union Teamsters Local 952 for the period July 1, 2009 to June 30, 2012,
adopted and signed by the Parties on June 16, 2010, a true and correct copy of which is
attached as Exhibit A.

2. Capistrano Unified School District Board of Trustees Minutes - Regular Meeting dated June 29, 2010, a true and correct copy of which is attached as Exhibit B.
3. Agenda for the Capistrano Unified School District Board of Trustees Regular Meeting dated December 7, 2010, a true and correct copy of which is attached as Exhibit C.
4. Minutes for the Capistrano Unified School District Board of Trustees Regular Meeting dated December 7, 2010, a true and correct copy of which is attached as Exhibit D.
5. Agenda for the Capistrano Unified School District Board of Trustees Special Meeting dated December 13, 2010, a true and correct copy of which is attached as Exhibit E.
6. Minutes for the Capistrano Unified School District Board of Trustees Special Meeting dated December 13, 2010, a true and correct copy of which is attached as Exhibit F.
7. Capotalk@listserver.capousd.org Message from Joe Farley Concerning Furlough Days dated December 15, 2010, a true and correct copy of which is attached as Exhibit G.
8. Press Release published on December 15, 2010, by Marcus Walton on the Capistrano Unified School District Homepage, a true and correct copy of which is attached as Exhibit H.
9. E-mails (thread) between Marcus Walton and Scott Martindale dated February 2, 2011, true and correct copies of which are attached collectively as Exhibit I.
10. Memo from Julie Hatchel, Assistant Superintendent, Education, to Joseph H. Farley, Superintendent dated July 11, 2011, a true and correct copy of which is attached as Exhibit J.
11. Agenda for the Capistrano Unified School District Board of Trustees Regular Meeting dated January 11, 2011, a true and correct copy of which is attached as Exhibit K.
12. Minutes for the Capistrano Unified School District Board of Trustees Regular Meeting dated January 11, 2011, a true and correct copy of which is attached as Exhibit L.
13. Letter from Wayne P. Tate, Esq. to the Board of Trustees, Capistrano Unified School District dated February 28, 2011, a true and correct copy of which is attached as Exhibit M.
14. Letter from Jack M. Sleeth, Jr., Esq. to Wayne P. Tate, Esq. dated March 11, 2011, a true and

- 1 correct copy of which is attached as Exhibit N.
- 2 15. Letter from Wayne P. Tate, Esq. to Jack M. Sleeth, Jr., Esq. dated March 12, 2011, a true and
- 3 correct copy of which is attached as Exhibit O.
- 4 16. Agenda for the Capistrano Unified School District Board of Trustees Special Meeting dated
- 5 March 16, 2011, a true and correct copy of which is attached as Exhibit K. as Exhibit P.
- 6 17. Memo from Joseph M. Farley, Superintendent, to Jack R. Brick, President and Members
- 7 Board of Trustees, Capistrano Unified School District dated March 16, 2011, a true and
- 8 correct copy of which is attached as Exhibit Q.
- 9 18. Minutes for the Capistrano Unified School District Board of Trustees Special Meeting dated
- 10 March 16, 2011, a true and correct copy of which is attached as Exhibit R.
- 11 19. Letter from Wayne P. Tate, Esq. To the Board of Trustees, Capistrano Unified School
- 12 District dated April 15, 2011, a true and correct copy of which is attached as Exhibit S.

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14 Dated: November 21, 2011

OSTENDORF, TATE, BARNETT & TAGTMEYER, L.L.P.

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16 By: 

17 WAYNE P. TATE, ESQ.

18 Attorney for Plaintiff, James M. Reardon

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