

CASE #: G063371

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**In The Court Of Appeals**

FOR THE

**State Of California**

FOURTH APPELLATE DISTRICT, DIVISION THREE

Orange County Association for Mental Health dba Mental Health Association of  
Orange County, a California Nonprofit Corporation; BT Investment Properties, LLC, a  
California Limited Liability Company; Lunyea Willis, an individual

*Petitioners,*

v.

Superior Court of the State Of California, County of Orange

*Respondent.*

City of Santa Ana, a Charter City And Municipal Corporation and the People of the  
State of California, by the City Attorney for the City of Santa Ana

*Real Parties in Interest*

From The Orange County Superior Court  
Honorable John C. Gastelum, Telephone 657.622.5211  
Case No 30-2020-01124174-CU-MC-CJC

**Exhibits in Support of Petition for Writ of Mandate or Other Appropriate Relief**

SHEPPARD, MULLIN, RICHTER &  
HAMPTON LLP

\*Isaiah Z. Weedn, CBN 229111

iweedn@sheppardmullin.com

Todd E. Lundell, CBN 250813

tlundell@sheppardmullin.com

Zachary J. Golda, CBN 327532

zgolda@sheppardmullin.com

650 Town Center Drive, 10<sup>th</sup> Floor

Costa Mesa, California 92626

Telephone: 714.513.5100

PUBLIC LAW CENTER

Jonathan D. Bremen, CBN 329807

jbremen@publiclawcenter.org

601 Civic Center Drive West

Santa Ana, CA 92701

Telephone: 714.541.1010

Attorneys for Petitioners Orange County Association for Mental Health dba Mental  
Health Association of Orange County, and BT Investment Properties, LLC

DISABILITY RIGHTS CALIFORNIA

\*Lili V. Graham, CBN 284264

Lili.Graham@disabilityrightsca.org

Lucia J. Choi, CBN 307384

Lucia.Choi@disabilityrightsca.org

Navneet K. Grewal, CBN 251930

Navneet.Grewal@disabilityrightsca.org

350 South Bixel Street, Suite 290

Los Angeles, CA 90017

Telephone: 213.213.8000

Attorneys for Petitioner Lunyea Willis

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**ORIGINAL**

THIS CASE HAS BEEN ASSIGNED TO CIVIL CASE MANAGEMENT. EACH PLEADING MUST INCLUDE THE ASSIGNED JUDGE AND DEPARTMENT DESIGNATION AS SHOWN UNDER THE CASE NUMBER. ALL PARTIES MUST COMPLY WITH THE ORANGE COUNTY SUPERIOR COURT RULES.

1 LATHAM & WATKINS  
2 Robert K. Break (State Bar No. 65284)  
3 Kristel A. Massey (State Bar No. 212129)  
4 650 Town Center Drive, Suite 2000  
5 Costa Mesa, CA 92626  
6 Telephone: (714) 540-1235  
7 Facsimile: (714) 755-8290

8 MENTAL HEALTH ADVOCACY SERVICES, INC.  
9 Kim Savage (State Bar No. 114144)  
10 Jim Preis (State Bar No. 82690)  
11 1336 Wilshire Blvd., Suite 102  
12 Los Angeles, CA 90017  
13 Telephone: (213) 484-1628  
14 Facsimile: (213) 484-2907

15 LEGAL AID SOCIETY OF ORANGE COUNTY  
16 Crystal Sims (State Bar No. 62796)  
17 902 North Main Street  
18 Santa Ana, CA 92701  
19 Telephone: (714) 571-5225  
20 Facsimile: (714) 571-5270

21 PUBLIC LAW CENTER  
22 Mark A. Gordon (State Bar No. 160113)  
23 601 Civic Center Drive West  
24 Santa Ana, CA 92701  
25 Telephone: (714) 541-1010  
26 Facsimile: (714) 541-5157

27 Attorneys for Petitioners/Plaintiffs

28 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF ORANGE

ORANGE COUNTY ASSOCIATION  
FOR MENTAL HEALTH/~~doing~~  
business as THE MENTAL HEALTH  
ASSOCIATION OF ORANGE  
COUNTY, and EDWARD PETRIZ,

Petitioners/Plaintiffs

v.

CITY OF SANTA ANA, a charter city,

Respondent/Defendant.

CIVIL ACTION NO. 02CC05569

PETITION FOR WRIT OF MANDATE  
PURSUANT TO C.C.P. § 1085;

COMPLAINT FOR DECLARATORY  
AND INJUNCTIVE RELIEF AND  
DAMAGES

JUDGE JAMES M. BROOKS  
DEPT. C12

01020025497 ORANGE COUNTY  
02CC05569 CITY OF SANTA ANA

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**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER  
APR 11 2002  
ALAN SLATER, Clerk of the Court  
C. Sc Wong  
BY C BOLISAY

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5411010

Latham & Watkins  
ATTORNEYS AT LAW  
ORANGE COUNTY

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PETITION FOR WRIT OF MANDATE; COMPLAINT FOR  
DECLARATORY AND INJUNCTIVE RELIEF AND DAMAGES

1 INTRODUCTION

2 Petitioners/Plaintiffs Mental Health Association of Orange County ("MHAOC")  
3 and Edward Petriz ("Petriz") bring this Petition and Complaint as a result of  
4 Respondent/Defendant the City of Santa Ana's (the "City") outrageous and discriminatory  
5 conduct, by which it is attempting to force MHAOC to remove its mental health treatment  
6 program from the City of Santa Ana. Through a series of ongoing discriminatory acts, the City  
7 has targeted MHAOC's mental health program. Specifically, the City has attempted to restrict  
8 MHAOC's provision of critically needed treatment to individuals with mental disabilities by  
9 prohibiting MHAOC from siting its program in numerous zones within the City, and has  
10 attempted to deny the rights of individuals with disabilities to participate in these programs. The  
11 City's actions violate both Welfare and Institutions Code § 5120, the state statute that pre-empts  
12 local zoning control over the siting of mental health treatment programs in order to combat  
13 discriminatory land use and zoning activities by municipalities, and California Civil Code § 54.

14 PARTIES

15 1. Petitioner/Plaintiff MHAOC is a nonprofit corporation that provides  
16 mental health services to individuals with mental disabilities, and education and advocacy on  
17 mental health issues. MHAOC is under contract with the County of Orange to provide mental  
18 health treatment and support services to mentally disabled homeless persons in the County of  
19 Orange, including those with serious and persistent psychiatric disorders. MHAOC operates six  
20 mental health programs, including its Mental Health Treatment Program (the "Mental Health  
21 Treatment Program"), serving an average of 120 mentally disabled consumers per day in the  
22 County of Orange. Additionally, MHAOC provides 1200 telephone referrals per month to  
23 people calling with psychiatric crises, and provides education and advocacy on mental health  
24 issues. MHAOC members include, among others, people with mental disabilities.

25 2. Petitioner/Plaintiff Petriz is an individual living in the County of Orange  
26 who has been diagnosed with a mental disability. Petriz is a mental health consumer who  
27 receives services from the Mental Health Treatment Program.

28 3. Petitioner/Plaintiff Petriz is a person with a disability as defined by

1 California Civil Code § 54.

2 4. Respondent/Defendant the City is a charter city located in the County of  
3 Orange.

4 **STATEMENT OF FACTS**

5 5. MHAOC has been operating psychiatric treatment and socialization  
6 programs in Orange County since 1977. The Mental Health Treatment Program has been  
7 operating in the City of Santa Ana since 1997.

8 6. The Mental Health Treatment Program, which was previously known as  
9 "A Place On Sycamore," provides psychiatric treatment services to individuals that have mental  
10 disabilities and who are homeless or formerly homeless using the "psycho-social rehabilitation"  
11 model. Psycho-social rehabilitation treats serious and persistent mental illness by addressing  
12 significant functional deficits that prevent individuals from participating fully in daily life.

13 7. The goal of psychosocial rehabilitation is to enable individuals to  
14 compensate for or eliminate the functional deficits, interpersonal barriers and environmental  
15 barriers created by the disability, and to restore their abilities for independent living,  
16 socialization and effective life management. Treatment is designed to help an individual  
17 capitalize on his or her personal strengths, to develop coping strategies to deal with deficits and  
18 the symptoms of the illness, and to develop a supportive environment in which to function as  
19 independently as possible.

20 8. Since 1986, the County of Orange Health Care Agency, Behavioral Health  
21 Services Department, has contracted with MHAOC to provide mental health treatment to  
22 homeless persons in the County of Orange who have serious and persistent mental illness.  
23 MHAOC is contractually obligated to provide psychiatric treatment services for an average of 75  
24 persons per day. As part of the program, MHAOC must provide a day room, an area for food  
25 preparation, and space to be used for groups or classes.

26 9. The Mental Health Treatment Program provides numerous psycho-social  
27 rehabilitation services to its consumers, including an intake and assessment process to determine  
28 whether a person has a mental disability and is thus eligible to participate in the treatment

1 program. The Mental Health Treatment Program also assesses each consumer's strengths,  
2 weaknesses and needs. The Mental Health Treatment Program then establishes an individual  
3 service plan that records the levels of psychosocial impairment, substance abuse, physical health  
4 and social needs of each individual consumer. The Mental Health Treatment Program also  
5 provides treatment modalities to address, for example, depression support and recovery, dual  
6 diagnosis issues, anger management and symptoms management. In addition, the Mental Health  
7 Treatment Program provides a program psychiatrist who assists in consumers' treatment and  
8 rehabilitative progress, including a regular review and update of each individual's treatment plan.

9           10. The Mental Health Treatment Program also provides ongoing support in  
10 helping homeless or formerly homeless adults with mental disabilities gain self-sufficiency. This  
11 psychiatric treatment program includes personal hygiene assistance, educational and support  
12 groups, and training in developing and strengthening daily living skills.

13           11. Until February 12, 2000, the Mental Health Treatment Program was  
14 located within the Young Women's Christian Association ("YWCA") in the City of Santa Ana.  
15 At this location, the Mental Health Treatment Program provided psychiatric treatment services to  
16 an average of 65 to 70 homeless consumers with mental disabilities each day. The YWCA  
17 location provided the space and amenities the treatment program needed to serve a large number  
18 of consumers. The physical facilities included handicap-accessible restrooms and showers, a  
19 large room that could accommodate multiple programs, and a large commercial kitchen where  
20 consumers could help with meal preparation and eat communal meals.

21           12. On May 11, 1999, the YWCA informed MHAOC that the lease between  
22 the two parties would not be renewed due to pressure placed on the YWCA by the City. The  
23 City indicated to the YWCA that it was willing to help the YWCA address its budget problems  
24 only if MHAOC was no longer a tenant.

25           13. After receiving this notification from the YWCA, MHAOC arranged an  
26 August 1999 meeting with City Planning officials to discuss MHAOC's need to find a new  
27 location for its program within the City of Santa Ana. At this meeting, MHAOC informed City  
28 Planning staff that based upon Welfare and Institutions Code § 5120, which pre-empts local



1 zoning authority in this instance, the Mental Health Treatment Program could locate in any zone  
2 within the City of Santa Ana that permits, either by right or by conditional use permit, hospitals  
3 or nursing homes. Planning staff indicated to MHAOC that it would pass this information on to  
4 its attorneys.

5 14. In November 1999, MHAOC met with the Downtown Development  
6 Manager to discuss MHAOC's relocation of its program and the implications of Welfare and  
7 Institutions Code § 5120. At this meeting, MHAOC provided the City with a copy of the statute.

8 15. MHAOC conducted a lengthy and comprehensive search for a new site for  
9 the Mental Health Treatment Program, reviewing a large number of potential sites. After  
10 approximately seven months, MHAOC located a building on 120 West Fifth Street in the City of  
11 Santa Ana (the "West Fifth Street Site") that they felt met their treatment program needs.

12 16. The West Fifth Street Site is located in Santa Ana's Central Business  
13 District, a C3 zone. Hospitals, clinics and sanitariums are permitted by right in the C3 zone.

14 17. MHAOC signed a lease to rent the West Fifth Street Site on December 16,  
15 1999. MHAOC planned to begin operations of the Mental Health Treatment Program at the new  
16 site in February 2000, after the termination of the lease with the YWCA.

17 18. The West Fifth Street Site is located close to the County Mental Health  
18 facilities, and is within walking distance to government offices, the main Santa Ana bus terminal,  
19 and to emergency shelters. It has a ground floor entrance and is handicap-accessible. The  
20 location was convenient for consumers who would either walk or take public transportation to  
21 the program.

22 19. MHAOC hired an architect to prepare plans for the West Fifth Street Site.  
23 These plans included a large room for group activities and communal meals, confidential  
24 meeting space for one-on-one therapy and psycho-educational groups, and new ADA-compliant  
25 restrooms and shower facilities.

26 20. On January 14, 2000, MHAOC submitted plans and an application for an  
27 occupancy inspection for the West Fifth Street Site to the City's planning department. MHAOC  
28 expected that the use of the West Fifth Street Site for a mental health treatment program would

1 be permitted in the C3 zone, pursuant to Welfare and Institutions Code § 5120. On January 25,  
2 however, the Downtown Development Division informed MHAOC that the City would not  
3 review the project documents because non-profit organizations are not allowed in the downtown  
4 district.

5 21. On February 4, 2000, MHAOC's Executive Director, Carol Burby, met  
6 with the City Attorney's Office for the City of Santa Ana to discuss the nature of the Mental  
7 Health Treatment Program and MHAOC's right to use the West Fifth Street Site for a mental  
8 health treatment program pursuant to Welfare and Institutions Code § 5120. Another meeting  
9 between these parties took place on February 7, 2000, during which MHAOC provided  
10 additional information regarding the mental health treatment provided by MHAOC.

11 22. On February 14, 2000, MHAOC resubmitted its plans for the West Fifth  
12 Street Site to the City's planning department. MHAOC requested a permit to begin operations of  
13 the Mental Health Treatment Program.

14 23. On March 15, 2000, Charles View, the City's Downtown Development  
15 Manager, wrote a letter asserting that MHAOC's proposed use of the property was a "counseling  
16 service establishment operated by a nonprofit or government subsidized organization" which was  
17 not permitted in the Central Business (C3) zone, and in addition asking for more information  
18 regarding the permitting application.

19 24. MHAOC responded to the City's information request on May 8, 2000, and  
20 again asked for zoning approval to locate the Mental Health Treatment Program at the West Fifth  
21 Street Site.

22 25. On June 7, 2000, the City again asserted that MHAOC's application was  
23 incomplete. Among other things, the City questioned whether MHAOC was truly running a  
24 mental health treatment program in light of the presence of showers, laundry and kitchen  
25 facilities. Additionally, the City contended that MHAOC intended to occupy 2,800 square feet  
26 of previously unused space in the building, and was thus required to submit an additional  
27 application for Development Project Plan Approval.

28 26. MHAOC again responded in detail to the City's requests on June 27,

1 2000, and provided an in-depth explanation of the nature of its program, and why on-site meals,  
2 laundry and showers were an integral part of the psycho-social rehabilitation model of  
3 psychiatric treatment. In addition, MHAOC explained why the application for Development  
4 Project Plan Approval was not required, providing the City with evidence in the City's own  
5 records that indicated a previous use of the 2,800 square feet in question.

6 27. Between July 17 and October 9, 2000, attorneys for MHAOC wrote  
7 numerous letters and made numerous phone calls to personnel at the City's Downtown  
8 Development Division and Office of the City Attorney, but the phone calls and letters went  
9 unanswered. Not until October 9, 2000 did the City respond, again asserting that MHAOC's  
10 application was incomplete and refusing to issue a plan check number from that would have  
11 enabled MHAOC to go forward with its plans to relocate the Mental Health Treatment Program  
12 to the West Fifth Street Site.

13 28. As a result of the numerous and lengthy delays caused by the City and the  
14 City's refusal to issue a certificate of occupancy or a plan check number, MHAOC lost its lease  
15 for the West Fifth Street Site in June, 2000, and was once again forced to begin a search for a  
16 new site for the Mental Health Treatment Program.

17 29. On March 1, 2001, MHAOC entered into a lease for space in the building  
18 located at 2416 South Main Street in Santa Ana, in a C2 zone (the "South Main Street Site").  
19 Hospitals, clinics and sanitariums are permitted in the C2 zone. A certificate of Occupancy was  
20 issued for the original office and administrative use of the site.

21 30. On July 3, 2001, MHAOC began using the South Main Street Site for the  
22 Mental Health Treatment Program. MHAOC notified the City of this additional use on July 5,  
23 2001.

24 31. During the 17 month period between its eviction from the YWCA and its  
25 relocation to the South Main Street Site, the Mental Health Treatment Program was forced to  
26 relocate its program to two temporary locations in order to continue providing needed treatment  
27 to individuals with mental disabilities. Not only did this constant moving of the program cause  
28 difficulties for the administration of the program, it also made it difficult for some consumers to

1 take advantage of the services offered by the Mental Health Treatment Program. The first  
2 temporary location was a small space within an office building in the City of Santa Ana, an  
3 inadequate site that required restricted program hours of operation and reduced consumers'  
4 access to the program. The second relocation was to a sublet space in a building located in the  
5 City of Anaheim, and this location made it difficult for consumers to reach the site and required  
6 MHAOC to expend greater effort to transport consumers to the program.

7 32. On February 4, 2002, the City issued a Notice of Violation and Notice to  
8 Abate Public Nuisance to MHAOC, stating that the change in use required Planning Department  
9 approval, a conditional use permit, and a new Certificate of Occupancy. The Notice was re-  
10 issued on February 8, 2002 in order to correct mistakes in the original Notice.

11 **ALLEGATIONS CONCERNING COMPLAINT FOR**  
12 **DECLARATORY AND INJUNCTIVE RELIEF, AND DAMAGES**

13 33. The City's actions, as alleged herein, have resulted, and will continue to  
14 result, in irreparable injury to Petitioners/Plaintiffs for which they have no plain, speedy or  
15 adequate remedy at law. Real property is unique, and MHAOC is in peril of being evicted from  
16 the South Main Street Site if MHAOC does not receive a certificate of occupancy for its mental  
17 health treatment program at the South Main Street Site.

18 34. An actual controversy exists between Petitioners/Plaintiffs and the City in  
19 that Petitioners/Plaintiffs claim that the City's actions, in causing MHAOC to lose its site at the  
20 YWCA, in denying the necessary planning approvals for MHAOC to locate the Mental Health  
21 Treatment Program at the West Fifth Street Site (which necessitated two temporary relocations  
22 of the Mental Health Treatment Program), and in challenging the relocation to the South Main  
23 Street Site are intended to deny, and have the effect of denying, needed services to people with  
24 disabilities, thus constituting unlawful discrimination in violation of state laws prohibiting  
25 discrimination by local governments on the basis of disability.

26 **FIRST CAUSE OF ACTION**

27 Petition for Writ of Mandate, CCP § 1085,  
28 (to enforce Welf. & Inst. Code § 5120)

1           35. Petitioners/Plaintiffs hereby incorporate by reference, as though set forth  
2 in full herein, Paragraphs 1 through 34, inclusive.

3           36. MHAOC and Petriz seek a writ of mandate compelling the City to issue a  
4 certificate of occupancy for the Mental Health Treatment Program to remain at the South Main  
5 Street Site in Orange County pursuant to Welfare and Institutions Code § 5120.

6           37. The City has the power to issue a certificate of occupancy for MHAOC to  
7 proceed with its operations of the Mental Health Treatment Program at the South Main Street  
8 Site.

9           38. Welfare and Institutions Code § 5120 prohibits discrimination against  
10 psychiatric care facilities by local zoning authorities and requires that such facilities be permitted  
11 in any area in which hospitals or nursing homes are permitted, either by right or by conditional  
12 use permit.

13           39. The Mental Health Treatment Program is a health facility providing  
14 psychiatric care and treatment homeless and formerly homeless individuals with mental  
15 disabilities.

16           40. The South Main Street Site is in a C2 zone, a zone in which hospitals,  
17 clinics, and sanitariums are allowed by right.

18           41. The City has a clear, present duty, pursuant to Welfare and Institutions  
19 Code § 5120, to issue a certificate of occupancy to MHAOC, permitting the Mental Health  
20 Treatment Program to remain at the South Main Street Site, a location in the C2 zone where  
21 "hospitals, clinics, and sanitariums" are allowed.

22           42. MHAOC has a clear and present right to keep the Mental Health  
23 Treatment Program at the South Main Street Site because MHAOC has met the requirements for  
24 issuance by the City of a certificate of occupancy for the Mental Health Treatment Program.

25           43. MHAOC has a beneficial interest in the City's issuance of certificate of  
26 occupancy for the Mental Health Treatment Program to remain at the South Main Street Site  
27 because another relocation forced by the City will frustrate its purpose of providing psychiatric  
28 treatment to its mentally disabled clients.



1 South Main Street Site, MHAOC suffered a frustration of its purpose; namely, to provide quality  
2 psychiatric services to homeless or formerly homeless consumers with mental disabilities.

3 53. Petitioner/Plaintiff Petriz has a mental disability as defined by California  
4 Civil Code § 54, and is a "qualified individual with a disability" as defined by 42 U.S.C. § 12132  
5 and implementing regulation 28 C.F.R. § 35.104.

6 54. As a result of the City's conduct in causing the Mental Health Treatment  
7 Program to move from the YWCA, refusing to permit the Mental Health Treatment Program to  
8 locate at the West Fifth Street Site, and relocate twice to temporary locations, Petriz has  
9 personally suffered a loss in the quantity and quality of the psychiatric services offered by  
10 MHAOC and will endure further suffering if the Mental Health Treatment Program is again  
11 forced to relocate.

12 55. The City is a public entity as defined by the ADA, 42 U.S.C. § 12131(A)  
13 and (B).

14 56. Zoning is a covered "service, program, or activity" within the meaning of  
15 § 12132.

16 57. MHAOC applied for and meets the essential eligibility requirements for  
17 participation in the zoning programs and activities provided by the City as required by 42 U.S.C.  
18 § 12131(2).

19 58. Petriz applied for and meets the essential eligibility requirements for  
20 participation in the zoning programs and activities provided by the City as required by 42 U.S.C.  
21 § 12131(2).

22 59. In coercing the eviction of the Mental Health Treatment Program from its  
23 location at the YWCA, in making its decision to deny zoning permission to the Mental Health  
24 Treatment Program for the 120 West Fifth Street location, and in challenging the right of  
25 MHAOC to operate the Mental Health Treatment Program at the South Main Street Site, the City  
26 has demonstrated a pattern of intentional discrimination on the basis of disability in violation of  
27 42 U.S.C. § 12132 and implementing regulations at 28 C.F.R. § 35.130.

28 60. The City's acts and omissions alleged herein violate the ADA and





1 California Welfare & Institutions Code § 5120, and California Civil Code § 54 *et seq.*

2 66. Enjoin the City, its officers, agents, employees, successors, and all other  
3 persons in active concert or participation with any of them, from further violation of  
4 Petitioners'/Plaintiffs' state civil rights and from:

5 a. Denying a certificate of occupancy to the Mental Health Treatment  
6 Program to remain at the South Main Street Site; or

7 b. Discriminating in the enactment, enforcement or administration of  
8 any zoning laws, ordinances, or rules and regulations in a discriminatory manner to deny services  
9 to people with disabilities.

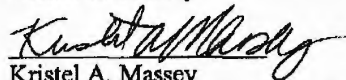
10 67. Award to Petitioners/Plaintiffs damages shown to have been caused by the  
11 City's wrongful conduct pursuant to California Civil Code § 54 *et seq.*

12 68. Award to Petitioners the attorneys fees (for Latham & Watkins and Mental  
13 Health Advocacy Services, Inc. only) and costs of this action.

14 69. Grant such other relief as the Court deems just and proper.

15 Dated: April 11, 2002

Respectfully submitted,  
LATHAM & WATKINS  
Robert K. Break  
Kristel A. Massey

17   
18 Kristel A. Massey  
19 Attorneys for Petitioners/Plaintiffs

20  
21  
22 (mirrored text from reverse side)

23  
24 ATTEST:  
25 I, \_\_\_\_\_, County Clerk of Orange County,  
26 do hereby certify that the foregoing is a true and correct copy of the  
27 original as filed with me.



I hereby certify the foregoing instrument consisting of 13 page(s)  
is a true and correct copy of the original on file in this court.



ATTEST: (DATE) OCT 22 2020  
DAVID H. YAMASAKI, EXECUTIVE OFFICER AND CLERK OF THE  
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

BY *Sonia Roman* DEPUTY

SONIA ROMAN

Apr 25 02 09:10

Mental Health Advocacy

(213) 484-2807

P. 2

CITY ATTORNEY'S OFFICE Fax: 714-647-6515

Apr 24 '02 15:37 P. 02

MAYOR  
Miguel A. Pulido  
MAYOR PRO TEM  
Patricia A. McGuigan  
COUNCIL MEMBERS  
Claudia C. Alvarez  
Lisa Bix  
Alfonso O. Christy  
Brett Franklin  
Jose Solaris



CITY OF SANTA ANA  
OFFICE OF THE CITY ATTORNEY  
20 CIVIC CENTER PLAZA, 4-29 • P.O. BOX 1908  
SANTA ANA, CALIFORNIA 92702  
(714) 647-5201 • Fax (714) 647-6515

CITY MANAGER  
David N. Rasm  
CITY ATTORNEY  
Joseph W. Fletcher  
CLERK OF THE COUNCIL  
Patricia E. Healy

April 24, 2002

**VIA FACSIMILE AND U.S. MAIL**

Robert K. Break, Esq.  
Kristel A. Massey, Esq.  
**LATHAM & WATKINS**  
650 Town Center Drive, Suite 2000  
Costa Mesa, CA 92626

Re: *Orange County Association for Mental Health v. City of Santa Ana*  
OCSC Case No. 02CC05569

Dear Mr. Break and Ms. Massey:

This letter shall serve to confirm the discussions in our conference call of yesterday as well as serving as formal notice to you and your client that the previously issued Notice of Violation is withdrawn. (See point No 6 below)

Participating in the conference call for Santa Ana were planners Jeff Rice and Bob St. Paul, law clerk, Darla Cunningham and myself. Participating on behalf of the Orange County Association for Mental Health were Robert Break, Kristel Massey, and Kim Savage. We agreed to the following points that hopefully will resolve the above-referenced litigation:

- 1) The City is not contesting the issue of whether or not your client is providing a mental health service or is a mental health care provider for purposes of Welfare & Institutions Code §5120.
- 2) The City agrees that Welfare & Institutions Code §5120 applies in this case but qualifies this by taking the position that §5120 does not provide your client with a "blanket exemption" from the city zoning and building codes. Section 5120 only requires that, in the context of land use, the City treat your client as it would a hospital or nursing home. Accordingly, your client would have to comply, for example, with any development standards and/or required permits that any other entity would follow.

08-20-20  
J. THRASH  
EXHIBIT  
**27**

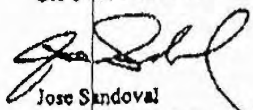
MHAOC\_00012

Robert K. Break, Esq.  
Kristel A. Massey, Esq.  
April 24, 2002  
Page 2

- 3) The City will process the Certificate of Occupancy (C of O) that your client previously submitted. There is no need to resubmit an application or check for a C of O.
- 4) Your client will provide a plot plan for the subject property as soon as possible showing the square footage of the building and the number of parking spaces at the site. This will assist the City in determining the on-site parking spaces required for all the uses within the building. As we indicated yesterday, we do not anticipate a problem with parking.
- 5) The "point person" or "contact person" for the City regarding the processing of the C of O is Bob St. Paul. I will continue to address the litigation aspects of the case.
- 6) I indicated that the City was withdrawing the Notice of Violation so that we could resolve the litigation. However, the City reserves the right to reissue a Notice of Violation if, in the unlikely event, your client refused to obtain the proper planning documents. We agreed to provide a letter indicating that the Notice of Violation issued to your client was withdrawn. This letter is that Formal Notice.
- 7) I asked Robert Break if he would dismiss the case given the above-referenced points and he indicated that he needed to confer with his client but that once the withdrawal of the of the Notice of Violation was effected that may not be a problem. I do need to know if a dismissal is forthcoming, so I am requesting a response to this issue by early next week.

Very truly yours,

JOSEPH W. FLETCHER  
CITY ATTORNEY



Jose Sandoval  
Senior Assistant City Attorney

JS/mbv

MHAOC\_00013

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): <b>Robert K. Break (SBN 65284)</b> <b>Kristel A. Massey (SBN 212129)</b> <b>LATHAM &amp; WATKINS</b> <b>650 Town Center Drive, Suite 2000</b> <b>Costa Mesa, CA 92626</b>	TELEPHONE NO.: <b>714-540-1235</b>	FOR COURT USE ONLY  <div style="text-align: center; font-size: 1.2em; font-weight: bold;">FILED</div> SUPERIOR COURT OF CALIFORNIA COUNTY OF ORANGE CENTRAL JUSTICE CENTER  <div style="text-align: center; font-size: 1.1em;">MAY 31 2002</div>  ALAN SLATER, Clerk of the Court <i>A. Hanson</i> BY A. HANSON
ATTORNEY FOR (Name): <u>Petitioners/Plaintiffs</u> <small>Insert name of court and name of judicial district and branch court, if any:</small> <b>Orange County Superior Court</b> <b>Central Justice Center</b>		CASE NUMBER: <b>02CC05569</b>
PLAINTIFF/PETITIONER: <b>Orange County Association for Mental Health, et al.</b> DEFENDANT/RESPONDENT: <b>City of Santa Ana</b>		
<div style="text-align: center; font-weight: bold;">REQUEST FOR DISMISSAL</div> <input type="checkbox"/> Personal Injury, Property Damage, or Wrongful Death <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other <input type="checkbox"/> Family Law      Petition for Writ of Mandate, CCP 1085 <input type="checkbox"/> Eminent Domain (to enforce Welf. & Inst. Code 5120); <input checked="" type="checkbox"/> Other (specify): <u>Violation of California Civil Code 54</u>		
— A conformed copy will not be returned by the clerk unless a method of return is provided with the document. —		

1. TO THE CLERK: Please dismiss this action as follows:
- a. (1)  With prejudice      (2)  Without prejudice
- b. (1)  Complaint      (2)  Petition  
 (3)  Cross-complaint filed by (name):  
 (4)  Cross-complaint filed by (name):  
 (5)  Entire action of all parties and all causes of action  
 (6)  Other (specify):\*

on (date):  
on (date):

Date: May 31, 20002

Kristel A. Massey  
 (TYPE OR PRINT NAME OF  ATTORNEY  PARTY WITHOUT ATTORNEY)

*Kristel A. Massey*  
 (SIGNATURE)  
 Attorney or party without attorney for:

\* If dismissal requested is of specified parties only, of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

Plaintiff/Petitioner       Defendant/Respondent  
 Cross-complainant

2. TO THE CLERK: Consent to the above dismissal is hereby given.\*\*  
 Date:

(TYPE OR PRINT NAME OF  ATTORNEY  PARTY WITHOUT ATTORNEY)

*[Signature]*  
 (SIGNATURE)  
 Attorney or party without attorney for:  
  
 Plaintiff/Petitioner       Defendant/Respondent  
 Cross-complainant

\*\* If a cross-complaint - or Response (Family Law) seeking affirmative relief - is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581(f) or (g).

- (To be completed by clerk)
3.  Dismissal entered as requested on (date): **MAY 31 2002**
4.  Dismissal entered on (date): \_\_\_\_\_ as to only (name): \_\_\_\_\_
5.  Dismissal not entered as requested for the following reasons (specify): \_\_\_\_\_
6.  a. Attorney or party without attorney notified on (date): \_\_\_\_\_  
 b. Attorney or party without attorney not notified. Filing party failed to provide  
 a copy to conform       means to return conformed copy

**ALAN SLATER, EXEC. OFFICER/CLERK**

Date: **MAY 31 2002**

Clerk, by 'ALICE HANSON , Deputy

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# PROOF OF SERVICE

I am employed in the County of Orange, State of California. I am over the age of 18 years and not a party to this action. My business address is Latham & Watkins, 650 Town Center Drive, Suite 2000, Costa Mesa, CA 92626-1925.

On May 31, 2002, I served the following document described as:

## REQUEST FOR DISMISSAL

by serving a true copy of the above-described document in the following manner:

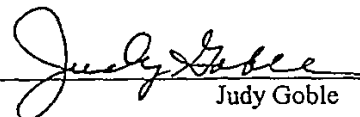
**BY U.S. MAIL**

I am familiar with the office practice of Latham & Watkins for collecting and processing documents for mailing with the United States Postal Service. Under that practice, documents are deposited with the Latham & Watkins personnel responsible for depositing documents with the United States Postal Service; such documents are delivered to the United States Postal Service on that same day in the ordinary course of business, with postage thereon fully prepaid. I deposited in Latham & Watkins' interoffice mail a sealed envelope or package containing the above-described document and addressed as set forth below in accordance with the office practice of Latham & Watkins for collecting and processing documents for mailing with the United States Postal Service:

Jose Sandoval, Esq.  
City of Santa Ana Office of the City Attorney  
20 Civic Center Plaza M-29  
Santa Ana, CA 92702

I declare that I am employed in the office of a member of the Bar of, or permitted to practice before, this Court at whose direction the service was made and declare under penalty of perjury that the foregoing is true and correct.

Executed on May 31, 2002, at Costa Mesa, California.

  
\_\_\_\_\_  
Judy Goble

1 SONIA R. CARVALHO (SBN 162700)  
CITY ATTORNEY  
2 KYLE NELLESEN (SBN 297572)  
ASSISTANT CITY ATTORNEY  
3 JOSE MONTOYA (SBN 300919)  
DEPUTY CITY ATTORNEY  
4 CITY OF SANTA ANA  
20 CIVIC CENTER PLAZA M-29  
5 P.O. BOX 1988  
SANTA ANA, CALIFORNIA 92702  
6 TELEPHONE: (714) 647-5201  
FACSIMILE: (714) 647-6515  
7

*Exempt from filing fees per  
Government Code section 6103*

8 Attorneys for Plaintiff and Real Party in Interest,  
PEOPLE OF THE STATE OF CALIFORNIA and CITY OF SANTA ANA

9  
10 SUPERIOR COURT OF CALIFORNIA  
11 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

12 CITY OF SANTA ANA, a charter City and  
municipal corporation, and THE PEOPLE OF  
13 THE STATE OF CALIFORNIA, by the City  
14 Attorney for the City of Santa Ana.

Case No: 30-2020-01124174-CU-MC-CJC  
Judge John C. Gastelum

**COMPLAINT FOR INJUNCTION TO  
ABATE A PUBLIC NUISANCE;  
NUISANCE PER SE**

15 Plaintiffs,

[Deemed Verified Pursuant to Code of  
Civil Procedure Section 446]

17 v.

Causes of Action:

18  
19 ORANGE COUNTY ASSOCIATION FOR  
MENTAL HEALTH DBA MENTAL HEALTH  
20 ASSOCIATION OF ORANGE COUNTY, a  
21 California Nonprofit Corporation; B T  
INVESTMENT PROPERTIES, LLC, a California  
22 Limited Liability Company; and DOES 1 through  
23 25 inclusive,

1. Public Nuisance (Civ. Code sections  
3479, 3480, 3491, 3494; Code Civ. Proc.  
Sections 526, 527, 731; Penal Code Section  
370)

2. Public Nuisance Per Se (Civ. Code  
Sections 3479, 3480, 3491, 3494; Code Civ.  
Proc. Sections 526, 527, 731; Santa Ana  
Municipal Code  
Sections 1-8, 1-12, 1-13, and 41-190)

24 Defendants.

25  
26 This action is brought by the PEOPLE OF THE STATE OF CALIFORNIA, ("People")  
27 as Plaintiff, by and through SONIA R. CARVALHO, City Attorney for the City of Santa Ana,  
28 and CITY OF SANTA ANA, a charter City and municipal corporation ("City"), duly organized

1 and existing under and by virtue of the Constitution and laws of the State of California, as  
2 Plaintiff and Real Party In Interest, (collectively, "Plaintiffs"), against ORANGE COUNTY  
3 ASSOCIATION FOR MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF  
4 ORANGE COUNTY, B T INVESTMENT PROPERTIES, LLC, and Does 1 through 25 (herein  
5 collectively referred to as "Defendants") for allowing and maintaining a public nuisance at a  
6 facility commonly known as the "Homeless Multi-Service Center" and the parcel(s) on which it  
7 sits (herein referred to as the "Property").

8 **I. PARTIES, JURISDICTION, AND VENUE**

9 1. The CITY OF SANTA ANA ("City") is at all times herein mentioned, a Charter  
10 City and municipal corporation, duly organized and existing under and by virtue of the  
11 Constitution and laws of the State of California and located in the County of Orange.

12 2. The City is authorized, pursuant to California *Code of Civil Procedure* section  
13 731, to prosecute this action in the name of and on behalf of the People of the State of  
14 California.

15 3. The City is informed and believes, and thereon alleges, that Defendant Orange  
16 County Association for Mental Health is a California non-profit corporation doing business as  
17 the Mental Health Association of Orange County ("MHA").

18 4. The City is informed and believes, and based upon such information and belief,  
19 alleges that, at all relevant times herein, Defendant MHA operates, manages, or maintains the  
20 property located at 2416 S. South Main Street, Santa Ana, California, and that all of the actions  
21 of Defendants alleged herein have occurred, been carried out, or have furthered the violations of  
22 law at or in connection with the operations of a multi-service center by MHA at the Property,  
23 which nuisance and violations of law are sought to be restrained by this action.

24 5. Plaintiffs are informed, believe and thereon allege that Defendant MHA's  
25 principal office address is 1971 E. 4th Street, Suite 130A, Santa Ana CA 92705.

26 6. The City is informed and believes, and thereon alleges, that Defendant B T  
27 Investment Properties, LLC, a California Limited Liability Company ("Property Owner"), has  
28 been, at all times material to this action, the owner of the Property, which is commonly known



1 as 2416 South Main Street, Santa Ana, California, identified as Assessor's Parcel Number 410-  
2 382-15.

3 7. The Property includes a commercial building in which MHA operates as the  
4 "Homeless Multi-Service Center" at the Property. The Property is located in an area surrounded  
5 by other commercial businesses and is approximately one block away from Esqueda Elementary  
6 School. Delhi Park, Monroe Elementary School, and Cesar Chavez High School are also  
7 located less than one mile from the Property. The Property is situated on a major arterial street  
8 in the City of Santa Ana, making the actions of MHA clients, such as running into traffic,  
9 serious dangers to MHA clients and members of the public traveling in the area.

10 8. The true names and capacities of Defendants sued herein as DOES ONE (1)  
11 through TWENTY-FIVE (25) are unknown to Plaintiffs, who therefore sue such Defendants by  
12 such fictitious names, and will amend this Complaint to show their true names and capacities at  
13 such time as they are ascertained. Plaintiffs are informed and believe and thereon allege that  
14 each of the Defendants designated herein as a DOE is legally responsible in some manner for the  
15 events and happenings alleged in this Complaint.

16 9. Whenever in this Complaint reference is made to any act of Defendants, such  
17 allegation shall be deemed to mean Defendants' officers, agents, manager, representative,  
18 employees, and/or DOES 1 through 25, who authorized such acts while actively engaged in the  
19 operation, management, direction or control of the affairs of Defendants, at the Defendants'  
20 direction and/or while acting within the course and scope of their duties. Reference to  
21 Defendants shall also mean each of the Defendants individually, as well as all of the Defendants,  
22 collectively.

23 10. Plaintiffs bring this action under California *Civil Code* sections 3479, 3480, and  
24 3494, California *Code of Civil Procedure* sections 526, 731, and Section 370 of the California  
25 *Penal Code*. Plaintiffs seek to enjoin Defendants from engaging in the conduct alleged in this  
26 Complaint and to recover fees, costs and penalties as permitted by law relating to this  
27 enforcement action.

28 11. Venue is proper in this judicial district because the Property and the nuisance

1 conduct at issue are located in this judicial district.

2 12. Defendants and each of them are directly responsible for the activities occurring  
3 on the Property as set forth below, are responsible for continuing violations of the laws and  
4 public policy of the State of California and/or local codes, regulations and/or requirements  
5 applicable to Defendants' operation and activities at the Property, and/or have permitted,  
6 allowed, caused, or indirectly furthered the activities at the Property alleged herein, and  
7 Defendants' use of and activities at the Property, or allowance of such uses and activities, are  
8 inimical to the rights and interest of the general public and constitute unlawful business  
9 practices, nuisances and/or violation of law.

10 **II. FACTS**

11 13. MHA has been the source of consistent and significant problems, crimes,  
12 complaints, and calls for service for the Santa Ana Police Department ("SAPD") for several  
13 years, as specified herein, and based upon evidence to be shown at trial.

14 14. During the period beginning May 1, 2017 and ending January 9, 2019, the SAPD  
15 received more than two hundred and forty-nine (249) calls for service at the Property involving  
16 clients of MHA. These calls for service are related to a wide variety of criminal conduct,  
17 including but not limited to:

18 Assault and battery, assault with a deadly weapon, attempted suicide, criminal  
19 threats, domestic violence, disorderly conduct, disturbing the peace, indecent  
20 exposure, malicious mischief, rape, robbery, theft, trespassing, vandalism, and  
21 vehicle burglaries.

22 15. The MHA Homeless Multi-Service Center has considerably more calls for service  
23 than the other commercial businesses in the area. As such, SAPD spends a disproportionate  
24 amount of time policing, patrolling, and responding to calls at the Homeless Multi-Service  
25 Center. When responding to the Property, employees of MHA often refuse SAPD requests for  
26 information or assistance.

27 16. Examples of some of the calls, contacts, investigations and arrests SAPD has  
28 handled at the Homeless Multi-Service Center are:

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- a. On July 17, 2018, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a report of a physical assault, a violation of *Penal Code* section 242 (Battery). The officers made contact with the victim at South Coast Global Medical Center, located at 2701 S. Bristol. The victim informed officers that he was standing outside of MHA when a female flagged him down on the east side of Main Street. Upon making contact with the female, the victim stated that a male suspect approached him and punched him above his left cheek with a set of brass knuckles. The victim stated that the suspect had approached him because he was talking to suspect's girlfriend.
- b. On July 26, 2018, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a report of theft, a violation of *Penal Code* section 488. Upon contact with officers, the victim, an MHA client, stated that his phone was stolen while it was charging behind the employee counter. MHA's Assistant Coordinator informed officers that she had reviewed the video footage and was aware of who stole the victim's cell phone, but refused the officer's request to review the video and stated that she was not allowed to provide the suspect's information.
- c. On December 7, 2018, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a report of a man "yelling" in the middle of the street. Officers contacted an MHA employee who stated that the man entered MHA and caused a disturbance. The MHA employee stated that the man wanted to kill himself and needed the police. The man was later witnessed running into traffic. The man was placed on an involuntary hold pursuant to *Welfare and Institutions* section 5150.
- d. On January 21, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a physical assault, a violation of *Penal Code* section 242. Upon contact with officers, the victim stated that she was involved in a

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verbal altercation with suspect while eating her food at MHA. The victim stated that she was upset because suspect was brushing her teeth while everyone was eating. The suspect became upset at victim's comments and punched victim on the head and fled the building. MHA employees stated that they did not have access to the security camera footage. Officers were unable to locate suspect.

e. On January 28, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a physical assault, a violation of *Penal Code* section 242. Upon contact with officers, witnesses stated that they saw victim and suspect engage in a verbal altercation. Witnesses saw the suspect turn around and strike victim in the head three to six times near the entrance of MHA.

f. On March 4, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a report of an assault with a deadly weapon, a violation of *Penal Code* section 245(a)(1). Officers came into contact with the victim, an MHA member, who stated that on February 26, 2019, a male member of MHA had hit him with a heavy lock that was placed inside a sock on the south parking lot of MHA. The suspect attempted to hit the victim several times by swinging the "lock in a sock." The victim further stated that the suspect had kicked him on his knee inside MHA approximately two days earlier. The victim stated that MHA's Program Director yelled at the suspect to stop hitting him. The MHA Program Director stayed with the victim until the suspect left the scene. When officers attempted to retrieve the name of the suspect from MHA's Program Director, she refused to provide the suspects full name and did not allow officers to review the video footage of the incident citing Health Insurance Portability and Accountability Act (HIPAA).

g. On March 5, 2019, SAPD officers were dispatched to MHA at 2416 S.

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Main St. in response to a subject making criminal threats, a violation of *Penal Code* section 422 (Threaten Crime with Intent to Terrorize). Upon contact with officers, the victim stated that he was fixing his bicycle in the rear parking lot of MHA when the suspect called the victim to the front of MHA and said, "I'll show you my gun I'll kill you." The victim feared for his life. When officers contacted MHA's Program Director, she advised that prior to the incident, the suspect had entered MHA and caused a disturbance.

h. On April 15, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a report of an assault, a violation of *Penal Code* sections 240 (Assault on Person) & 242 (Battery). Upon contact with officers, the victim, an MHA security guard, stated that that the suspect attempted to walk onto the MHA property, but he denied her entry. Suspect had been previously removed due to violent outbursts toward clients and staff. Victim stated that he feared the suspect was going to physically attack a MHA client sitting near the south door of MHA and stepped in between them. Victim stated that suspect began yelling profanities, struck him with a closed fist on the jaw and bit his bicep as he was attempting to restrain her.

i. On April 17, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a report of theft and vandalism, a violation of *Penal Code* section 488 (Petty Theft) & 594(b)(1) (Vandalism[\$400 or More]). Upon contact with officers, the reporting party, MHA's Assistant Coordinator, stated that the male suspect used a rock to break an exterior window at MHA's thrift store and stole a purse that was on display. The reporting party stated that MHA operates a thrift store at the Property and has had three encounters per week with suspect since March 1, 2019.

j. On May 2, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a report of a criminal threat, a violation of *Penal Code*

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section 422 (Threaten Crime with Intent to Terrorize). The victim, an MHA security guard, stated that the suspect walked into the parking lot of MHA and was asked to leave due to suspect's prior incidents at the MHA property. The suspect refused and pointed a knife at the victim and told him she was going to kill him. The suspect was only five feet away from victim when this occurred. When officers arrived at the scene, suspect was sitting across the street from MHA at 2509 S. Main St. and was arrested.

k. On May 4, 2019, SAPD officers were dispatched to the 2300 block of South Evergreen Street, less than one mile from MHA, in response to a report of indecent exposure, a violation of *Penal Code* section 314.1. Upon contact with officers, the victim stated that she walked out of her residence to do laundry when she noticed the suspect in the corner of her backyard facing a concrete wall. When the victim asked the suspect what he was doing, the suspect turned around with his "penis" outside of his pants. The suspected stated that he was urinating, but the victim suspects he was masturbating. The victim stated that she was offended and feared for her children. The suspect's address was listed as: MHA 2416 S. Main St.

l. On May 25, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a violation of *Penal Code* section 488 (Petty Theft). Upon contact with officers, the victim stated that he witnessed the suspect fixing her bicycle at the southwest corner parking lot of MHA and offered his assistance. Victim stated that he told suspect that he needed to go inside MHA and the suspect agreed to watch his bike until he returned. When Victim returned, the suspect had stolen his bike. MHA staff allowed the officer to review the video footage, but did not provide a copy. Suspect was not located.

m. On July 29, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to an assault, a violation of *Penal Code* section 245(a)(1)

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(Assault with a Deadly Weapon). Upon contact with officers, the victim, a volunteer, stated that he was in the rear parking lot of MHA feeding the cats and cleaning the parking lot when the suspect punched him in the mouth. The suspect told the victim to "leave my stuff alone." Victim stated that the suspect picked up a metal pole and attempted to hit him in the head. Victim was able to block the pole with his left hand suffering pain and bruising. The suspect fled when the victim threatened to call police. Suspect was not apprehended.

- n. On August 4, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to a report of a theft, a violation of *Penal Code* section 488. Upon contact with officers, the victim stated that he was inside MHA when the suspect approached him, gave him a hug, and grabbed his car keys. The suspect told the victim "I got your keys" and fled from MHA. Officers made contact with the suspect across the street from MHA where she was found lying in the bushes. Suspect was cited and released.
- o. On August 9, 2019, officers were dispatched to a 7- Eleven market located at 2910 South Main Street, less than a half mile from MHA, in Santa Ana in response to a report of *Penal Code* section 245(a)(1), Assault with a Deadly Weapon. The victim, an employee working at the market, stated that he told the suspect to leave the store because of prior thefts. Victim stated that he pushed the suspect as he was exiting the store. The suspect later returned with two heavy metal pipes and struck the victim in the head. The suspect's address was listed as: MHA 2416 S. Main St.
- p. On August 11, 2019, officers were dispatched to MHA at 2416 S. Main St. in response to a report of an assault, a violation of *Penal Code* sections 240 (Assault on Person) & 242 (Battery). Upon contact with officers, the victim, an MHA security guard, stated that the suspect, who had been receiving services from MHA, refused to become an MHA member. As a result, the

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suspect was previously told to leave the facility. Victim stated that he encountered suspect sitting in the parking lot and asked her to leave the MHA property, but refused. When suspect finally left the property the victim followed from a distance. At that time, the victim stated the suspect attempted to hit victim with her shirt, and he had to move to avoid getting hit. The suspect also attempted to hit a second victim from MHA with her hand and “flicked” a cigarette at his face. When approached by SAPD officers at the McDonalds/CVS parking lot, approximately 200 feet from MHA, the suspect spit at one of the officers. Suspect told the victims that the CVS belonged to her. Suspect was arrested.

q. On August 14, 2019, officers were dispatched to MHA at 2416 S. Main St. in response to a report of criminal threats. Upon contact with officers, the victim, a MHA Case Manager, stated that she intervened in an incident where suspect was “yelling” at a MHA client, a disabled veteran. Victim stated that she feared the suspect would physically harm the MHA client. When the victim asked the suspect to vacate the premises he threatened to “fuck her up” and “fuck you in the ass.” Suspect also pulled his left fist threatening to strike victim, but did not. The suspect eventually exited the building. The victim stated that it is upsetting that the MHA security guard “never did his job,” and that she had to do his job. Suspect was not at the scene when officers arrived.

r. On October 17, 2019, SAPD officers were dispatched to MHA at 2416 S. Main St. in response to person running out in traffic, a violation of *Penal Code* section 647(f), Disorderly Conduct. When officers arrived at the scene, they witnessed the suspect “wandering” the street “confused, in a panic, and hallucinating.” Officer stated that based on his experience he believed the suspect was under the influence of narcotics. When officers attempted to take suspect into custody, the officer stated that the suspect



1 screamed and struggled violently. An officer contacted an MHA employee,  
2 and she admitted that the suspect was a regular client of MHA.  
3 s. On November 17, 2019, SAPD officers were dispatched to MHA at 2416 S.  
4 Main St. in response to a report of a physical assault, a violation of *Penal*  
5 *Code* section 242. Upon contact with officers, the victim was located at the  
6 southwest corner of Warner and Main Street. The victim stated that he was  
7 inside the MHA facility (common area) when he heard the suspect being  
8 aggressive towards other MHA clients. Victim stated that he told the  
9 suspect to "take a shower to cool down." Victim stated that suspect became  
10 upset and punched him on the lower lip. An employee for MHA witnessed  
11 the incident. Suspect was arrested.

12 17. Additionally, the MHA facility has also placed a tremendous burden on the City's  
13 emergency services provided by the Orange County Fire Authority ("OCFA"). The City is  
14 informed and believes that OCFA has received approximately 73 calls for service at the MHA  
15 Property during the period beginning June 1, 2018 and ending January 7, 2020.

16 18. The City of Santa Ana has limited police and emergency resources. Those limited  
17 resources have been inordinately taxed by the nuisance conditions at the MHA facility.

18 *Community Complaints and the "Good Neighbor Policy"*

19 19. In addition to SAPD calls for service, the nuisance operations of the MHA  
20 Homeless Multi-Service Center have extended to nearby businesses and neighborhoods.

21 20. The City receives complaints on a daily basis from residents and business owners  
22 regarding the nuisance conditions resulting from MHA operations.

23 21. Plaintiffs are informed that Defendant MHA, in response to extensive complaints  
24 from the surrounding community, established a so-called "Good Neighbor Policy" that outlined  
25 several guidelines for operation of the facility. These guidelines include: cooperation with  
26 SAPD and Santa Ana School Police, installation of security cameras on the MHA building,  
27 holding regular meetings with the surrounding community and business owners, providing on-  
28 site security guards, and creation of an Advisory Committee to meet quarterly.



1 police presence is grossly out of line with the community standards and expectations. This  
2 nuisance affects the entire community. These conditions spill over into the surrounding  
3 businesses and neighborhoods, greatly affecting the quality of life of all affected.

4 28. Defendants' operation and maintenance of the Property in the condition described  
5 and summarized above, and as shown by evidence, is a continuing public nuisance, pursuant to  
6 *Civil Code* sections 3479 and 3480. The maintenance and operation of the Property in such  
7 continuous manner is injurious to the public's health, safety and welfare; offensive to the senses,  
8 and obstructs the free use of the properties in the neighborhood.

9 29. At the time of trial, Plaintiffs will move the Court to amend this Complaint to  
10 include any conditions discovered or occurring after filing this Complaint.

11 30. Unless restrained by this Court's issuance of injunctive relief as requested herein,  
12 Defendants will continue to maintain said public nuisance in violation of law.

13 31. Defendants' wrongful conduct alleged herein, and/or shown by evidence,  
14 constitutes a serious threat to the general health, safety, and welfare of the City of Santa Ana and  
15 its residents and, in particular, the residents and business surrounding the Property, and their  
16 peaceable and safe enjoyment of their respective properties.

17 32. Plaintiffs have no plain, adequate, or speedy remedy at law in that the level and  
18 frequency of illegal activities is of such a magnitude as to create an immediate, permanent, and  
19 perpetual risk of the health and welfare of the public and of residents of the neighborhood  
20 surrounding the Property and the whole of the community of the City of Santa Ana; and  
21 Defendants have demonstrated a clear unwillingness and/or inability to manage and/or inability  
22 to manage and/or operate the business or the Property in a manner that is compliant with the law  
23 and/or which is not injurious to the public health, welfare and safety. Instead, Defendants have  
24 engaged in, furthered, contributed to, fostered, encouraged, conspired to do the same, or have  
25 otherwise allowed, permitted or participated in such harmful, dangerous and unlawful activities  
26 and operations to continue at the Property.

27 ///

28 ///

1 **SECOND CAUSE OF ACTION**

2 **Public Nuisance *Per Se* – Against All Defendants**

3 **(Civ. Code section 3479, 3480, 3491, 3494; Code Civ. Proc. sections 526, 527, 731)**

4 **(SAMC sections 1-8, 1-12, 1-13, and 41-190)**

5 33. The City alleges and incorporates as though fully set forth herein Paragraphs 1  
6 through 32, above.

7 34. The City of Santa Ana has enacted and codified a Zoning Code in Chapter 41 of  
8 the SAMC.

9 35. The City adopted the Zoning Code to promote the public safety and general  
10 welfare, all as part of the General Plan of the City. (SAMC section 41-1.)

11 36. The City is divided into zones to allow for the orderly, planned development of  
12 the City and to implement the General Plan. (SAMC section 41-1.) A person or business must  
13 conduct its business in compliance with all provisions of the Zoning Code, including those  
14 requiring the conduct of business within appropriately-designated areas. (SAMC section 41-  
15 190.)

16 37. The Property is located within the City of Santa Ana in a C2 zoning district.

17 38. SAMC Section 41-123 provides a definition for multiservice centers for homeless  
18 individuals. Location of multiservice centers are allowed only within industrial zones (M-1 and  
19 M-2) and industrial specific development zones. (SAMC section 41-1200.) Multiservice centers  
20 are not permitted in the C2 zone.

21 39. At all times herein mentioned Defendants have occupied, used, and maintained a  
22 multiservice center on the Property within the City in violation of the Zoning Code embodied in  
23 the SAMC.

24 40. SAMC section 1-13(a) provides that any violation of the City's Municipal Code  
25 is deemed a public nuisance, which may be abated by civil action.

26 41. California *Government Code* section 38771 authorizes the Santa Ana City  
27 Council, by ordinance, to declare what constitutes a nuisance.

28 42. The continued operation of a multiservice center on the Property in a C2 zone is a

1 public nuisance subject to abatement by civil action under applicable law including, but not  
2 limited to, *Civil Code* sections 3479, 3480, 3491 and 3494.

3 43. The City has no plain, speedy, or adequate remedy at law, and injunctive relief is  
4 necessary and authorized in *Code of Civil Procedure* sections 526, 527 and 731.

5 44. The Court is expressly authorized under *Code of Civil Procedure* section 731 to  
6 fashion injunctive relief to abate the public nuisances that exist on the Property.

7 45. Unless preliminarily and permanently enjoined by this Court, Defendants will  
8 continue to maintain the public nuisance and prevent the City from effectively enforcing its  
9 laws.

10 **PRAYER**

11 WHEREFORE, Plaintiffs pray for judgment against Defendants, and each of them, as  
12 follows:

13 1. That the Property and the conditions existing thereon be declared a violation of  
14 the SAMC.

15 2. That the Property and the conditions existing thereon be declared a public  
16 nuisance.

17 3. That the Property and the conditions existing thereon be declared a public  
18 nuisance and a violation of the California *Civil Code* sections 3479 and 3480.

19 4. That Defendants, and each of them, their agents, officers, employees, and anyone  
20 acting on their behalf, and their heirs and assignees, be temporarily, preliminarily, and/or  
21 permanently enjoined from operating, conducting, using, occupying, or in any way permitting  
22 the use of the property and structures as a public nuisance, pursuant to the SAMC, as well as  
23 Sections 3479 and 3480 of the California *Civil Code*, and sections 526, 527 and 731 of the  
24 California *Code of Civil Procedure*.

25 5. That Defendants be restrained and enjoined from transferring ownership of the  
26 Property and structures unless there is compliance with all applicable orders of this Court and  
27 requests by the City, and the Court and City have approved of such.

28 6. An order, indicating that Defendants, and each of them, shall be held personally

1 liable and shall compensate the City for its investigative and enforcement costs and costs of suit  
2 incurred herein, including reasonable attorneys' fees.

3 7. That Plaintiffs are entitled to such other relief as the Court deems proper,  
4 necessary or just.

5 SONIA R. CARVALHO  
6 City Attorney  
7 City of Santa Ana

8 Dated: January 13, 2020

9 By: Jose Montoya  
10 JOSE MONTOYA  
11 Deputy City Attorney  
12 Attorney for Defendant  
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1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
A Limited Liability Partnership  
2 Including Professional Corporations  
ISAIAH Z. WEEDN, Cal. Bar No. 229111  
3 iweedn@sheppardmullin.com  
ZACHARY J. GOLDA, Cal Bar No. 327532  
4 zgolda@sheppardmullin.com  
650 Town Center Drive, 10<sup>th</sup> Floor  
5 Costa Mesa, California 92626-1993  
Telephone: 714.513.5100  
6 Facsimile: 714.513.5130

7 PUBLIC LAW CENTER  
LEIGH E. FERRIN, Cal. Bar No. 259302  
8 lferrin@publiclawcenter.org  
KENNETH W. BABCOCK, Cal Bar No. 100183  
9 kbabcock@publiclawcenter.org  
601 Civic Center Drive West  
10 Santa Ana, CA 92701  
Telephone: 714.541.1010  
11 Facsimile: 714.541.5157

12  
13 Attorneys for Cross-Complainant  
ORANGE COUNTY ASSOCIATION FOR  
14 MENTAL HEALTH dba MENTAL  
HEALTH ASSOCIATION OF ORANGE  
15 COUNTY

16 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
17 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER  
18

19 CITY OF SANTA ANA, a charter City  
and municipal corporation and THE  
20 PEOPLE OF THE STATE OF  
CALIFORNIA, by the City Attorney for  
21 the City of Santa Ana,

22 Plaintiffs,

23 v.

24 ORANGE COUNTY ASSOCIATION  
FOR MENTAL HEALTH dba MENTAL  
HEALTH ASSOCIATION OF ORANGE  
25 COUNTY, a California Nonprofit  
Corporation; BT INVESTMENT  
26 PROPERTIES, LLC, a California Limited  
Liability Company; and DOES 1 through  
27 25, inclusive,

28 Defendants.

Case No. 30-2020-01124174-CU-MC-CJC  
Judge John C. Gastelum

**CROSS-COMPLAINT FOR  
DECLARATORY AND INJUNCTIVE  
RELIEF**

[Complaint Filed: 1/13/2020]  
Trial Date: None

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ORANGE COUNTY ASSOCIATION  
FOR MENTAL HEALTH DBA MENTAL  
HEALTH ASSOCIATION OF ORANGE  
COUNTY dba MENTAL HEALTH  
ASSOCIATION OF ORANGE COUNTY,  
a California Nonprofit Corporation,

Cross-Complainant,

v.

CITY OF SANTA ANA, a charter City  
and municipal corporation; and ROES 1-  
50, inclusive,

Cross-Defendants.



1 **INTRODUCTION**

2 1. Cross-Complainant Orange County Association for Mental Health dba  
3 Mental Health Association of Orange County ("MHAOC") seeks the Court's intervention  
4 to put an end to cross-defendant the City of Santa Ana's (the "City") campaign of  
5 discrimination and harassment. For more than two decades, the City (on information and  
6 belief, with the support, encouragement, and collaboration of certain local business  
7 interests such as David and Ken Ashton of Irvine Pipe & Supply and Glen Dromgoole of  
8 Tier 1 Engineering) has targeted MHAOC with selective and illegitimate local code  
9 enforcement as well as improperly targeted, discriminatory policing practices.

10 2. The City's goal is nothing short of driving MHAOC out of Santa Ana  
11 at the expense of the community and in particular the homeless, mentally ill individuals  
12 who depend on MHAOC's services.

13 3. The City's actions plainly violate California Welfare and Institutions  
14 Code section 5120, which precludes cities from discriminating against mental health  
15 treatment facilities, like MHAOC. MHAOC seeks declaratory and injunctive relief to  
16 bring an end to the City's illegal conduct, once and for all.

17 **PARTIES**

18 4. Founded in 1958, MHAOC is a nonprofit corporation that provides  
19 mental health services to homeless individuals with mental disabilities, as well as  
20 education and advocacy on mental health issues. MHAOC is under contract with the  
21 County of Orange to provide mental health treatment and support services throughout  
22 Orange County to mentally disabled individuals, including those with serious and  
23 persistent psychiatric disorders. MHAOC operates seven mental health programs in the  
24 County of Orange. Pursuant to one of its contracts with the County, MHAOC is  
25 contracted to provide multi-service center services for homeless, mentally ill adults in  
26 Santa Ana (the "Mental Health Treatment Program") for an average of 100 mentally  
27 disabled consumers per day.



1 strengths, weaknesses and needs. The Mental Health Treatment Program then establishes  
2 an individual service plan that records the levels of psychosocial impairment, substance  
3 abuse, physical health and social needs of each patient. The Mental Health Treatment  
4 Program also provides treatment modalities to address, for example, depression support  
5 and recovery, dual diagnosis issues, anger management and symptoms management. In  
6 addition, the Mental Health Treatment Program is assisted by registered nurses, licensed  
7 psychotherapists, psychiatric nurse practitioners, an optometrist, and dental hygienists.

8           12. The Mental Health Treatment Program also provides ongoing support  
9 in helping homeless or formerly homeless adults with mental disabilities gain self-  
10 sufficiency. This mental health treatment program includes personal hygiene assistance,  
11 educational and support groups, and training in developing and strengthening daily living  
12 skills.

13           13. Until February 12, 2000, the Mental Health Treatment Program was  
14 located within the Young Women's Christian Association ("YWCA") in the City of Santa  
15 Ana.

16           14. On May 11, 1999, the YWCA informed MADOC that the lease  
17 between the two parties would not be renewed due to pressure placed on the YWCA by the  
18 City. The City indicated to the YWCA that it was willing to help the YWCA address its  
19 budget problems *only if* MHAOC was no longer a tenant.

20           15. After receiving this notification from the YWCA, MHAOC arranged  
21 a series of meetings from August through November 1999 with City Planning officials to  
22 discuss MHAOC's need to find a new location for its program within the City of Santa  
23 Ana. In these meetings, MHAOC informed City Planning staff that based upon Welfare  
24 and Institutions Code section 5120, the Mental Health Treatment Program could locate in  
25 any zone within the City of Santa Ana that permits, either by right or by conditional use  
26 permit, hospitals or nursing homes.

27           16. MHAOC conducted a lengthy and comprehensive search for a new  
28 site for the Mental Health Treatment Program, reviewing a large number of potential sites.

1 After approximately seven months, MHAOC located a building on 120 West Fifth Street  
2 in the City of Santa Ana (the "West Fifth Street Site"), in a C3 zone that MHAOC felt met  
3 its treatment program needs. MHAOC signed a lease to rent the West Fifth Street Site on  
4 December 16, 1999.

5 17. Between January and October, 2000, attorneys for MHAOC  
6 submitted applications to operate the Mental Health Treatment Program at the West Fifth  
7 Street Site, wrote numerous letters and made numerous phone calls to the City in support  
8 of their applications. As a result of the lengthy delays caused by the City and the City's  
9 refusal to issue a certificate of occupancy, MHAOC lost its lease for the West Fifth Street  
10 Site and was forced to renew its search for a site for the Mental Health Treatment Program.

11 18. On March 1, 2001, MHAOC entered into a lease with its current  
12 landlord, defendant BT Investment Properties, LLC ("BT") for space at the South Main  
13 Street Site, where MHAOC currently operates the Mental Health Treatment Program. The  
14 South Main Street Site is in a C2 zone. Hospitals, clinics and sanitariums are permitted in  
15 C2 zones. A Certificate of Occupancy was issued for the original office and administrative  
16 use of the site.

17 19. On July 3, 2001, MHAOC began using the South Main Street Site for  
18 the Mental Health Treatment Program. MHAOC promptly notified the City of this  
19 additional use.

20 20. In February 2002, the City issued a Notice of Violation and Notice to  
21 Abate Public Nuisance to MHAOC, stating that the change in use required Planning  
22 Department approval, a conditional use permit, and a new Certificate of Occupancy.

23 21. In response to the City's February 2002 notices, MHAOC filed a  
24 lawsuit against the City seeking injunctive relief, declaratory relief, and a writ of mandate  
25 compelling the City to issue a Certificate of Occupancy for the Mental Health Treatment  
26 Program to remain at the South Main Street Site pursuant to Welfare and Institutions Code  
27 section 5120 ("the 2002 Lawsuit").  
28

1           22.    In exchange for dismissal of the 2002 Lawsuit, the City agreed that  
2 Welfare and Institutions Code section 5120 applies to MHAOC with respect to the  
3 operation of the Mental Health Treatment Program and issued a Certificate of Occupancy  
4 to MHAOC, allowing the Mental Health Treatment Program to continue operating at the  
5 South Main Street Site.

6           23.    Despite the agreement settling the 2002 Lawsuit, the City continued  
7 its campaign of illegal harassment and discrimination against MHAOC by engaging in  
8 discriminatory policing and selective code enforcement.

9           24.    On information and belief, the City – including the mayor's office,  
10 city council's office, planning commission, city manager, community development  
11 agency, the planning and building agency, and the police department – has targeted  
12 MHAOC with selective policing and code enforcement in an effort to force MHAOC out  
13 of the City. Every police call involving a person perceived to be homeless is attributed to  
14 MHAOC, regardless of whether the individual involved is an MHAOC patient or not.  
15 The City's code enforcement personnel ignore obvious code violations at neighboring  
16 properties while going to great lengths to concoct purported code violations at the South  
17 Main Street Site.

18           25.    The City has spent years manufacturing complaints and citations  
19 intended to harass MHAOC into closing its doors or MHAOC's landlord into kicking  
20 MHAOC out of the South Main Street Site. And now the City with this latest lawsuit,  
21 seeks to paint MHAOC as the source of the City's homeless problem (ignoring, among  
22 other things, the close proximity of the South Main Street Site to a large homeless  
23 encampment as well as a homeless shelter).

24           26.    The City's lawsuit and the attendant nuisance allegations are entirely  
25 pretextual. The City has simply decided to wage war against MHAOC under the  
26 misguided impression that removing MHAOC from the City will somehow make the  
27 City's homeless population disappear. Ironically, removing MHAOC and the vital mental  
28

1 health services it provides to the City's homeless population will only exacerbate and  
2 increase the kind of behavior and problems the City purportedly seeks to eliminate.

3 **FIRST CAUSE OF ACTION**

4 **Injunction And Declaratory Relief**

5 **(to enforce Wel. & Inst. Code § 5120)**

6 27. Cross-Complainants hereby incorporate by reference, as though set  
7 forth in full herein, Paragraphs 1 through 27, inclusive.

8 28. An actual controversy exists between MHAC and the City in that  
9 MHAOC claims that the City's selective and illegitimate local code enforcement as well as  
10 improperly targeted, discriminatory policing practices are intended to deny, and have the  
11 effect of denying, MHAOC its right to operate a mental health services facility, thus  
12 constituting unlawful discrimination in violation of state law.

13 29. Welfare and Institutions Code section 5120 prohibits discrimination  
14 against mental health treatment facilities by local zoning authorities and requires that such  
15 facilities be permitted in any area in which hospitals or nursing homes are permitted, either  
16 by right or by conditional use permit.

17 30. The Mental Health Treatment Program is a health facility providing  
18 mental health treatment to homeless and formerly homeless individuals with mental  
19 disabilities.

20 31. The South Main Street Site is in a C2 zone, a zone in which hospitals,  
21 clinics, and sanitariums are allowed by right.

22 32. The City admitted that MHAOC is protected by Welfare and  
23 Institutions Code section 5120 in the settlement of the 2002 Lawsuit.

24 33. By performing selective code enforcement and discriminatory  
25 policing, the City has demonstrated a pattern of intentional discrimination against  
26 MHAOC in violation of Welfare and Institutions Code section 5120.

27 34. The City has a clear and present duty, pursuant to Welfare and  
28 Institutions Code section 5120, to cease discriminatory policing and code enforcement



1 MHAOC's state civil rights and from discriminating in the enactment, enforcement or  
2 administration of any zoning laws, ordinances, or rules and regulations.

3 42. Award to Petitioners the attorneys' fees and costs of this action, to the  
4 extent authorized by law.

5 43. Grant such other relief as the Court deems just and proper.

6  
7 Dated: March 12, 2020

8 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

9  
10 By

/s/ Isaiah Z. Weedn

ISAIAH Z. WEEDN

ZACHARY J. GOLDA

Attorneys for Cross-Complainant ORANGE  
COUNTY ASSOCIATION FOR MENTAL  
HEALTH dba MENTAL HEALTH  
ASSOCIATION OF ORANGE COUNTY





1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
2 A Limited Liability Partnership  
3 Including Professional Corporations  
4 ISAAH Z. WEEDN, Cal. Bar No. 229111  
5 [iweedn@sheppardmullin.com](mailto:iweedn@sheppardmullin.com)  
6 ZACHARY J. GOLDA, Cal. Bar No. 327532  
7 [zgolda@sheppardmullin.com](mailto:zgolda@sheppardmullin.com)  
8 650 Town Center Drive, 10<sup>th</sup> Floor  
9 Costa Mesa, California 92626-1993  
10 Telephone: 714.513.5100  
11 Facsimile: 714.513.5130

12 Attorneys for Defendants  
13 ORANGE COUNTY ASSOCIATION FOR  
14 MENTAL HEALTH DBA MENTAL  
15 HEALTH ASSOCIATION OF ORANGE  
16 COUNTY AND BT INVESTMENT  
17 PROPERTIES, LLC

18 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
19 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

20 CITY OF SANTA ANA, a charter City  
21 and municipal corporation and THE  
22 PEOPLE OF THE STATE OF  
23 CALIFORNIA, by the City Attorney for  
24 the City of Santa Ana,

25 Plaintiffs,

26 v.

27 ORANGE COUNTY ASSOCIATION  
28 FOR MENTAL HEALTH DBA MENTAL  
HEALTH ASSOCIATION OF ORANGE  
COUNTY, a California Nonprofit  
Corporation; BT INVESTMENT  
PROPERTIES, LLC, a California Limited  
Liability Company; and DOES 1 through  
25, inclusive,

Defendants.

Case No. 30-2020-01124174-CU-MC-CJC  
Judge John C. Gastelum

**DEFENDANT ORANGE COUNTY  
ASSOCIATION FOR MENTAL  
HEALTH DBA MENTAL HEALTH  
ASSOCIATION OF ORANGE  
COUNTY'S RESPONSE TO  
PLAINTIFF CITY OF SANTA ANA'S  
FORM INTERROGATORIES-  
GENERAL, SET ONE**

[Complaint Filed: 1/13/2020]  
Trial Date: None

ORANGE COUNTY ASSOCIATION  
FOR MENTAL HEALTH DBA MENTAL  
HEALTH ASSOCIATION OF ORANGE  
COUNTY, a California Nonprofit  
Corporation; BT INVESTMENT  
PROPERTIES, LLC, a California Limited  
Liability Company.

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Cross-Complainants,  
  
v.  
  
CITY OF SANTA ANA, a charter City  
and municipal corporation, and THE  
PEOPLE OF THE STATE OF  
CALIFORNIA, by the City Attorney for  
the City of Santa Ana,  
  
Cross-Defendants.

PROPOUNDING PARTY: PLAINTIFF CITY OF SANTA ANA  
RESPONDING PARTY: DEFENDANT ORANGE COUNTY ASSOCIATION FOR  
MENTAL HEALTH DBA MENTAL HEALTH  
ASSOCIATION OF ORANGE COUNTY  
SET NO.: ONE

1 Defendant ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH  
2 DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY ("MHAOC") hereby  
3 responds to Plaintiffs CITY OF SANTA ANA and THE PEOPLE OF THE STATE OF  
4 CALIFORNIA's (collectively, "Plaintiffs") Form Interrogatories-General, Set One, as  
5 follows:

6 **PRELIMINARY STATEMENT**

7 Responding Party's responses to Propounding Party's Interrogatories are made  
8 solely for the purpose of this action. Each response is subject to all objections as to  
9 competence, relevance, materiality, propriety and admissibility, and any and all other  
10 objections and grounds that would require the exclusion of any statement herein if any  
11 Interrogatory were asked of, or if any statement contained herein were made by, any  
12 witness testifying in court, either in person or by way of deposition, all of which objections  
13 and grounds are reserved and may be interposed at the time of trial. In responding to these  
14 Interrogatories, Responding Party does not waive any proper objection to the use or  
15 introduction into evidence of its responses or information provided therein.

16 Responding Party has not completed an investigation of the facts relating to this  
17 case, has not completed discovery in this action, and has not completed preparation for  
18 trial. The following responses are based upon information known to Responding Party at  
19 this time. It is anticipated that discovery, further investigation, and legal research and  
20 analysis will supply additional facts, add meaning to known facts, and establish entirely  
21 new factual and legal contentions; all of which may lead to substantial additions to,  
22 changes in and variations from the responses set forth herein. The responses contained  
23 herein are made in a good faith effort to supply as much factual information as is presently  
24 known, but should in no way be to the prejudice of Responding Party in relation to further  
25 discovery, research, analysis or production of evidence.

26 Responding Party reserves the right to amend or supplement its responses in the  
27 event of mistake, oversight or omission. These responses are made without prejudice to  
28 Responding Party's right to develop and use other information not provided herein,

1 including without limitation subsequently discovered information and information  
2 presently known to Responding Party but whose specific relevancy, significance, or  
3 applicability to the subject matter of this lawsuit has not yet been ascertained.

4 The identification or production of any document by Responding Party should not  
5 constitute a waiver of its right to assert a privilege or objection as to any other document  
6 and right to withhold the production thereof. The fact that a document is identified or  
7 produced should not be taken as a concession of Responding Party's right to withhold any  
8 other document pursuant to an appropriate claim of privilege or objection, nor is a  
9 concession or waiver of said rights to be implied or inferred by Propounding Party.

10 No incidental or implied admissions are intended in these responses. The fact that  
11 Responding Party has responded to any or all of any Interrogatory should not be taken as  
12 an admission that Responding Party accepts or admits the existence of any facts set forth  
13 or assumed by such Interrogatory or that such response constitutes admissible evidence.  
14 The fact that Responding Party has responded to any or all of any Interrogatory is not  
15 intended to and shall not be construed to be a waiver by Responding Party of all or any  
16 part of any objection to any Interrogatory.

17 For the purpose of making a good faith effort to comply with discovery,  
18 Responding Party serves the within response. All of Responding Party's individual  
19 responses are subject to the foregoing statement.

20 **GENERAL OBJECTIONS**

21 Responding Party incorporates the following general objections by this reference  
22 into each of the specific responses and objections set forth below:

23 1. To the extent that any of these Interrogatories seek information privileged  
24 against disclosure by the attorney-client privilege and/or the attorney work-product  
25 doctrine, Responding Party objects to these Interrogatories on these grounds. No  
26 identification or production should be construed as a waiver of either the attorney-client  
27 privilege and/or attorney work-product doctrine.

28



- 1 (a) the name stated in the current articles of incorporation;  
2 (b) all other names used by the corporation during the past 10 years and  
3 the dates each was used;  
4 (c) the date and place of incorporation;  
5 (d) the **ADDRESS** of the principal place of business; and  
6 (e) whether you are qualified to do business in California.

7 **RESPONSE TO FORM INTERROGATORY NO. 3.1:**

8 MHAOC is a non-profit corporation.

- 9 (a) Orange County Association for Mental Health.  
10 (b) Mental Health Association of Orange County.  
11 (c) May 21, 1958  
12 (d) MHAOC's primary corporate/administrative office is located at 1971  
13 East 4<sup>th</sup> St., Suite 130A, Santa Ana, CA 92705.  
14 (e) Yes.

15 **FORM INTERROGATORY NO. 3.2:**

16 Are you a partnership? If so, state:

- 17 (a) the current partnership name;  
18 (b) all other names used by the partnership during the past 10 years and  
19 the dates each was used;  
20 (c) whether you are a limited partnership and, if so, under the laws of  
21 what jurisdiction;  
22 (d) the name and **ADDRESS** of each general partner; and  
23 (e) the **ADDRESS** of the principal place of business.

24 **RESPONSE TO FORM INTERROGATORY NO. 3.2:**

25 No.

26 **FORM INTERROGATORY NO. 3.3:**

27 Are you a limited liability company? If so, state:

- 28 (a) the name stated in the current articles of organization;

1 (b) all other names used by the company during the past 10 years and the  
2 date each was used;

3 (c) the date and place of filing of the articles of organization;

4 (d) the **ADDRESS** of the principal place of business; and

5 (e) whether you are qualified to do business in California.

6 **RESPONSE TO FORM INTERROGATORY NO. 3.3:**

7 No.

8 **FORM INTERROGATORY NO. 3.4:**

9 Are you a joint venture? If so, state:

10 (a) the current joint venture name;

11 (b) all other names used by the joint venture during the past 10 years and  
12 the dates each was used;

13 (c) the name and **ADDRESS** of each joint venturer; and

14 (d) the **ADDRESS** of the principal place of business.

15 **RESPONSE TO FORM INTERROGATORY NO. 3.4:**

16 No.

17 **FORM INTERROGATORY NO. 3.5:**

18 Are you an unincorporated association? If so, state:

19 (a) the current unincorporated association name;

20 (b) all other names used by the unincorporated association during the past  
21 10 years and the dates each was used; and

22 (c) the **ADDRESS** of the principal place of business.

23 **RESPONSE TO FORM INTERROGATORY NO. 3.5:**

24 No.

25 **FORM INTERROGATORY NO. 3.6:**

26 Have you done business under a fictitious name during the past 10 years? If  
27 so, for each fictitious name state:

28 (a) the name;



- 1 (b) the dates each was used;  
2 (c) the state and county of each fictitious name filing; and  
3 (d) the **ADDRESS** of the principal place of business.

4 **RESPONSE TO FORM INTERROGATORY NO. 3.6:**

- 5 Yes.  
6 (a) Mental Health Association of Orange County  
7 (b) At least the past ten years.  
8 (c) Orange County, California  
9 (d) MHAOC's primary corporate/administrative office is located at 1971  
10 East 4th St., Suite 130A, Santa Ana, CA 92705.

11 **FORM INTERROGATORY NO. 3.7:**

12 Within the past five years has any public entity registered or licensed your  
13 business? If so, for each license or registration:

- 14 (a) identify the license or registration;  
15 (b) state the name of the public entity; and  
16 (c) state the dates of issuance and expiration.

17 **RESPONSE TO FORM INTERROGATORY NO. 3.7:**

18 Business license issued yearly by the City of Santa Ana. Certificate of  
19 Occupancy issued by the City of Santa Ana in 2002. Various of Responding Party's  
20 staff/contractors/volunteers have various professional licenses specific to their area of  
21 expertise and service to Responding Parties' client.

22 **FORM INTERROGATORY NO. 12.1:**

23 State the name, **ADDRESS**, and telephone number of each individual:

- 24 (a) who witnessed the **INCIDENT** or the events occurring immediately  
25 before or after the **INCIDENT**;  
26 (b) who made any statement at the scene of the **INCIDENT**;  
27 (c) who heard any statements made about the **INCIDENT** by any  
28 individual at the scene; and

1 (d) who **YOU OR ANYONE ACTING ON YOUR BEHALF** claim has  
2 knowledge of the **INCIDENT** (except for expert witnesses covered by Code of Civil  
3 Procedure section 2034).

4 **RESPONSE TO FORM INTERROGATORY NO. 12.1:**

5 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
6 for information which is not relevant to the subject matter of this action nor reasonably  
7 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
8 oppressive to the extent that it seeks information about topics that are not disputed in the  
9 instant action, and because it is not reasonably limited in time and scope, and because it  
10 asks Responding Party to identify all persons who witnessed, made any statements at the  
11 scene of, or heard any statements made about an unspecified incident which, as defined in  
12 Propounding Party's requests, includes all of Responding Party's operations from at least  
13 May 1, 2017 through January 9, 2020; (3) the question is compound, conjunctive, and/or  
14 disjunctive; (4) the interrogatory calls for information protected from disclosure by the  
15 California Constitution, HIPAA, and other privacy laws; and (5) the interrogatory is vague,  
16 ambiguous, and unintelligible with respect to the terms "**INCIDENT**," "statement," and  
17 "occurring immediately before or after." Without waiving these objections, and though  
18 Responding Party has not completed its investigation or discovery in this matter,  
19 Responding Party states as follows: As defined, the INCIDENT covers MHAOC's  
20 operations at 2416 S. Main Street, Santa Ana, CA 92701 (the "Property") over a nearly  
21 three-year time period from May 1, 2017 through January 9, 2020. During that time period  
22 many individuals have visited, worked, volunteered, and/or received services at the  
23 Property. Investigation and discovery is ongoing and MHAOC reserves the right to  
24 specifically identify additional individuals it subsequently determines have knowledge  
25 relevant to the claims, defense, and/or cross-claims asserted in this lawsuit. At this time,  
26 MHAOC identifies the following individuals: Jeffrey Thrash, Domonique Rood, Belinda  
27 Sandquist-Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II  
28 for County of Orange Health Care Agency – Behavioral Health Division). Jeff Nagel

1 (Deputy Director of County of Orange Health Care Agency – Behavioral Health Division).  
2 Hon. Judge David O. Carter (Judge, U.S. District Court, Central District of California).  
3 Rocio Nunez-Magdaleno (Executive Director for Serve the People Community Center,  
4 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA 92701, 714-352-2911). David Becerra  
5 (Director of Programs, Families First, Inc.). Richard Garcia (previous President of the  
6 Santa Ana Memorial Park Neighborhood Association until approximately 2015,  
7 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
8 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine  
9 Pipe & Supply), Glen Dromgoole of Tier 1 Engineering, Hoang Thi Nguyen of Lee  
10 Lawnmower, Robert Brown of BT Investment Properties, LLC, Jayson Benbrook (Service  
11 Chief II for County of Orange Health Care Agency – Behavioral Health Division).  
12 Supervisor Andrew Do (Orange County Board of Supervisors). Numerous individuals  
13 who have provided mental health treatment services and/or medical treatment at the  
14 Property whose names are listed in documents that will be produced by Responding Party.

15 **FORM INTERROGATORY NO. 12.2:**

16 Have **YOU OR ANYONE ACTING ON YOUR BEHALF** interviewed  
17 any individual concerning the **INCIDENT**? If so, for each individual state:

- 18 (a) the name, **ADDRESS**, and telephone number of the individual  
19 interviewed;  
20 (b) the date of the interview; and  
21 (c) the name, **ADDRESS** and telephone number of the **PERSON** who  
22 conducted the interview.

23 **RESPONSE TO FORM INTERROGATORY NO. 12.2:**

24 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
25 for information which is not relevant to the subject matter of this action nor reasonably  
26 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
27 oppressive to the extent that it seeks information about topics that are not disputed in the  
28 instant action, and because it is not reasonably limited in time and scope, and because it

1 asks Responding Party to identify all persons who have been interviewed concerning an  
2 unspecified incident which, as defined in Propounding Party's requests, includes all of  
3 Responding Party's operations from at least May 1, 2017 through January 9, 2020; (3) the  
4 question is compound, conjunctive, and/or disjunctive; (4) the interrogatory calls for  
5 information protected from disclosure by the California Constitution, HIPAA, and other  
6 privacy laws; and (5) the interrogatory is vague, ambiguous, and unintelligible with respect  
7 to the terms "INCIDENT," and "interview(ed)." Without waiving these objections, and  
8 though Responding Party has not completed its investigation or discovery in this matter,  
9 Responding Party states as follows: No.

10 **FORM INTERROGATORY NO. 12.3:**

11 Have **YOU OR ANYONE ACTING ON YOUR BEHALF** obtained a  
12 written or recorded statement from any individual concerning the **INCIDENT**? If so, for  
13 each statement state:

14 (a) the name, **ADDRESS**, and telephone number of the individual from  
15 whom the statement was obtained;

16 (b) the name, **ADDRESS**, and telephone number of the individual who  
17 obtained the statement;

18 (c) the date the statement was obtained; and

19 (d) the name, **ADDRESS**, and telephone number of each **PERSON** who  
20 has the original statement or a copy.

21 **RESPONSE TO FORM INTERROGATORY NO. 12.3:**

22 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
23 for information which is not relevant to the subject matter of this action nor reasonably  
24 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
25 oppressive to the extent that it seeks information about topics that are not disputed in the  
26 instant action, and because it is not reasonably limited in time and scope, and because it  
27 asks Responding Party to identify all written and recorded statements concerning an  
28 unspecified incident which, as defined in Propounding Party's requests, includes all of

1 Responding Party's operations from at least May 1, 2017 through January 9, 2020; (3) the  
2 question is compound, conjunctive, and/or disjunctive; (4) the interrogatory calls for  
3 information protected from disclosure by the California Constitution, HIPAA, and other  
4 privacy laws; and (5) the interrogatory is vague, ambiguous, and unintelligible with respect  
5 to the terms "INCIDENT," and "statement." Without waiving these objections, and  
6 though Responding Party has not completed its investigation or discovery in this matter,  
7 Responding Party states as follows: No.

8 **FORM INTERROGATORY NO. 12.4:**

9           Do **YOU OR ANYONE ACTING ON YOUR BEHALF** know of any  
10 photographs, films, or videotapes depicting any place, object, or individual concerning the  
11 **INCIDENT** or plaintiff's injuries? If so, state:

- 12           (a) the number of photographs or feet of film or videotape;  
13           (b) the places, objects, or persons photographed, filmed, or videotaped;  
14           (c) the date the photographs, films, or videotapes were taken;  
15           (d) the name, **ADDRESS**, and telephone number of the individual taking  
16 the photographs, films, or videotapes; and  
17           (e) the name, **ADDRESS** and telephone number of each **PERSON** who  
18 has the original or a copy of the photographs, films, or videotapes.

19 **RESPONSE TO FORM INTERROGATORY NO. 12.4:**

20           Responding Party objects to this interrogatory on the grounds that: (1) it calls  
21 for information which is not relevant to the subject matter of this action nor reasonably  
22 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
23 oppressive to the extent that it seeks information about topics that are not disputed in the  
24 instant action, and because it is not reasonably limited in time and scope, and because it  
25 asks Responding Party to identify all persons who have taken photographs, films, or  
26 videotapes depicting any place, object, or individual concerning an unspecified incident  
27 which, as defined in Propounding Party's requests, includes all of Responding Party's  
28 operations from at least May 1, 2017 through January 9, 2020; (3) the question is

1 compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague, ambiguous,  
2 and unintelligible with respect to the terms “INCIDENT,” “depicting any place, object, or  
3 individual concerning the INCIDENT,” and “plaintiff’s injuries.” Without waiving these  
4 objections, and though Responding Party has not completed its investigation or discovery  
5 in this matter, Responding Party states as follows: Responding Party maintains a security  
6 system with a video surveillance system. Various videos and pictures of the subject  
7 property and surrounding area have presumably been taken over the course of the last three  
8 years. Given the exceedingly broad definition of “INCIDENT”, Responding Party is  
9 unable to provide any additional details at this time. Discovery and investigation is  
10 ongoing and Responding Party reserves the right to supplement this response.

11 **FORM INTERROGATORY NO. 12.5:**

12 Do **YOU OR ANYONE ACTING ON YOUR BEHALF** know of any  
13 diagram, reproduction, or model of any place or thing (except for items developed by  
14 expert witnesses covered by Code of Civil Procedure section 2034.210-2034.310)  
15 concerning the **INCIDENT**? If so, for each item state:

- 16 (a) the type (i.e., diagram, reproduction, or model);  
17 (b) the subject matter; and  
18 (c) the name, **ADDRESS**, and telephone number of each **PERSON** who  
19 has it.

20 **RESPONSE TO FORM INTERROGATORY NO. 12.5:**

21 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
22 for information which is not relevant to the subject matter of this action nor reasonably  
23 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
24 oppressive to the extent that it seeks information about topics that are not disputed in the  
25 instant action, and because it is not reasonably limited in time and scope, and because it  
26 asks Responding Party to identify all diagrams, reproductions, or models concerning an  
27 unspecified incident which, as defined in Propounding Party’s requests, includes all of  
28 Responding Party’s operations from at least May 1, 2017 through January 9, 2020; (3) the

1 question is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
2 ambiguous, and unintelligible with respect to the terms “INCIDENT,” “any place or thing  
3 concerning the INCIDENT.” Without waiving these objections, and though Responding  
4 Party has not completed its investigation or discovery in this matter, Responding Party  
5 states as follows: No.

6 **FORM INTERROGATORY NO. 12.6:**

7 Was a report made by any **PERSON** concerning the **INCIDENT**? If so,  
8 state:

9 (a) the name, title, identification number, and employer of the **PERSON**  
10 who made the report;

11 (b) the date and type of report made;

12 (c) the name, **ADDRESS**, and telephone number of the **PERSON** for  
13 whom the report was made; and

14 (d) the name, **ADDRESS**, and telephone number of each **PERSON** who  
15 has the original or a copy of the report.

16 **RESPONSE TO FORM INTERROGATORY NO. 12.6:**

17 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
18 for information which is not relevant to the subject matter of this action nor reasonably  
19 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
20 oppressive to the extent that it seeks information about topics that are not disputed in the  
21 instant action, and because it is not reasonably limited in time and scope, and because it  
22 asks Responding Party to identify all reports concerning an unspecified incident which, as  
23 defined in Propounding Party’s requests, includes all of Responding Party’s operations  
24 from at least May 1, 2017 through January 9, 2020; (3) the question is compound,  
25 conjunctive, and/or disjunctive; (4) the interrogatory calls for information protected from  
26 disclosure by the California Constitution, HIPAA, and other privacy laws; (5) this  
27 interrogatory seeks information that is equally available to the Propounding Party; and (6)  
28 the interrogatory is vague, ambiguous, and unintelligible with respect to the term

1 “INCIDENT.” Without waiving these objections, and though Responding Party has not  
2 completed its investigation or discovery in this matter, Responding Party states as follows:  
3 Responding Party is informed and believes that personnel from the City of Santa Ana have  
4 made various reports concerning alleged incidents and/or circumstances alleged in  
5 Plaintiffs’ Complaint. To the extent Responding Party is in possession of copies of any  
6 such reports, such documents will be produced to the Plaintiffs. In addition, Responding  
7 Party is required by the County of Orange to prepare and submit Special Incident Reports  
8 (under various patient-related circumstances) to Jayson Benbrook of the County of  
9 Orange’s Behavioral Health Division. However, Responding Party is precluded from  
10 producing these documents pursuant to various third party privacy protections, including  
11 HIPAA and its obligations to the County of Orange.

12 **FORM INTERROGATORY NO. 12.7:**

13 Have **YOU OR ANYONE ACTING ON YOUR BEHALF** inspected the  
14 scene of the **INCIDENT**? If so, for each inspection state:

15 (a) the name, **ADDRESS**, and telephone number of the individual  
16 making the inspection (except for expert witnesses covered by Code of Civil Procedure  
17 section 2034.210-2034.310); and

18 (b) the date of the inspection.

19 **RESPONSE TO FORM INTERROGATORY NO. 12.7:**

20 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
21 for information which is not relevant to the subject matter of this action nor reasonably  
22 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
23 oppressive to the extent that it seeks information about topics that are not disputed in the  
24 instant action, and because it is not reasonably limited in time and scope, and because it  
25 asks Responding Party to identify all persons who have inspected the scene of an  
26 unspecified incident which, as defined in Propounding Party’s requests, includes all of  
27 Responding Party’s operations from at least May 1, 2017 through January 9, 2020; (3) the  
28 question is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,



1 ambiguous, and unintelligible in the context of this lawsuit with respect to the terms  
2 “INCIDENT,” “inspected,” and “scene.”

3 **FORM INTERROGATORY NO. 13.1:**

4 Have **YOU OR ANYONE ACTING ON YOUR BEHALF** conducted  
5 surveillance of any individual involved in the **INCIDENT** or any party to this action? If  
6 so, for each surveillance, state:

7 (a) the name, **ADDRESS**, and telephone number of the individual or  
8 party;

9 (b) the time, date, and place of the surveillance;

10 (c) the name, **ADDRESS**, and telephone number of the individual who  
11 conducted the surveillance; and

12 (d) the name, **ADDRESS**, and telephone number of each **PERSON** who  
13 has the original or a copy of any surveillance photograph, film, or videotape.

14 **RESPONSE TO FORM INTERROGATORY NO. 13.1:**

15 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
16 for information which is not relevant to the subject matter of this action nor reasonably  
17 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
18 oppressive to the extent that it seeks information about topics that are not disputed in the  
19 instant action, and because it is not reasonably limited in time and scope, and because it  
20 asks Responding Party to identify all persons who have surveilled any individuals involved  
21 with an unspecified incident which, as defined in Propounding Party’s requests, includes  
22 all of Responding Party’s operations from at least May 1, 2017 through January 9, 2020;  
23 (3) the question is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is  
24 vague, ambiguous, and unintelligible in the context of this lawsuit with respect to the terms  
25 “conducted surveillance,” “involved in the **INCIDENT**,” and “each surveillance.”

26 **FORM INTERROGATORY NO. 13.2:**

27 Has a written report been prepared on the surveillance? If so, for each written  
28 report state:

- 1 (a) the title;  
2 (b) the date;  
3 (c) the name, **ADDRESS**, and telephone number of the individual who  
4 prepared the report; and  
5 (d) the name, **ADDRESS**, and telephone number of each **PERSON** who  
6 has the original or a copy.

7 **RESPONSE TO FORM INTERROGATORY NO. 13.2:**

8 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
9 for information which is not relevant to the subject matter of this action nor reasonably  
10 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
11 oppressive to the extent that it seeks information about topics that are not disputed in the  
12 instant action, and because it is not reasonably limited in time and scope, and because it  
13 asks Responding Party to identify all persons who have prepared reports on surveillance of  
14 any individuals involved with an unspecified incident which, as defined in Propounding  
15 Party's requests, includes all of Responding Party's operations from at least May 1, 2017  
16 through January 9, 2020; (3) the question is compound, conjunctive, and/or disjunctive;  
17 and (4) the interrogatory is vague, ambiguous, and unintelligible in the context of this  
18 lawsuit with respect to the terms "written report," and "surveillance." Without waiving  
19 these objections, and though Responding Party has not completed its investigation or  
20 discovery in this matter, Responding Party states as follows: Responding Party maintains a  
21 security system with a video surveillance system. Various videos and pictures of the  
22 subject property and surrounding area have presumably been taken over the course of the  
23 last three years. Given the exceedingly broad definition of "INCIDENT", Responding  
24 Party is unable to provide any additional details at this time. Discovery and investigation  
25 is ongoing and Responding Party reserves the right to supplement this response.

26 **FORM INTERROGATORY NO. 14.1:**

27 Do **YOU OR ANYONE ACTING ON YOUR BEHALF** contend that any  
28 **PERSON** involved in the **INCIDENT** violated any statute, ordinance, or regulation and

1 that the violation was a legal (proximate) cause of the **INCIDENT**? If so, identify the  
2 name, **ADDRESS**, and telephone number of each **PERSON** and the statute, ordinance, or  
3 regulation that was violated.

4 **RESPONSE TO FORM INTERROGATORY NO. 14.1:**

5 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
6 for information which is not relevant to the subject matter of this action nor reasonably  
7 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
8 oppressive to the extent that it seeks information about topics that are not disputed in the  
9 instant action, and because it is not reasonably limited in time and scope, and because it  
10 asks Responding Party to identify all persons who have violated any statute, ordinance, or  
11 regulation in connection with an unspecified incident which, as defined in Propounding  
12 Party's requests, includes all of Responding Party's operations from at least May 1, 2017  
13 through January 9, 2020; (3) the question is compound, conjunctive, and/or disjunctive;  
14 and (4) the interrogatory is vague, ambiguous, and unintelligible with respect to the term  
15 "INCIDENT." Without waiving these objections, and though Responding Party has not  
16 completed its investigation or discovery in this matter, Responding Party states as follows:

17 Yes. City, through its agents and officers, violated Welfare and Institutions Code section  
18 5120 by engaging in discriminatory code enforcement and policing of Responding Party.  
19 Individuals believed to have relevant information are identified in response to Form  
20 Interrogatory 12.1. Responding Party's investigation and discovery is ongoing and  
21 Responding Party reserves the right to supplement this response accordingly.

22 **FORM INTERROGATORY NO. 14.2:**

23 Was any **PERSON** cited or charged with a violation of any statute,  
24 ordinance, or regulation as a result of this **INCIDENT**? If so, for each **PERSON** state:

- 25 (a) the name, **ADDRESS** and telephone number of the **PERSON**;  
26 (b) the statute, ordinance, or regulation allegedly violated;  
27 (c) whether the **PERSON** entered a plea in response to the citation or  
28 charge and, if so, the plea entered; and

1 (d) the name and **ADDRESS** of the court or administrative agency,  
2 names of the parties, and case number.

3 **RESPONSE TO FORM INTERROGATORY NO. 14.2:**

4 Responding Party objects to this interrogatory on the grounds that: (1) it calls  
5 for information which is not relevant to the subject matter of this action nor reasonably  
6 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
7 oppressive to the extent that it seeks information about topics that are not disputed in the  
8 instant action, and because it is not reasonably limited in time and scope, and because it  
9 asks Responding Party to identify all persons who have been cited or charged in  
10 connection with an unspecified incident which, as defined in Propounding Party's requests,  
11 includes all of Responding Party's operations from at least May 1, 2017 through January 9,  
12 2020; (3) the question is compound, conjunctive, and/or disjunctive; and (4) the  
13 interrogatory is vague, ambiguous, and unintelligible with respect to the term  
14 "INCIDENT." Without waiving these objections, and though Responding Party has not  
15 completed its investigation or discovery in this matter, Responding Party states as follows:  
16 With respect to the statutory violation identified in response to Form Interrogatory No.  
17 14.1, not to Responding Party' knowledge. Plaintiffs contend that Defendants have  
18 violated various codes and/or ordinances. Responding Party is informed and believes that  
19 Plaintiffs are in possession of full and complete information concerning such alleged  
20 violations.

21 **FORM INTERROGATORY NO. 15.1:**

22 Identify each denial of a material allegation and each special or affirmative  
23 defense in your pleadings and for each:

24 (a) state all facts upon which you base the denial or special or affirmative  
25 defense;

26 (b) state the names, **ADDRESSES**, and telephone numbers of all  
27 **PERSONS** who have knowledge of those facts; and  
28

1 (c) identify all **DOCUMENTS** and other tangible things that support  
2 your denial or special or affirmative defense, and state the name, **ADDRESS**, and  
3 telephone number of the **PERSON** who has each **DOCUMENT**.

4 **RESPONSE TO FORM INTERROGATORY NO. 15.1:**

5 (a) Responding Party denies paragraphs 12, 13, 14, 15, 16, 17, and 18 of  
6 City's Complaint. These paragraphs generally allege that Responding Party is responsible  
7 for significant problems, crimes, resulting in a high-volume of calls to the Santa Ana  
8 Police Department and Orange County Fire Authority and conditions in the surrounding  
9 area.

10 (b) Responding Party has gone above and beyond any legal obligation it  
11 allegedly has to the surrounding community concerning the operation of its mental health  
12 treatment facility including by, among other things, maintaining the subject property in  
13 better condition than many surrounding properties who do not appear to draw the same  
14 kind of unwarranted attention that Responding Party receives from the City's code  
15 enforcement officers, installing a security system, and contracting for security guard  
16 services. Responding Party denies that it is responsible for any alleged high-volume of  
17 calls to the Santa Ana Police Department or any other city departments or agencies.  
18 Responding Party is informed and believes that the City has targeted Responding Party  
19 with discriminatory code enforcement and policing practices in an effort to create a pre-  
20 text for shutting down Responding Party's operations at the subject property. The City  
21 seems to be intent on blaming Responding Party for the actions of or emergency situations  
22 involving any and all homeless individuals in the general vicinity of Responding Party's  
23 operations regardless of whether these individuals are, in fact, Responding Party's clients  
24 and even though Responding Party bears no responsibility for the actions of or  
25 circumstances affecting these individuals. Indeed, Responding Party's work in providing  
26 mental health treatment for homeless individuals is a great benefit to the community.

27 (c) The following persons may have knowledge of the facts supporting  
28 Responding Party's response: Jeffrey Thrash, Domanique Rood, Belinda Sandquist-

1 Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County  
2 of Orange Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director  
3 of County of Orange Health Care Agency – Behavioral Health Division). Hon. Judge  
4 David O. Carter (Judge, U.S. District Court, Central District of California). Rocio Nunez-  
5 Magdalena (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup>  
6 Street, Suite 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of  
7 Programs, Families First, Inc.). Richard Garcia (previous President of the Santa Ana  
8 Memorial Park Neighborhood Association until approximately 2015,  
9 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
10 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine  
11 Pipe & Supply), Glen Dromgoole of Tier 1 Engineering, Hoang Thi Nguyen of Lee  
12 Lawnmower, Robert Brown of BT Investment Properties, LLC, Jayson Benbrook (Service  
13 Chief II for County of Orange Health Care Agency – Behavioral Health Division).  
14 Supervisor Andrew Do (Orange County Board of Supervisors). Numerous individuals  
15 who have provided mental health treatment services and/or medical treatment at the  
16 Property whose names are listed in documents that will be produced by Responding Party.

17 (e) All non-privileged documents that are not subject to HIPAA or other  
18 privacy protections supporting the aforementioned facts currently in Responding Party  
19 possession, custody, or control will be produced. Responding Party anticipates that  
20 discovery in the case will reveal that the City and various third parties identified above are  
21 in possession of additional responsive documents.

22 (a) Responding Party denies paragraphs 19, 20, 21, and 22 of City’s  
23 Complaint. These paragraphs generally allege that Responding Party is required to, but has  
24 failed to implement a Good Neighbor Policy that outlines several guidelines for operating  
25 the facility.

26 (b) Responding Party has maintained a good neighbor accommodations  
27 policy since 2001, for the entire time that Responding Party has provided services at the  
28 Property. Responding Party has incorporated feedback from local business owners, the

1 President and Board of the Neighborhood Association, Santa Ana City Council Members,  
2 the Mayor of Santa Ana, the Santa Ana Chief of Police, the Regional Santa Ana Police  
3 Dept. Watch Commander, officials from the County of Orange, and members of the local  
4 business community and Del Hi neighborhood. Jeffrey Thrash created the policy initially  
5 as a professional courtesy to neighboring businesses (with input from various others  
6 including, most prominently, Richard Garcia who was the President of the Santa Ana  
7 Memorial Park Neighborhood Association), and has updated the policy at various times  
8 over the past 20 years according to periodic feedback from the individuals and entities  
9 previously listed in this Response. The good neighbor accommodations policy was not  
10 required pursuant to Responding Party's agreement with the County of Orange until  
11 approximately 2017. The good neighbor accommodations policy was incorporated into  
12 Responding Party's agreement with the County because the County perceived the merits of  
13 the concept.

14 (c) Jeffrey Thrash, Domonique Rood, Belinda Sandquist-Wilson, and Sandy  
15 Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County of Orange Health  
16 Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director of County of  
17 Orange Health Care Agency – Behavioral Health Division). Hon. Judge David O. Carter  
18 (Judge, U.S. District Court, Central District of California). Rocio Nunez-Magdaleno  
19 (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite  
20 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of Programs,  
21 Families First, Inc.). Richard Garcia (previous President of the Santa Ana Memorial Park  
22 Neighborhood Association until approximately 2015, [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-  
23 0634), Chief Paul Walters (Retired Santa Ana Chief of Police), Commander Ruben Ibarra  
24 (Regional Commander of SAPD), Ken Ashton (Irvine Pipe & Supply), Glen Dromgoole of  
25 Tier 1 Engineering, Hoang Thi Nguyen of Lee Lawnmower, Robert Brown of BT  
26 Investment Properties, LLC, Jayson Benbrook (Service Chief II for County of Orange  
27 Health Care Agency – Behavioral Health Division). Supervisor Andrew Do (Orange  
28 County Board of Supervisors). Numerous individuals who have provided mental health

1 treatment services and/or medical treatment at the Property whose names are listed in  
2 documents that will be produced by Responding Party.

3 (d) The following documents may contain information supporting  
4 Responding Party's response: Various letters and other correspondence between  
5 Responding Party and the City of Santa Ana and County of Orange, including but not  
6 limited to the Santa Ana Police Department and Santa Ana City Hall, regarding  
7 Responding Party's Good Neighbor Policy. Documents which constitute the current  
8 version of the Good Neighbor Policy. The acknowledgment of the Good Neighbor Policy  
9 which Responding Party's clients enrolled in Responding Party's program are required to  
10 review and sign. Various letters and other correspondence from neighboring businesses  
11 and other community members to Responding Party requesting certain accommodations be  
12 added to the Good Neighbor Policy.

13 (a) Responding Party asserts that its operations at the Property are  
14 protected under Welfare & Institutions Code section 5120.

15 (b) Welfare and Institutions Code section 5120 states "[i]t is the policy of  
16 this state...that the care and treatment of mental patients be provided in the local  
17 community" and that "[h]ealth facilities for inpatient and outpatient psychiatric care and  
18 treatment shall be permitted in any area zoned for hospitals or nursing homes, or in which  
19 hospitals and nursing homes are permitted by conditional use permit." Pursuant to  
20 California Welfare & Institutions Code section 4080 and CA Health and Safety Code  
21 section 1250.2, psychiatric health facilities include, but are not limited to, those facilities  
22 that provide "the following basic services: psychiatry, clinical psychology, psychiatric  
23 nursing, social work, rehabilitation, drug administration, and appropriate food services for  
24 those persons whose physical health needs can be met in an affiliated hospital or in  
25 outpatient settings."

26 Responding Party provides mental health care and treatment at the Property  
27 pursuant to a best practices psychosocial wellness approach, as reflected in Responding  
28 Party's agreement with the County of Orange. Responding Party employs licensed



1 marriage and family therapists who provide psychological assessment, diagnosis, and  
2 therapy treatment. Additionally, Responding Party has currently effective agreements with  
3 collaborative medical groups pursuant to which medical professionals, including doctors of  
4 medicine, registered nurses, optometrists, physicians assistants and others provide medical  
5 services at the Property.

6           Moreover, the City previously agreed that section 5120 applies to the  
7 operations at MHAOC in exchange for dismissal of a lawsuit previously filed by  
8 Responding Party. In or about January 2002, Responding Party initiated a lawsuit against  
9 the City of Santa Ana seeking a petition for writ of mandate, along with declaratory and  
10 injunctive relief. In exchange for dismissal of that lawsuit, the City agreed that  
11 Responding Party's operations at the Property were protected by Welfare & Institutions  
12 Code Section 5120. At that time, the City issued a Certificate of Occupancy which  
13 reflected that Responding Party operated a medical office at the Property. Since then, the  
14 City has continued its discrimination against Responding Party by engaging in numerous  
15 surprise code enforcement inspections while ignoring violations at neighboring businesses.

16           (c) Jeffrey Thrash, Domonique Rood, Belinda Sandquist-Wilson, and  
17 Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County of Orange  
18 Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director of County  
19 of Orange Health Care Agency – Behavioral Health Division). Hon. Judge David O. Carter  
20 (Judge, U.S. District Court, Central District of California). Rocio Nunez-Magdaleno  
21 (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite  
22 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of Programs,  
23 Families First, Inc.). Numerous individuals who have provided mental health treatment  
24 services and/or medical treatment at the Property whose names are listed in documents that  
25 will be produced by Responding Party. Jose Sandoval (Senior Assistant City Attorney for  
26 Santa Ana in 2002) and possibly other attorneys who represented the City of Santa Ana in  
27 the 2002 lawsuit. Kristel Massey (attorney at Latham & Watkins in 2002). Kim Savage,  
28 Robert K. Break, Crystal Sims, and Mark Gordon (attorneys at Public Law Center, Legal

1 Aid Society of Orange County, or Mental Health Advocacy Services, Inc. in 2002). Likely  
2 various other individuals affiliated with the City of Santa Ana. Discovery is ongoing.

3 (d) The following documents may contain information supporting  
4 Responding Party's response: Contracts with various medical care providers including  
5 agreements with two collaborative medical groups through which various medical  
6 professionals provide services at the Property. Responding Party's current agreement with  
7 the County of Orange (and related reports), which expressly requires Responding Party to  
8 provide mental health treatment according to the best practices psychosocial wellness  
9 method. Employment contracts with employees who oversee the mental health treatment  
10 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
11 Responding Party to assess patients' mental health. Staff and contractor and contractor  
12 licensing documents. Patient privacy training and certification materials. Mental health  
13 training materials.

14 **FORM INTERROGATORY NO. 17.1:**

15 Is your response to each request for admission served with these  
16 interrogatories an unqualified admission? If not, for each response that is not an  
17 unqualified admission:

- 18 (a) state the number of the request;  
19 (b) state all facts upon which you base your response;  
20 (c) state the names, **ADDRESSES**, and telephone numbers of all  
21 **PERSONS** who have knowledge of those facts; and  
22 (d) identify all **DOCUMENTS** and other tangible things that support  
23 your response and state the name, **ADDRESS**, and telephone number of the **PERSON**  
24 who has each **DOCUMENT** or thing.

25 **RESPONSE TO FORM INTERROGATORY NO. 17.1:**

26 Responding Party incorporates herein all objections reflected in its responses  
27 to the referenced Requests for Production.

- 28 (a) **Request for Admission No. 3**

1 (b) Responding Party provides psychiatric care according to a  
2 psychosocial wellness best practices model for homeless adult populations. In providing  
3 these services, Responding Party employs a mix of licensed clinicians and paraprofessional  
4 staff providing mental health services, and other licensed professionals. From 2003  
5 through 2013, Responding Party contracted with several psychiatrists to provide  
6 psychiatric care, diagnosis, and medication management at the Property. Responding  
7 Party will produce fully executed agreements with psychiatrists, nurses and licensed  
8 psychotherapists from the fiscal years 2010-2011 and 2011-2012 showing psychiatric  
9 services were provided at the Property under a contract with the County for Homeless  
10 Adult Mentally Ill Full Service Partnerships. Responding Party's Chief Executive Officer,  
11 Jeffrey Thrash, and Regional Clinical Supervisor, Sandy Yokoyama, are Licensed  
12 Marriage and Family Therapists who provide staff supervision, training, occasional crisis  
13 intervention, and direct patient care. Responding Party employs at least one registered  
14 nurse, several student nurses from local colleges, and the student nurses' field supervisor  
15 to provide medical services at the Property. Additionally, Responding Party has currently  
16 effective agreements with collaborative medical groups pursuant to which medical  
17 professionals, including doctors of medicine, registered nurses, optometrists, physicians  
18 assistants, and others provide medical services at the Property.

19 (c) The following persons may have knowledge of the facts supporting  
20 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
21 Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County  
22 of Orange Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director  
23 of County of Orange Health Care Agency – Behavioral Health Division). Hon. Judge  
24 David O. Carter (Judge, U.S. District Court, Central District of California). Rocio Nunez-  
25 Magdaleno (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup>  
26 Street, Suite 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of  
27 Programs, Families First, Inc.). Numerous individuals who have provided mental health  
28

1 treatment services and/or medical treatment at the Property whose names are listed in  
2 documents that will be produced by Responding Party.

3 (d) The following documents may contain information supporting  
4 Responding Party's response: Contracts with various medical care providers including  
5 agreements with two collaborative medical groups through which various medical  
6 professionals provide services at the Property. Responding Party's current agreement with  
7 the County of Orange (and related reports), which expressly requires Responding Party to  
8 provide mental health treatment according to the best practices psychosocial wellness  
9 method. Employment contracts with employees who oversee the mental health treatment  
10 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
11 Responding Party to assess patients' mental health. Staff and contractor and contractor  
12 licensing documents. Patient privacy training and certification materials. Mental health  
13 training materials. Documents relating to the facts referenced in subsection (a) in  
14 Responding Party's possession, custody, or control will be produced.

15 (a) **Request for Admission No. 5**

16 (b) Responding Party provides psychiatric care according to a  
17 psychosocial wellness best practices model for homeless adult populations. In providing  
18 these services, Responding Party employs a mix of licensed clinicians and paraprofessional  
19 staff providing mental health services, and other licensed professionals. From 2003  
20 through 2013, Responding Party contracted with several psychiatrists to provide  
21 psychiatric care, diagnosis, and medication management at the Property. Responding  
22 Party will produce fully executed agreements with psychiatrists, nurses and licensed  
23 psychotherapists from the fiscal years 2010-2011 and 2011-2012 showing psychiatric  
24 services were provided at the Property under a contract with the County for Homeless  
25 Adult Mentally Ill Full Service Partnerships. Responding Party's Chief Executive Officer,  
26 Jeffrey Thrash, and Regional Clinical Supervisor, Sandy Yokoyama, are Licensed  
27 Marriage and Family Therapists who provide staff supervision, training, occasional crisis  
28 intervention, and direct patient care. Responding Party employs at least one registered

1 nurse, several student nurses from local colleges, and the student nurses' field supervisor  
2 to provide medical services at the Property. Additionally, Responding Party has currently  
3 effective agreements with collaborative medical groups pursuant to which medical  
4 professionals, including doctors of medicine, registered nurses, optometrists, physicians  
5 assistants, and others provide medical services at the Property.

6 (c) The following persons may have knowledge of the facts supporting  
7 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
8 Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County  
9 of Orange Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director  
10 of County of Orange Health Care Agency – Behavioral Health Division). Hon. Judge  
11 David O. Carter (Judge, U.S. District Court, Central District of California). Rocio Nunez-  
12 Magdaleno (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup>  
13 Street, Suite 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of  
14 Programs, Families First, Inc.). Numerous individuals who have provided mental health  
15 treatment services and/or medical treatment at the Property whose names are listed in  
16 documents that will be produced by Responding Party.

17 (d) The following documents may contain information supporting  
18 Responding Party's response: Contracts with various medical care providers including  
19 agreements with two collaborative medical groups through which various medical  
20 professionals provide services at the Property. Responding Party's current agreement with  
21 the County of Orange (and related reports), which expressly requires Responding Party to  
22 provide mental health treatment according to the best practices psychosocial wellness  
23 method. Employment contracts with employees who oversee the mental health treatment  
24 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
25 Responding Party to assess patients' mental health. Staff and contractor and contractor  
26 licensing documents. Patient privacy training and certification materials. Mental health  
27 training materials. Documents relating to the facts referenced in subsection (a) in  
28 Responding Party's possession, custody, or control will be produced.

1 (a) **Request for Admission No. 7**

2 (b) Responding Party has currently effective agreements with  
3 collaborative medical groups, pursuant to which medical professionals, including doctors  
4 of medicine, optometrists, and others provide medical services at the Property.

5 (c) The following persons may have knowledge of the facts supporting  
6 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
7 Wilson, and Sandy Yokoyama of MHAOC. Rocio Nunez-Magdaleno (Executive Director  
8 for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA  
9 92701, 714-352-2911). David Becerra (Director of Programs, Families First, Inc.).  
10 Numerous individuals who have provided mental health treatment services and/or medical  
11 treatment at the Property whose names are listed in documents that will be produced by  
12 Responding Party.

13 (d) The following documents may contain information supporting  
14 Responding Party's response: Contracts with various medical care providers including  
15 agreements with two collaborative medical groups through which various medical  
16 professionals provide services at the Property. Responding Party's current agreement with  
17 the County of Orange (and related reports), which expressly requires Responding Party to  
18 provide mental health treatment according to the best practices psychosocial wellness  
19 method. Employment contracts with employees who oversee the mental health treatment  
20 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
21 Responding Party to assess patients' mental health. Staff and contractor and contractor  
22 licensing documents. Patient privacy training and certification materials. Mental health  
23 training materials. Documents relating to the facts referenced in subsection (a) in  
24 Responding Party's possession, custody, or control will be produced.

25 (a) **Request for Admission No. 8**

26 (b) Responding Party has currently effective agreements with  
27 collaborative medical groups, pursuant to which medical professionals, including doctors  
28 of medicine, optometrists, and others provide medical services at the Property.

1 (c) The following persons may have knowledge of the facts supporting  
2 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
3 Wilson, and Sandy Yokoyama of MHAOC. Rocio Nunez-Magdaleno (Executive Director  
4 for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA  
5 92701, 714-352-2911). David Becerra (Director of Programs, Families First, Inc.).  
6 Numerous individuals who have provided mental health treatment services and/or medical  
7 treatment at the Property whose names are listed in documents that will be produced by  
8 Responding Party.

9 (d) The following documents may contain information supporting  
10 Responding Party's response: Contracts with various medical care providers including  
11 agreements with two collaborative medical groups through which various medical  
12 professionals provide services at the Property. Responding Party's current agreement with  
13 the County of Orange (and related reports), which expressly requires Responding Party to  
14 provide mental health treatment according to the best practices psychosocial wellness  
15 method. Employment contracts with employees who oversee the mental health treatment  
16 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
17 Responding Party to assess patients' mental health. Staff and contractor and contractor  
18 licensing documents. Patient privacy training and certification materials. Mental health  
19 training materials. Documents relating to the facts referenced in subsection (a) in  
20 Responding Party's possession, custody, or control will be produced.

21 (a) **Request for Admission No. 10**

22 (b) Responding Party has currently effective agreements with  
23 collaborative medical groups, pursuant to which medical professionals, including doctors  
24 of medicine, optometrists, and others provide medical services at the Property.

25 (c) The following persons may have knowledge of the facts supporting  
26 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
27 Wilson, and Sandy Yokoyama of MHAOC. Rocio Nunez-Magdaleno (Executive Director  
28 for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA

1 92701, 714-352-2911). David Becerra (Director of Programs, Families First, Inc.).  
2 Numerous individuals who have provided mental health treatment services and/or medical  
3 treatment at the Property whose names are listed in documents that will be produced by  
4 Responding Party.

5 (d) The following documents may contain information supporting  
6 Responding Party's response: Contracts with various medical care providers including  
7 agreements with two collaborative medical groups through which various medical  
8 professionals provide services at the Property. Responding Party's current agreement with  
9 the County of Orange (and related reports), which expressly requires Responding Party to  
10 provide mental health treatment according to the best practices psychosocial wellness  
11 method. Employment contracts with employees who oversee the mental health treatment  
12 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
13 Responding Party to assess patients' mental health. Staff and contractor and contractor  
14 licensing documents. Patient privacy training and certification materials. Mental health  
15 training materials. Documents relating to the facts referenced in subsection (a) in  
16 Responding Party's possession, custody, or control will be produced.

17 (a) **Requests for Admission No. 34**

18 (b) Responding Party has maintained a good neighbor accommodations  
19 policy since 2001, for the entire time that Responding Party has provided services at the  
20 Property. Responding Party has incorporated feedback from local business owners, the  
21 President and Board of the Neighborhood Association, Santa Ana City Council Members,  
22 the Mayor of Santa Ana, the Santa Ana Chief of Police, the Regional Santa Ana Police  
23 Dept. Watch Commander, officials from the County of Orange, and members of the local  
24 business community and Del Hi neighborhood. Jeffrey Thrash created the policy initially  
25 as a professional courtesy to neighboring businesses (with input from various others  
26 including, most prominently, Richard Garcia who was the President of the Santa Ana  
27 Memorial Park Neighborhood Association), and has updated the policy at various times  
28 over the past 20 years according to periodic feedback from the individuals and entities



1 previously listed in this Response. The good neighbor accommodations policy was not  
2 required pursuant to Responding Party's agreement with the County of Orange until  
3 approximately 2017. The good neighbor accommodations policy was incorporated into  
4 Responding Party's agreement with the County because the County perceived the merits of  
5 the concept.

6 (c) The following persons may have knowledge of the facts supporting  
7 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
8 Wilson, and Sandy Yokoyama of MHAOC. Richard Garcia (previous President of the  
9 Santa Ana Memorial Park Neighborhood Association until approximately 2015,  
10 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
11 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine  
12 Pipe & Supply), Robert Brown of BT Investment Properties, LLC, Jayson Benbrook  
13 (Service Chief II for County of Orange Health Care Agency – Behavioral Health  
14 Division). Supervisor Andrew Do (Orange County Board of Supervisors). Various other  
15 individuals affiliated with the City of Santa Ana, County of Orange, and/or the local  
16 business and neighborhood community.

17 (d) The following documents may contain information supporting  
18 Responding Party's response: Various letters and other correspondence between  
19 Responding Party and the City of Santa Ana and County of Orange, including but not  
20 limited to the Santa Ana Police Department and Santa Ana City Hall, regarding  
21 Responding Party's Good Neighbor Policy. Documents which constitute the current  
22 version of the Good Neighbor Policy. The acknowledgment of the Good Neighbor Policy  
23 which Responding Party's clients enrolled in Responding Party's program are required to  
24 review and sign. Various letters and other correspondence from neighboring businesses  
25 and other community members to Responding Party requesting certain accommodations be  
26 added to the Good Neighbor Policy.

27 (a) **Request for Admission No. 35**

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1 (b) Responding Party has maintained a good neighbor accommodations  
2 policy since 2001, for the entire time that Responding Party has provided services at the  
3 Property. Responding Party has incorporated feedback from local business owners, the  
4 President and Board of the Neighborhood Association, Santa Ana City Council Members,  
5 the Mayor of Santa Ana, the Santa Ana Chief of Police, the Regional Santa Ana Police  
6 Dept. Watch Commander, officials from the County of Orange, and members of the local  
7 business community and Del Hi neighborhood. Jeffrey Thrash created the policy initially  
8 as a professional courtesy to neighboring businesses (with input from various others  
9 including, most prominently, Richard Garcia who was the President of the Santa Ana  
10 Memorial Park Neighborhood Association), and has updated the policy at various times  
11 over the past 20 years according to periodic feedback from the individuals and entities  
12 previously listed in this Response. The good neighbor accommodations policy was not  
13 required pursuant to Responding Party's agreement with the County of Orange until  
14 approximately 2017. The good neighbor accommodations policy was incorporated into  
15 Responding Party's agreement with the County because the County perceived the merits of  
16 the concept.

17 (c) The following persons may have knowledge of the facts supporting  
18 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
19 Wilson, and Sandy Yokoyama of MHAOC. Richard Garcia (previous President of the  
20 Santa Ana Memorial Park Neighborhood Association until approximately 2015,  
21 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
22 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine  
23 Pipe & Supply), Robert Brown of BT Investment Properties, LLC, Jayson Benbrook  
24 (Service Chief II for County of Orange Health Care Agency – Behavioral Health  
25 Division). Supervisor Andrew Do (Orange County Board of Supervisors). Various other  
26 individuals affiliated with the City of Santa Ana, County of Orange, and/or the local  
27 business and neighborhood community.

28

1 (d) The following documents may contain information supporting  
2 Responding Party's response: Various letters and other correspondence between  
3 Responding Party and the City of Santa Ana and County of Orange, including but not  
4 limited to the Santa Ana Police Department and Santa Ana City Hall, regarding  
5 Responding Party's Good Neighbor Policy. Documents which constitute the current  
6 version of the Good Neighbor Policy. The acknowledgment of the Good Neighbor Policy  
7 which Responding Party's clients enrolled in Responding Party's program are required to  
8 review and sign. Various letters and other correspondence from neighboring businesses  
9 and other community members to Responding Party requesting certain accommodations be  
10 added to the Good Neighbor Policy.

11 (a) **Requests for Admission Nos. 36-55**

12 (b) Responding Party has not provided a response to Requests for  
13 Admission Nos. 36-55 because Propounding Party exceeded 35 Requests for Admission.  
14 Though Propounding Party included a declaration with its Requests purporting to justify  
15 exceeding the 35 Requests for Admission limit, the declaration is vague and conclusory  
16 and makes no attempt to explain why the complexity or the quantity of issues in the instant  
17 lawsuit warrant this number of Requests for Admission as required by California Code of  
18 Civil Procedure Section 2033.050. Given the duplicative and repetitive content of these  
19 Requests for Admission, exceeding the statutory limit was obviously improper and solely  
20 intended to harass Responding Party.

21 **FORM INTERROGATORY NO. 50.1:**

22 For each agreement alleged in the pleadings:

23 (a) identify each **DOCUMENT** that is part of the agreement and for each  
24 state the name, **ADDRESS**, and telephone number of each **PERSON** who has the  
25 **DOCUMENT;**

26 (b) state each part of the agreement not in writing, the name, **ADDRESS**,  
27 and telephone number of each **PERSON** agreeing to that provision, and the date that part  
28 of the agreement was made;

1 (c) identify all **DOCUMENTS** that evidence any part of the agreement  
2 not in writing and for each state the name, **ADDRESS**, and telephone number of each  
3 **PERSON** who has the **DOCUMENT**;

4 (d) identify all **DOCUMENTS** that are part of any modification to the  
5 agreement, and for each state the name, **ADDRESS**, and telephone number of each  
6 **PERSON** who has the **DOCUMENT**;

7 (e) state each modification not in writing, the date, and the name,  
8 **ADDRESS** and telephone number of each **PERSON** agreeing to the modification, and the  
9 date the modification was made;

10 (f) identify all **DOCUMENTS** that evidence any modification of the  
11 agreement not in writing and for each state the name, **ADDRESS**, and telephone number  
12 of each **PERSON** who has the **DOCUMENT**.

13 **RESPONSE TO FORM INTERROGATORY NO. 50.1:**

14 Responding Party's contract with the County of Orange pertaining to its  
15 operations at the Property:

16 (a) The "Agreement for Provision of Multi-Service Center Services for  
17 Homeless Mentally Ill Adults Between County of Orange and Orange County Association  
18 for Mental Health dba Mental Health Association of Orange County July 1, 2018 through  
19 June 30, 2021." Responding Party has a copy and is informed and believes that the County  
20 of Orange has a copy.

21 (b) N/A

22 (c) N/A

23 (d) N/A

24 (e) N/A

25 (f) N/A

26 Responding Party and Plaintiff's agreement concerning the resolution of  
27 what is referred to as the "2002 Lawsuit" in the Cross-Complaint.

28

1 (a) Letter dated June 17, 2002 from Kristel Massey, Esq. to Jose Sandoval,  
2 Esq. Letter dated April 24, 2002 from Joseph Fletcher, Esq. to Robert Break, Esq. and  
3 Kristel Massey, Esq. Request for Entry of Dismissal filed/entered on May 31, 2002.

4 (b) N/A

5 (c) N/A

6 (d) N/A

7 (e) N/A

8 (f) N/A

9 Responding Party's lease agreement with BT Investment Properties, LLC.

10 (a) American Industrial Real Estate Association Standard  
11 Industrial/Commercial Single-Tenant Lease – Net dated December 6, 2000 between  
12 Responding Party and BT Investment, LLC and five addenda thereto.

13 (b) N/A

14 (c) N/A

15 (d) The five addenda referenced above.

16 (e) N/A

17 (f) N/A

18 **FORM INTERROGATORY NO. 50.2:**

19 Was there a breach of any agreement alleged in the pleadings? If so, for each  
20 breach describe and give the date of every act or omission that you claim is the breach of  
21 the agreement.

22 **RESPONSE TO FORM INTERROGATORY NO. 50.2:**

23 As to Responding Party and Plaintiff's agreement concerning the resolution  
24 of the 2002 Lawsuit, Plaintiff resumed discriminating against Responding Party in  
25 violation of Welfare and Institutions Code section 5120 by engaging in a campaign of  
26 illegal harassment and discrimination against MHAOC via discriminatory policing and  
27 selective code enforcement as alleged in Responding Party's Cross-Complaint.

28 Responding Party is informed and believes that Plaintiff has complete records concerning

1 these activities, of which Responding Party will seek discovery. To the extent Responding  
2 Party has possession, custody, or control of non-privileged documents reflecting the  
3 numerous incidents comprising Plaintiff's wrongful conduct, Responding Party will  
4 produce all such documents. Responding Party is not aware of any breaches of any other  
5 contracts relevant to this lawsuit.

6 **FORM INTERROGATORY NO. 50.3:**

7 Was performance of any agreement alleged in the pleadings excused? If so,  
8 identify each agreement excused and state why performance was excused.

9 **RESPONSE TO FORM INTERROGATORY NO. 50.3:**

10 Responding Party is not aware of any excuses of performance relevant to this  
11 lawsuit.

12 **FORM INTERROGATORY NO. 50.4:**

13 Was any agreement alleged in the pleadings terminated by mutual  
14 agreement, release, accord and satisfaction, or novation? If so, identify each agreement  
15 terminated, the date of termination, and the basis of the termination.

16 **RESPONSE TO FORM INTERROGATORY NO. 50.4:**

17 No.

18 **FORM INTERROGATORY NO. 50.5:**

19 Is any agreement alleged in the pleadings unenforceable? If so, identify each  
20 unenforceable agreement and state why it is unenforceable.

21 **RESPONSE TO FORM INTERROGATORY NO. 50.5:**

22 No.

23 **FORM INTERROGATORY NO. 50.6:**

24 Is any agreement alleged in the pleadings ambiguous? If so, identify each  
25 ambiguous agreement and state why it is ambiguous.

26 **RESPONSE TO FORM INTERROGATORY NO. 50.6:**

27 No.  
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VERIFICATION

STATE OF CALIFORNIA, COUNTY OF ORANGE

I have read the foregoing DEFENDANT ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY'S RESPONSE TO PLAINTIFF CITY OF SANTA ANA'S FORM INTERROGATORIES-GENERAL, SET ONE and know its contents.

I am the Chief Executive Officer of Orange County Association for Mental Health dba Mental Health Association of Orange County, a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. I am informed and believe and on that ground allege that the matters stated in the foregoing document are true.

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

Executed on August 7, 2020, at Santa Ana, California.

Jeffrey Thrash  
Print Name of Signatory

*Jeffrey A. Thrash*  
Signature



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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ORANGE

*City of Santa Ana et al. v. Orange County Association For Mental Health  
Case No. 30-2020-01124174-CU-MC-CJC*

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Orange, State of California. My business address is 650 Town Center Drive, 10th Floor, Costa Mesa, CA 92626-1993.

On August 7, 2020, I served true copies of the following document(s) described as **DEFENDANT ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY'S RESPONSE TO PLAINTIFF CITY OF SANTA ANA'S FORM INTERROGATORIES-GENERAL, SET ONE** on the interested parties in this action as follows:

Sonia R. Carvalho	Mark J. Austin
Kyle Nellesen	Stephen A. McEwen
Jose Montoya	Burke Williams & Sorensen, LLP
City of Santa Ana	1851 E. First St., Suite 1550
20 Civic Center Plaza, M-29	Santa Ana, CA 92705
P.O. Box 1988	Email: maustin@bwslaw.com
Santa Ana, CA 92702	smcewen@bwslaw.com
Email: imontova@santa-ana.org	

*Attorneys for Plaintiff and Real Party in Interest People of the State of California and City of Santa Ana*

**BY E-MAIL OR ELECTRONIC TRANSMISSION:** I caused a copy of the document(s) to be sent from e-mail address cvansteenbergen@sheppardmullin.com to the persons at the e-mail addresses listed above. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on August 7, 2020, at Costa Mesa, California.

/s/ Chris Van Steenbergen  
Chris Van Steenbergen

1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

2 A Limited Liability Partnership  
Including Professional Corporations

3 ISAAH Z. WEEDN, Cal. Bar No. 229111

[iweedn@sheppardmullin.com](mailto:iweedn@sheppardmullin.com)

4 ZACHARY J. GOLDA, Cal. Bar No. 327532

[zgolda@sheppardmullin.com](mailto:zgolda@sheppardmullin.com)

5 650 Town Center Drive, 10<sup>th</sup> Floor

6 Costa Mesa, California 92626-1993

7 Telephone: 714.513.5100

8 Facsimile: 714.513.5130

9 Attorneys for Defendants

10 ORANGE COUNTY ASSOCIATION FOR

11 MENTAL HEALTH dba MENTAL

12 HEALTH ASSOCIATION OF ORANGE

13 COUNTY and BT INVESTMENT

14 PROPERTIES, LLC

15 SUPERIOR COURT OF THE STATE OF CALIFORNIA

16 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

17 CITY OF SANTA ANA, a charter City  
18 and municipal corporation and THE  
19 PEOPLE OF THE STATE OF  
20 CALIFORNIA, by the City Attorney for  
21 the City of Santa Ana,

22 Plaintiffs,

23 v.

24 ORANGE COUNTY ASSOCIATION  
25 FOR MENTAL HEALTH DBA MENTAL  
26 HEALTH ASSOCIATION OF ORANGE  
27 COUNTY, a California Nonprofit  
28 Corporation; BT INVESTMENT  
PROPERTIES, LLC, a California Limited  
Liability Company; and DOES 1 through  
25, inclusive,

Defendants.

Case No. 30-2020-01124174-CU-MC-CJC

Judge John C. Gastelum

**DEFENDANT AND CROSS-  
COMPLAINANT ORANGE COUNTY  
ASSOCIATION FOR MENTAL  
HEALTH dba MENTAL HEALTH  
ASSOCIATION OF ORANGE  
COUNTY'S RESPONSES TO  
SPECIAL INTERROGATORIES, SET  
ONE**

[Complaint Filed: 1/13/2020]

Trial Date: None

1 ORANGE COUNTY ASSOCIATION  
2 FOR MENTAL HEALTH DBA MENTAL  
3 HEALTH ASSOCIATION OF ORANGE  
4 COUNTY, a California Nonprofit  
5 Corporation; BT INVESTMENT  
6 PROPERTIES, LLC, a California Limited  
7 Liability Company,

8 Cross-Complainants,

9 v.

10 CITY OF SANTA ANA, a charter City  
11 and municipal corporation, and THE  
12 PEOPLE OF THE STATE OF  
13 CALIFORNIA, by the City Attorney for  
14 the City of Santa Ana,

15 Cross-Defendants.

16 PROPOUNDING PARTY: PLAINTIFF CITY OF SANTA ANA

17 RESPONDING PARTY: Defendant/Cross-Complainant ORANGE COUNTY  
18 ASSOCIATION FOR MENTAL HEALTH dba MENTAL  
19 HEALTH ASSOCIATION OF ORANGE COUNTY

20 SET NO.: ONE (1)

21 Defendant ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH dba  
22 MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY ("MHAOC" or  
23 "Responding Party") hereby responds to Plaintiff CITY OF SANTA ANA's ("City," or  
24 "Propounding Party") Special Interrogatories, Set One, as follows:  
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1 The identification or production of any document by Responding Party should not  
2 constitute a waiver of its right to assert a privilege or objection as to any other document  
3 and right to withhold the production thereof. The fact that a document is identified or  
4 produced should not be taken as a concession of Responding Party's right to withhold any  
5 other document pursuant to an appropriate claim of privilege or objection, nor is a  
6 concession or waiver of said rights to be implied or inferred by Propounding Party.

7 No incidental or implied admissions are intended in these responses. The fact that  
8 Responding Party has responded to any or all of any Interrogatory should not be taken as  
9 an admission that Responding Party accepts or admits the existence of any facts set forth  
10 or assumed by such Interrogatory or that such response constitutes admissible evidence.  
11 The fact that Responding Party has responded to any or all of any Interrogatory is not  
12 intended to and shall not be construed to be a waiver by Responding Party of all or any  
13 part of any objection to any Interrogatory.

14 For the purpose of making a good faith effort to comply with discovery,  
15 Responding Party serves the within response. All of Responding Party's individual  
16 responses are subject to the foregoing statement.

17 **GENERAL OBJECTIONS**  
18

19 Responding Party incorporates the following general objections by this reference  
20 into each of the specific responses and objections set forth below:

21 1. To the extent that any of these Interrogatories seek information privileged  
22 against disclosure by the attorney-client privilege and/or the attorney work-product  
23 doctrine, Responding Party objects to these Interrogatories on these grounds. No  
24 identification or production should be construed as a waiver of either the attorney-client  
25 privilege and/or attorney work-product doctrine.

26 2. Responding Party objects to each and every Interrogatory to the extent it  
27 seeks information that is confidential, proprietary, or a business or trade secret.  
28



1 including practicing any system or mode of treating the sick or afflicted in this state, and  
2 diagnosing, treating, operating for, or prescribing for any ailment, blemish, deformity,  
3 disease, disfigurement, disorder, injury, or other physical or mental condition of any  
4 person; the term "PROPERTY" shall mean the property located at 2416 South Main Street,  
5 Santa Ana, California 92707, and also identified as Assessor's Parcel Number 410-382-15.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 1:**

7         Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
8 information which is not relevant to the subject matter of this action nor reasonably  
9 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
10 oppressive to the extent it seeks information about topics that are not disputed in the  
11 instant action, and because it is not reasonably limited in time and scope; (3) the question  
12 is compound, conjunctive, and/or disjunctive in that it asks Responding Party to identify  
13 physicians, doctors of medicine, and/or surgeons; and (4) the interrogatory is vague,  
14 ambiguous, and unintelligible with respect to the terms "PHYSICIANS," "engaged in,"  
15 and "PRACTICE OF MEDICINE." Without waiving these objections, and though  
16 Responding Party has not completed its investigation or discovery in this matter,  
17 Responding Party will produce copies of fully executed agreements with psychiatrists,  
18 nurses and licensed psychotherapists with whom Responding Party has contracted to  
19 perform the services described in this Interrogatory that Responding Party has in its  
20 possession. Responding Party is not required to retain records beyond seven (7) years  
21 pursuant to Responding Party's contractual and statutory obligations regarding record  
22 retention. From 2003 through 2013, Responding Party contracted with several  
23 psychiatrists to provide psychiatric care, diagnosis, and medication management at the  
24 Property. Responding Party will produce fully executed agreements with psychiatrists,  
25 nurses and licensed psychotherapists from the fiscal years 2011-2012 and 2012-2013  
26 showing psychiatric services were provided at the Property under a contract with the  
27 County for Homeless Adult Mentally Ill Full Service Partnerships. Additionally,  
28

1 Responding Party has currently effective agreements with collaborative medical groups  
2 pursuant to which medical professionals, including doctors of medicine, registered nurses,  
3 optometrists, physicians assistants, and others provide medical services at the Property.  
4 Responding Party will produce copies of the executed documents which delineate the  
5 services provided under the terms of the agreements with the collaborative medical groups,  
6 and a list of the individuals who provided medical services at the Property pursuant to  
7 those same agreements.

8 **SPECIAL INTERROGATORY NO. 2:**

9 IDENTIFY ALL PHYSICIANS that YOU have employed since January 1, 2010 to  
10 engage in the PRACTICE OF MEDICINE at the PROPERTY. For purposes of these  
11 interrogatories, the term “YOU” or “YOUR” shall mean Defendant Orange County  
12 Association for Mental Health, dba Mental Health Association of Orange County.

13 **RESPONSE TO SPECIAL INTERROGATORY NO. 2:**

14 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
15 information which is not relevant to the subject matter of this action nor reasonably  
16 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
17 oppressive to the extent it seeks information about topics that are not disputed in the  
18 instant action, and because it is not reasonably limited in time and scope; (3) the question  
19 is compound, conjunctive, and/or disjunctive in that it asks Responding Party to identify  
20 physicians, doctors of medicine, and/or surgeons; and (4) the interrogatory is vague,  
21 ambiguous, and unintelligible with respect to the terms “employed,” “PHYSICIANS,”  
22 “engage in,” and “PRACTICE OF MEDICINE.” Without waiving these objections, and  
23 though Responding Party has not completed its investigation or discovery in this matter,  
24 Responding Party will produce copies of fully executed agreements with psychiatrists,  
25 nurses and licensed psychotherapists with whom Responding Party has contracted to  
26 perform the services described in this Interrogatory that Responding Party has in its  
27 possession. Responding Party is not required to retain records beyond seven (7) years  
28



1 pursuant to Responding Party’s contractual and statutory obligations regarding record  
2 retention. From 2003 through 2013, Responding Party contracted with several  
3 psychiatrists to provide psychiatric care, diagnosis, and medication management at the  
4 Property. Responding Party will produce fully executed agreements with psychiatrists,  
5 nurses and licensed psychotherapists from the fiscal years 2011-2012 and 2012-2013  
6 showing psychiatric services were provided at the Property under a contract with the  
7 County for Homeless Adult Mentally Ill Full Service Partnerships. Additionally,  
8 Responding Party has currently effective agreements with collaborative medical groups  
9 pursuant to which medical professionals, including doctors of medicine, registered nurses,  
10 optometrists, physicians assistants, and others provide medical services at the Property.  
11 Responding Party will produce copies of the executed documents which delineate the  
12 services provided under the terms of the agreements with the collaborative medical groups,  
13 and a list of the individuals who provided medical services at the Property pursuant to  
14 those same agreements.

15 **SPECIAL INTERROGATORY NO. 3:**

16 IDENTIFY ALL PHYSICIANS that YOU have contracted with since January 1,  
17 2010 to engage in the PRACTICE OF MEDICINE at the PROPERTY.

18 **RESPONSE TO SPECIAL INTERROGATORY NO. 3:**

19 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
20 information which is not relevant to the subject matter of this action nor reasonably  
21 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
22 oppressive to the extent it seeks information about topics that are not disputed in the  
23 instant action, and because it is not reasonably limited in time and scope; (3) the question  
24 is compound, conjunctive, and/or disjunctive in that it asks Responding Party to identify  
25 physicians, doctors of medicine, and/or surgeons; and (4) the interrogatory is vague,  
26 ambiguous, and unintelligible with respect to the terms “contracted with,”  
27 “PHYSICIANS,” “engage in,” and “PRACTICE OF MEDICINE.” Without waiving these  
28

1 objections, and though Responding Party has not completed its investigation or discovery  
2 in this matter, Responding Party will produce copies of fully executed agreements with  
3 psychiatrists, nurses and licensed psychotherapists with whom Responding Party has  
4 contracted to perform the services described in this Interrogatory that Responding Party  
5 has in its possession. Responding Party is not required to retain records beyond seven (7)  
6 years pursuant to Responding Party's contractual and statutory obligations regarding  
7 record retention. From 2003 through 2013, Responding Party contracted with several  
8 psychiatrists to provide psychiatric care, diagnosis, and medication management at the  
9 Property. Responding Party will produce fully executed agreements with psychiatrists,  
10 nurses and licensed psychotherapists from the fiscal years 2011-2012 and 2012-2013  
11 showing psychiatric services were provided at the Property under a contract with the  
12 County for Homeless Adult Mentally Ill Full Service Partnerships. Additionally,  
13 Responding Party has currently effective agreements with collaborative medical groups  
14 pursuant to which medical professionals, including doctors of medicine, registered nurses,  
15 optometrists, physicians assistants, and others provide medical services at the Property.  
16 Responding Party will produce copies of the executed documents which delineate the  
17 services provided under the terms of the agreements with the collaborative medical groups,  
18 and a list of the individuals who provided medical services at the Property pursuant to  
19 those same agreements.

20 **SPECIAL INTERROGATORY NO. 4:**

21 IDENTIFY ALL PSYCHIATRISTS who have engaged in the PRACTICE OF  
22 MEDICINE at the PROPERTY since January 1, 2010. For purposes of these  
23 interrogatories, the phrase "IDENTIFY ALL PSYCHIATRISTS" shall mean to provide  
24 the psychiatrist's name, medical license number, business address, business telephone  
25 number, and e-mail address; the term "PSYCHIATRIST" means an individual who meets  
26 the minimum professional and licensure requirements set forth in Title 9, CCR, Section  
27 623.

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1 **RESPONSE TO SPECIAL INTERROGATORY NO. 4:**

2         Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
3 information which is not relevant to the subject matter of this action nor reasonably  
4 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
5 oppressive to the extent it seeks information about topics that are not disputed in the  
6 instant action, and because it is not reasonably limited in time and scope; (3) the question  
7 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
8 ambiguous, and unintelligible with respect to the terms “ALL PSYCHIATRISTS,”  
9 “engaged in,” and “PRACTICE OF MEDICINE.” Without waiving these objections, and  
10 though Responding Party has not completed its investigation or discovery in this matter,  
11 Responding Party will produce copies of fully executed agreements with psychiatrists,  
12 nurses and licensed psychotherapists with whom Responding Party has contracted to  
13 perform the services described in this Interrogatory that Responding Party has in its  
14 possession. Responding Party is not required to retain records beyond seven (7) years  
15 pursuant to Responding Party’s contractual and statutory obligations regarding record  
16 retention. From 2003 through 2013, Responding Party contracted with several  
17 psychiatrists to provide psychiatric care, diagnosis, and medication management at the  
18 Property. Responding Party will produce fully executed agreements with psychiatrists,  
19 nurses and licensed psychotherapists from the fiscal years 2011-2012 and 2012-2013  
20 showing psychiatric services were provided at the Property under a contract with the  
21 County for Homeless Adult Mentally Ill Full Service Partnerships. Additionally,  
22 Responding Party has currently effective agreements with collaborative medical groups  
23 pursuant to which medical professionals, including doctors of medicine, registered nurses,  
24 optometrists, physicians assistants, and others provide medical services at the Property.  
25 Responding Party will produce copies of the executed documents which delineate the  
26 services provided under the terms of the agreements with the collaborative medical groups,

1 and a list of the individuals who provided medical services at the Property pursuant to  
2 those same agreements.

3 **SPECIAL INTERROGATORY NO. 5:**

4 IDENTIFY ALL PSYCHIATRISTS that YOU have employed since January 1,  
5 2010 to engage in the PRACTICE OF MEDICINE at the PROPERTY.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 5:**

7 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
8 information which is not relevant to the subject matter of this action nor reasonably  
9 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
10 oppressive to the extent it seeks information about topics that are not disputed in the  
11 instant action, and because it is not reasonably limited in time and scope; (3) the question  
12 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
13 ambiguous, and unintelligible with respect to the terms “ALL PSYCHIATRISTS,”  
14 “employed,” “engage in,” and “PRACTICE OF MEDICINE.” Without waiving these  
15 objections, and though Responding Party has not completed its investigation or discovery  
16 in this matter, Responding Party will produce copies of all fully executed agreements with  
17 psychiatrists, nurses and licensed psychotherapists with whom Responding Party has  
18 contracted to perform the services described in this Interrogatory that Responding Party  
19 has in its possession. Additionally, Responding Party will produce copies of agreements  
20 with two collaborative medical groups which provide patient care and treatment to  
21 Responding Party’s clients, and lists of the individuals who have provided services at the  
22 property under the terms of those agreements.

23 **SPECIAL INTERROGATORY NO. 6:**

24 IDENTIFY ALL PSYCHIATRISTS that YOU have contracted with since January  
25 1, 2010 to engage in the PRACTICE OF MEDICINE at the PROPERTY.

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1 **RESPONSE TO SPECIAL INTERROGATORY NO. 6:**

2 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
3 information which is not relevant to the subject matter of this action nor reasonably  
4 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
5 oppressive to the extent it seeks information about topics that are not disputed in the  
6 instant action, and because it is not reasonably limited in time and scope; (3) the question  
7 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
8 ambiguous, and unintelligible with respect to the terms “PSYCHIATRISTS,” “contracted  
9 with,” “engage,” and “PRACTICE OF MEDICINE.” Without waiving these objections,  
10 and though Responding Party has not completed its investigation or discovery in this  
11 matter, Responding Party will produce copies of fully executed agreements with  
12 psychiatrists, nurses and licensed psychotherapists with whom Responding Party has  
13 contracted to perform the services described in this Interrogatory that Responding Party  
14 has in its possession. Responding Party is not required to retain records beyond seven (7)  
15 years pursuant to Responding Party’s contractual and statutory obligations regarding  
16 record retention. From 2003 through 2013, Responding Party contracted with several  
17 psychiatrists to provide psychiatric care, diagnosis, and medication management at the  
18 Property. Responding Party will produce fully executed agreements with psychiatrists,  
19 nurses and licensed psychotherapists from the fiscal years 2011-2012 and 2012-2013  
20 showing psychiatric services were provided at the Property under a contract with the  
21 County for Homeless Adult Mentally Ill Full Service Partnerships. Additionally,  
22 Responding Party has currently effective agreements with collaborative medical groups  
23 pursuant to which medical professionals, including doctors of medicine, registered nurses,  
24 optometrists, physicians assistants, and others provide medical services at the Property.  
25 Responding Party will produce copies of the executed documents which delineate the  
26 services provided under the terms of the agreements with the collaborative medical groups,  
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1 and a list of the individuals who provided medical services at the Property pursuant to  
2 those same agreements.

3 **SPECIAL INTERROGATORY NO. 7:**

4 IDENTIFY ALL PSYCHOLOGISTS who have engaged in the PRACTICE OF  
5 PSYCHOLOGY at the PROPERTY since January 1, 2010. For purposes of these  
6 interrogatories, the phrase “IDENTIFY ALL PSYCHOLOGISTS” shall mean to provide  
7 the psychologist’s name, license number, business address, business telephone number,  
8 and e-mail address. For purposes of these interrogatories, the term “PSYCHOLOGISTS”  
9 shall mean any psychologist that is licensed by the California Department of Psychology  
10 and meets the minimum professional and licensure requirements set forth in Title 9, CCR,  
11 Section 624; the term PRACTICE OF PSYCHOLOGY shall have the definition provided  
12 in Business and Professions Code section 2903 and includes rendering or offering to  
13 render to individuals, groups, organizations, or the public any psychological service  
14 involving the application of psychological principles, methods, and procedures of  
15 understanding, predicting, and influencing behavior, such as the principles pertaining to  
16 learning, perception, motivation, emotions, and interpersonal relationships; and the  
17 methods and procedures of interviewing, counseling, psychotherapy, behavior  
18 modification, and hypnosis; and of constructing, administering, and interpreting tests of  
19 mental abilities, aptitudes, interests, attitudes, personality characteristics, emotions, and  
20 motivations.

21 **RESPONSE TO SPECIAL INTERROGATORY NO. 7:**

22 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
23 information which is not relevant to the subject matter of this action nor reasonably  
24 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
25 oppressive to the extent it seeks information about topics that are not disputed in the  
26 instant action, and because it is not reasonably limited in time and scope; (3) the question  
27 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
28

1 ambiguous, and unintelligible with respect to the terms “PSYCHOLOGISTS,” “engaged  
2 in,” and “PRACTICE OF PSYCHOLOGY.” Without waiving these objections, and  
3 though Responding Party has not completed its investigation or discovery in this matter,  
4 Responding Party’s Chief Executive Officer, Jeffrey Thrash, Regional Clinical Director,  
5 Sandy Yokoyama, and Program Director, Dominique Road, are licensed by the state of  
6 California to provide psychological assessment, diagnosis, and therapy treatment. These  
7 individuals supervise Responding Party’s provision of mental health services, and provide  
8 on-site services including staff training and supervision, periodic crisis intervention, and  
9 direct patient care as Licensed Marriage and Family Therapists. These individuals may be  
10 contacted through Responding Party’s counsel. Additionally, Responding Party has  
11 currently effective agreements with collaborative medical groups pursuant to which  
12 medical professionals, including doctors of medicine, registered nurses, optometrists,  
13 physicians assistants, and others provide medical services at the Property. Responding  
14 Party will produce copies of the executed documents which delineate the services provided  
15 under the terms of the agreements with the collaborative medical groups, and a list of the  
16 individuals who provided medical services at the Property pursuant to those same  
17 agreements.

18 **SPECIAL INTERROGATORY NO. 8:**

19 IDENTIFY ALL PSYCHOLOGISTS that YOU have employed since January 1,  
20 2010 to engage in the PRACTICE OF PSYCHOLOGY at the PROPERTY.

21 **RESPONSE TO SPECIAL INTERROGATORY NO. 8:**

22 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
23 information which is not relevant to the subject matter of this action nor reasonably  
24 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
25 oppressive to the extent it seeks information about topics that are not disputed in the  
26 instant action, and because it is not reasonably limited in time and scope; (3) the question  
27 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
28

1 ambiguous, and unintelligible with respect to the terms “PSYCHOLOGISTS,”  
2 “employed,” “engage in,” and “PRACTICE OF PSYCHOLOGY.” Without waiving these  
3 objections, and though Responding Party has not completed its investigation or discovery  
4 in this matter, Responding Party’s Chief Executive Officer, Jeffrey Thrash, Regional  
5 Clinical Director, Sandy Yokoyama, and Program Director, Dominique Road, are licensed  
6 by the state of California to provide psychological assessment, diagnosis, and therapy  
7 treatment as Licensed Marriage and Family Therapists. These individuals supervise  
8 Responding Party’s services, and perform on-site services including staff training and  
9 supervision, periodic crisis intervention, and direct patient care. These individuals may be  
10 contacted through Responding Party’s counsel. Additionally, Responding Party has  
11 currently effective agreements with collaborative medical groups pursuant to which  
12 medical professionals, including doctors of medicine, registered nurses, optometrists,  
13 physicians assistants, and others provide medical services at the Property. Responding  
14 Party will produce copies of the executed documents which delineate the services provided  
15 under the terms of the agreements with the collaborative medical groups, and a list of the  
16 individuals who provided medical services at the Property pursuant to those same  
17 agreements.

18 **SPECIAL INTERROGATORY NO. 9:**

19 IDENTIFY ALL PSYCHOLOGISTS that YOU have contracted with since January  
20 1, 2010 to engage in the PRACTICE OF PSYCHOLOGY at the PROPERTY.

21 **RESPONSE TO SPECIAL INTERROGATORY NO. 9:**

22 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
23 information which is not relevant to the subject matter of this action nor reasonably  
24 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
25 oppressive to the extent it seeks information about topics that are not disputed in the  
26 instant action, and because it is not reasonably limited in time and scope; (3) the question  
27 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
28



1 ambiguous, and unintelligible with respect to the terms “PSYCHOLOGISTS,” “contracted  
2 with,” “engaged in,” and “PRACTICE OF PSYCHOLOGY.” Without waiving these  
3 objections, and though Responding Party has not completed its investigation or discovery  
4 in this matter, Responding Party’s Chief Executive Officer, Jeffrey Thrash, Regional  
5 Clinical Director, Sandy Yokoyama, and Program Director, Dominique Road are licensed  
6 by the state of California to provide psychological assessment, diagnosis, and therapy  
7 treatment. These individuals supervise Responding Party’s services, and perform on-site  
8 services including staff training and supervision, periodic crisis intervention, and direct  
9 patient care as Licensed Marriage and Family Therapists. These individuals may be  
10 contacted through Responding Party’s counsel. Additionally, Responding Party has  
11 currently effective agreements with collaborative medical groups pursuant to which  
12 medical professionals, including doctors of medicine, registered nurses, optometrists,  
13 physicians assistants, and others provide medical services at the Property. Responding  
14 Party will produce copies of the executed documents which delineate the services provided  
15 under the terms of the agreements with the collaborative medical groups, and a list of the  
16 individuals who provided medical services at the Property pursuant to those same  
17 agreements.

18 **SPECIAL INTERROGATORY NO. 10:**

19 IDENTIFY ALL PRE-LICENSED PSYCHOLOGISTS who have engaged in the  
20 PRACTICE OF PSYCHOLOGY at the PROPERTY since January 1, 2010. For purposes  
21 of these interrogatories, “PRE-LICENSED PSYCHOLOGIST” means an individual who  
22 has obtained a Ph.D. or Psy.D. in Clinical Psychology and is registered with the Board of  
23 Psychology as a registered Psychology Intern or Psychological Assistant, acquiring hours  
24 for licensing and waived in accordance with Welfare and Institutions Code section  
25 575.2; “IDENTIFY ALL PRE-LICENSED PSYCHOLOGISTS” shall mean to provide the  
26 pre-licensed psychologist’s name, business address, business telephone number, and e-mail  
27 address.

1 **RESPONSE TO SPECIAL INTERROGATORY NO. 10:**

2         Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
3 information which is not relevant to the subject matter of this action nor reasonably  
4 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
5 oppressive to the extent it seeks information about topics that are not disputed in the  
6 instant action, and because it is not reasonably limited in time and scope; (3) the question  
7 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
8 ambiguous, and unintelligible with respect to the terms “PRE-LICENSED  
9 PSYCHOLOGISTS,” “engaged in,” and “PRACTICE OF PSYCHOLOGY.” Without  
10 waiving these objections, and though Responding Party has not completed its investigation  
11 or discovery in this matter, Responding Party’s Chief Executive Officer, Jeffrey Thrash,  
12 Regional Clinical Director, Sandy Yokoyama, and Program Director, Dominique Road, are  
13 licensed by the state of California to provide psychological assessment, diagnosis, and  
14 therapy treatment. These individuals supervise Responding Party’s services, and provide  
15 on-site services including staff training and supervision, periodic crisis intervention, and  
16 direct patient care as Licensed Marriage and Family Therapists. These individuals may be  
17 contacted through Responding Party’s counsel. Additionally, Responding Party has  
18 currently effective agreements with collaborative medical groups pursuant to which  
19 medical professionals, including doctors of medicine, registered nurses, optometrists,  
20 physicians assistants, and others provide medical services at the Property. Responding  
21 Party will produce copies of the executed documents which delineate the services provided  
22 under the terms of the agreements with the collaborative medical groups, and a list of the  
23 individuals who provided medical services at the Property pursuant to those same  
24 agreements.

1 **SPECIAL INTERROGATORY NO. 11:**

2 IDENTIFY ALL PRE-LICENSED PSYCHOLOGISTS that YOU have employed  
3 since January 1, 2010 to engage in the PRACTICE OF PSYCHOLOGY at the  
4 PROPERTY.

5 **RESPONSE TO SPECIAL INTERROGATORY NO. 11:**

6 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
7 information which is not relevant to the subject matter of this action nor reasonably  
8 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
9 oppressive to the extent it seeks information about topics that are not disputed in the  
10 instant action, and because it is not reasonably limited in time and scope; (3) the question  
11 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
12 ambiguous, and unintelligible with respect to the terms “PRE-LICENSED  
13 PSYCHOLOGISTS,” “employed,” “engaged in,” and “PRACTICE OF PSYCHOLOGY.”  
14 Without waiving these objections, and though Responding Party has not completed its  
15 investigation or discovery in this matter, Responding Party’s Chief Executive Officer,  
16 Jeffrey Thrash, Regional Clinical Director, Sandy Yokoyama, and Program Director,  
17 Dominique Road are licensed by the state of California to provide psychological  
18 assessment, diagnosis, and therapy treatment. These individuals supervise Responding  
19 Party’s services, and perform on-site services including staff training and supervision,  
20 periodic crisis intervention, and direct patient care as Licensed Marriage and Family  
21 Therapists. These individuals may be contacted through Responding Party’s counsel.  
22 Additionally, Responding Party has currently effective agreements with collaborative  
23 medical groups pursuant to which medical professionals, including doctors of medicine,  
24 registered nurses, optometrists, physicians assistants, and others provide medical services  
25 at the Property. Responding Party will produce copies of the executed documents which  
26 delineate the services provided under the terms of the agreements with the collaborative  
27  
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1 medical groups, and a list of the individuals who provided medical services at the Property  
2 pursuant to those same agreements.

3 **SPECIAL INTERROGATORY NO. 12:**

4 IDENTIFY ALL PRE-LICENSED PSYCHOLOGISTS that YOU have contracted  
5 with since January 1, 2010 to engage in the PRACTICE OF PSYCHOLOGY at the  
6 PROPERTY.

7 **RESPONSE TO SPECIAL INTERROGATORY NO. 12:**

8 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
9 information which is not relevant to the subject matter of this action nor reasonably  
10 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
11 oppressive to the extent it seeks information about topics that are not disputed in the  
12 instant action, and because it is not reasonably limited in time and scope; (3) the question  
13 is compound, conjunctive, and/or disjunctive; and (4) the interrogatory is vague,  
14 ambiguous, and unintelligible with respect to the terms “PRE-LICENSED  
15 PSYCHOLOGISTS,” “contracted with,” “engaged in,” and “PRACTICE OF  
16 PSYCHOLOGY.” Without waiving these objections, and though Responding Party has  
17 not completed its investigation or discovery in this matter, Responding Party’s Chief  
18 Executive Officer, Jeffrey Thrash, Regional Clinical Director, Sandy Yokoyama, and  
19 Program Director, Dominique Road, are licensed by the state of California to provide  
20 psychological assessment, diagnosis, and therapy treatment as Licensed Marriage and  
21 Family Therapists. These individuals supervise Responding Party’s services, and perform  
22 on-site services including staff training and supervision, periodic crisis intervention, and  
23 direct patient care. These individuals may be contacted through Responding Party’s  
24 counsel. Additionally, Responding Party has currently effective agreements with  
25 collaborative medical groups pursuant to which medical professionals, including doctors of  
26 medicine, registered nurses, optometrists, physicians assistants, and others provide  
27 medical services at the Property. Responding Party will produce copies of the executed  
28

1 documents which delineate the services provided under the terms of the agreements with  
2 the collaborative medical groups, and a list of the individuals who provided medical  
3 services at the Property pursuant to those same agreements.

4 **SPECIAL INTERROGATORY NO. 13:**

5 IDENTIFY ALL FACTS that support YOUR contention that YOU are protected by  
6 Welfare and Institutions Code section 5120. The term “IDENTIFY ALL FACTS” means  
7 to state all circumstances, events and evidence pertaining to or touching upon the item in  
8 question.

9 **RESPONSE TO SPECIAL INTERROGATORY NO. 13:**

10 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
11 information which is not relevant to the subject matter of this action nor reasonably  
12 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
13 oppressive to the extent it seeks information about topics that are not disputed in the  
14 instant action; (3) the question is compound, conjunctive, and/or disjunctive in that it asks  
15 Responding Party to identify circumstances, events, and evidence; and (4) the  
16 interrogatory is vague, ambiguous, and unintelligible with respect to the terms “protected  
17 by,” and “circumstances.” Without waiving these objections, and though Responding  
18 Party has not completed its investigation or discovery in this matter, Responding Party  
19 states as follows: Responding Party provided at least 1,179 patients with mental health  
20 treatment services from January 1, 2019 through December 31, 2019. Responding Party  
21 has contracted with the County of Orange to provide Psychosocial Wellness Treatment  
22 using a best practices approaches to treating mentally ill adults in Orange County who are  
23 homeless due to a mental illness, or a dual diagnosis consisting of a primary mental illness  
24 and secondary drug abuse / addiction. The contract delineates that Responding Party is to  
25 provide care and/or treatment according to the Psychosocial Wellness Treatment approach,  
26 while acknowledging that Responding Party does not currently have any licensed  
27 psychiatrists or psychologists on staff. Responding Party will produce a copy of the Best  
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1 Practices for Treating Mentally Ill Homeless Research Study produced by the federal  
2 Substance Abuse and Mental Health Services Administration which recommends the  
3 Psychosocial Wellness Treatment approach employed by Responding Party. In 2002, the  
4 Director of the HCA Behavioral Health Department produced a Declaration Letter which  
5 declared that Responding Party provides mental health treatment services, a copy of which  
6 will be included with Responding Party's response to Propounding Party's Requests for  
7 Production of Documents. Responding Party employs licensed clinicians at least one  
8 licensed Registered Nurse (RN) at all times, and a certified Substance Abuse Specialist to  
9 assist with patient care.

10 **SPECIAL INTERROGATORY NO. 14:**

11 IDENTIFY ALL WITNESSES who have knowledge of the facts that support  
12 YOUR contention that YOU are protected by Welfare and Institutions Code section 5120.  
13 The phrase "IDENTIFY ALL WITNESSES" means provide the name, address, e-mail  
14 address, and telephone number of each witness.

15 **RESPONSE TO SPECIAL INTERROGATORY NO. 14:**

16 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
17 information which is not relevant to the subject matter of this action nor reasonably  
18 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
19 oppressive to the extent it seeks to have Responding Party identify "all" persons with the  
20 specified knowledge, as numerous persons affiliated with MHAOC and third parties have  
21 knowledge of the services provided by MHAOC and because the issue is one established  
22 by documentary proof; (3) the interrogatory calls for information protected from disclosure  
23 by the California Constitution, HIPAA, and other privacy laws; and (4) the interrogatory is  
24 vague, ambiguous, and unintelligible with respect to the term "protected by." Without  
25 waiving these objections, and though Responding Party has not completed its investigation  
26 or discovery in this matter, Responding Party identifies the following individuals: Jeffrey  
27 Thrash, Domonique Rood, Belinda Sandquist-Wilson, and Sandy Yokoyama of MHAOC.

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1 Jayson Benbrook (Service Chief II for County of Orange Health Care Agency –  
2 Behavioral Health Division). Jeff Nagel (Deputy Director of County of Orange Health  
3 Care Agency – Behavioral Health Division). Hon. Judge David O. Carter (Judge, U.S.  
4 District Court, Central District of California). Rocio Nunez-Magdaleno (Executive  
5 Director for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa  
6 Ana, CA 92701, 714-352-2911). David Becerra (Director of Programs, Families First,  
7 Inc.). Numerous individuals who have provided mental health treatment services and/or  
8 medical treatment at the Property whose names are listed in documents that will be  
9 produced by Responding Party. Jose Sandoval (Senior Assistant City Attorney for Santa  
10 Ana in 2002) and possibly other attorneys who represented the City of Santa Ana in the  
11 2002 lawsuit. Kristel Massey (attorney at Latham & Watkins in 2002). Kim Savage,  
12 Robert K. Break, Crystal Sims, and Mark Gordon (attorneys at Public Law Center, Legal  
13 Aid Society of Orange County, or Mental Health Advocacy Services, Inc. in 2002). Likely  
14 various other individuals affiliated with the City of Santa Ana. Discovery is ongoing.

15 **SPECIAL INTERROGATORY NO. 15:**

16 IDENTIFY ALL DOCUMENTS that support YOUR contention that YOU are  
17 protected by Welfare and Institutions Code section 5120. The phrase “IDENTIFY ALL  
18 DOCUMENTS” means describe each and every DOCUMENT by title, date and author  
19 and also list the name, address, and telephone number of each person who has a copy of  
20 such DOCUMENT with sufficient particularity to subpoena or move for the production of  
21 said DOCUMENT. The term “DOCUMENT” means any “WRITING”, as defined in  
22 California Evidence Code §§ 250, 255 and 260, and includes the original, and any non-  
23 identical copy of every kind, of written, printed, typed, recorded or graphic matter,  
24 however produced or reproduced, including without limitation all correspondence, letters,  
25 electronic mail, office automated mail (OAM), OAM disks and tapes, facsimiles,  
26 messages; records; books; papers; contracts; memoranda; invoices; diaries; journals; notes;  
27 minutes of any meetings, including meetings with agents or employees; instructions;

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1 guides; compilations of rules, regulations, or policies; daybooks; calendars; photographs;  
2 telegrams; messages; drawings; charts; graphs; recording tapes; recording discs; audio  
3 tapes; video tapes or videos of any short, mechanical or electronic information storage or  
4 recording elements; and other COMMUNICATIONS, including but not limited to notes,  
5 notations, memoranda and other writings of or relating to telephone conversations and  
6 conferences, minutes and notes of transcriptions of all meetings and other  
7 COMMUNICATIONS of any type, microfiche, microfilm, tapes or other records, logs and  
8 any other information which is stored or carried electronically, by means of computer  
9 equipment or otherwise, and which can be retrieved in printed, graphic or audio form, and  
10 any other tangible thing. DOCUMENT includes all drafts of documents defined above. If  
11 there are several copies of a DOCUMENT, and if any of the copies are not identical or no  
12 longer identical because they have been written on or modified in any way, front or back,  
13 then each of the non-identical copies is considered a separate writing and must be  
14 produced. Handwritten or other markings or notations of any kind of any copy of a  
15 document or writing render it non-identical. The term "COMMUNICATION" means any  
16 type of written and oral communication including but not limited to any statements,  
17 inquiries, discussions, conversations, dialogues, correspondence, consultations,  
18 negotiations, notices, agreements, meetings, letters, email, interviews, telegrams, and  
19 faxes.

20 **RESPONSE TO SPECIAL INTERROGATORY NO. 15:**

21         Responding Party objects to this interrogatory on the grounds that: (1) it is unduly  
22 burdensome and overly broad insofar as it seeks "all documents" that relate to the patient  
23 services provided by MHAOC; and (2) the interrogatory is vague, ambiguous, and  
24 unintelligible with respect to the term "protected by." Without waiving the  
25 aforementioned objections and without adopting any characterization of its allegations as  
26 paraphrased in this request, Responding Party replies as follows: Contracts with various  
27 medical care providers including agreements with two collaborative medical groups  
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1 through which various medical professionals provide services at the Property. Responding  
2 Party's current agreement with the County of Orange (and related reports), which  
3 expressly requires Responding Party to provide mental health treatment according to the  
4 best practices psychosocial wellness method. Employment contracts with employees who  
5 oversee the mental health treatment programs and who provide clinical treatment to  
6 patients. Clinical assessment tools used by Responding Party to assess patients' mental  
7 health. Staff and contractor and contractor licensing documents. Patient privacy training  
8 and certification materials. Mental health training materials.

9 **SPECIAL INTERROGATORY NO. 16:**

10 IDENTIFY ALL FACTS that support YOUR contention in the Seventh Affirmative  
11 Defense of YOUR Answer in this action that YOU provide mental health services at the  
12 PROPERTY for purposes of Welfare and Institutions Code section 5120.

13 **RESPONSE TO SPECIAL INTERROGATORY NO. 16:**

14 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
15 information which is not relevant to the subject matter of this action nor reasonably  
16 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
17 oppressive to the extent it seeks information about topics that are not disputed in the  
18 instant action; and (3) the interrogatory is vague, ambiguous, and unintelligible with  
19 respect to the terms "provide," and "mental health services." Without waiving these  
20 objections, and though Responding Party has not completed its investigation or discovery  
21 in this matter, Responding Party states as follows: Responding Party provided at least  
22 1,179 patients with mental health treatment services from January 1, 2019 through  
23 December 31, 2019. Responding Party has contracted with the County of Orange to  
24 provide Psychosocial Wellness Treatment using a best practices approaches to treating  
25 mentally ill adults in Orange County who are homeless due to a mental illness, or a dual  
26 diagnosis consisting of a primary mental illness and secondary drug abuse / addiction. The  
27 contract delineates that Responding Party is to provide care and/or treatment according to  
28

1 the Psychosocial Wellness Treatment approach, while acknowledging that Responding  
2 Party does not currently have any licensed psychiatrists or psychologists on staff.  
3 Responding Party will produce a copy of the Best Practices for Treating Mentally Ill  
4 Homeless Research Study produced by the federal Substance Abuse and Mental Health  
5 Services Administration which recommends the Psychosocial Wellness Treatment  
6 approach employed by Responding Party. In 2002, the Director of the HCA Behavioral  
7 Health Department produced a Declaration Letter which declared that Responding Party  
8 provides mental health treatment services, a copy of which will be included with  
9 Responding Party's response to Propounding Party's Requests for Production of  
10 Documents. Responding Party employs licensed clinicians at least one licensed Registered  
11 Nurse (RN) at all times, and a certified Substance Abuse Specialist to assist with patient  
12 care.

13 **SPECIAL INTERROGATORY NO. 17:**

14 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
15 contention in the Seventh Affirmative Defense of YOUR Answer in this action that YOU  
16 provide mental health services at the PROPERTY for purposes of Welfare and Institutions  
17 Code section 5120.

18 **RESPONSE TO SPECIAL INTERROGATORY NO. 17:**

19 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
20 information which is not relevant to the subject matter of this action nor reasonably  
21 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
22 oppressive to the extent it seeks to have Responding Party identify "all" persons with the  
23 specified knowledge, as numerous persons affiliated with MHAOC and third parties have  
24 knowledge of the services provided by MHAOC and because the issue is one established  
25 by documentary proof; (3) the interrogatory calls for information protected from disclosure  
26 by the California Constitution, HIPAA, and other privacy laws; and (4) the interrogatory is  
27 vague, ambiguous, and unintelligible with respect to the terms "provide," and "mental  
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1 health services.” Without waiving these objections, and though Responding Party has not  
2 completed its investigation or discovery in this matter, Responding Party identifies the  
3 following individuals: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-Wilson, and  
4 Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County of Orange  
5 Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director of County  
6 of Orange Health Care Agency – Behavioral Health Division). Hon. Judge David O. Carter  
7 (Judge, U.S. District Court, Central District of California). Rocio Nunez-Magdaleno  
8 (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite  
9 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of Programs,  
10 Families First, Inc.). Numerous individuals who have provided mental health treatment  
11 services and/or medical treatment at the Property whose names are listed in documents that  
12 will be produced by Responding Party.

13 **SPECIAL INTERROGATORY NO. 18:**

14 IDENTIFY ALL DOCUMENTS that support YOUR contention in the Seventh  
15 Affirmative Defense of YOUR Answer in this action that YOU provide mental health  
16 services at the PROPERTY for purposes of Welfare and Institutions Code section 5120.

17 **RESPONSE TO SPECIAL INTERROGATORY NO. 18:**

18 Responding Party objects to this interrogatory on the grounds that: (1) it is unduly  
19 burdensome and overly broad insofar as it seeks “all documents” that relate to the patient  
20 care services provided by MHAOC; and (2) the interrogatory is vague, ambiguous, and  
21 unintelligible with respect to the terms “provide,” and “mental health service.” Without  
22 waiving the aforementioned objections and without adopting any characterization of its  
23 allegations as paraphrased in this request, Responding Party replies as follows: The  
24 documents sufficient to prove the referenced allegation will be submitted with Responding  
25 Party’s responses to Propounding Party’s Requests for Production of Documents.

1 **SPECIAL INTERROGATORY NO. 19:**

2 IDENTIFY ALL FACTS that support YOUR contention in the Seventh Affirmative  
3 Defense of YOUR Answer in this action that YOU are a mental health service provider at  
4 the PROPERTY for purposes of Welfare and Institutions Code section 5120.

5 **RESPONSE TO SPECIAL INTERROGATORY NO. 19:**

6 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
7 information which is not relevant to the subject matter of this action nor reasonably  
8 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
9 oppressive to the extent it seeks information about topics that are not disputed in the  
10 instant action, and because the question is duplicative of Special Interrogatory No. 16; and  
11 (3) the interrogatory is vague, ambiguous, and unintelligible with respect to the terms  
12 “provider,” and “mental health service.” Without waiving these objections, and though  
13 Responding Party has not completed its investigation or discovery in this matter,  
14 Responding Party states as follows: Contracts with various medical care providers  
15 including agreements with two collaborative medical groups through which various  
16 medical professionals provide services at the Property. Responding Party’s current  
17 agreement with the County of Orange (and related reports), which expressly requires  
18 Responding Party to provide mental health treatment according to the best practices  
19 psychosocial wellness method. Employment contracts with employees who oversee the  
20 mental health treatment programs and who provide clinical treatment to patients. Clinical  
21 assessment tools used by Responding Party to assess patients’ mental health. Staff and  
22 contractor and contractor licensing documents. Patient privacy training and certification  
23 materials. Mental health training materials

24 **SPECIAL INTERROGATORY NO. 20:**

25 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
26 contention in the Seventh Affirmative Defense of YOUR Answer in this action that YOU  
27  
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1 are a mental health service provider at the PROPERTY for purposes of Welfare and  
2 Institutions Code section 5120.

3 **RESPONSE TO SPECIAL INTERROGATORY NO. 20:**

4 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
5 information which is not relevant to the subject matter of this action nor reasonably  
6 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
7 oppressive to the extent it seeks to have Responding Party identify "all" persons with the  
8 specified knowledge, as numerous persons affiliated with MHAOC and third parties have  
9 knowledge of the services provided by MHAOC and because the issue is one established  
10 by documentary proof, and because this interrogatory is duplicative of Special  
11 Interrogatory No. 17; and (3) the interrogatory is vague, ambiguous, and unintelligible  
12 with respect to the terms "provider," and "mental health service." Without waiving these  
13 objections, and though Responding Party has not completed its investigation or discovery  
14 in this matter, Responding Party identifies the following individuals: Jeffrey Thrash,  
15 Domonique Rood, Belinda Sandquist-Wilson, and Sandy Yokoyama of MHAOC. Jayson  
16 Benbrook (Service Chief II for County of Orange Health Care Agency – Behavioral Health  
17 Division). Jeff Nagel (Deputy Director of County of Orange Health Care Agency –  
18 Behavioral Health Division). Hon. Judge David O. Carter (Judge, U.S. District Court,  
19 Central District of California). Rocio Nunez-Magdaleno (Executive Director for Serve the  
20 People Community Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA 92701, 714-352-  
21 2911). David Becerra (Director of Programs, Families First, Inc.). Numerous individuals  
22 who have provided mental health treatment services and/or medical treatment at the  
23 Property whose names are listed in documents that will be produced by Responding Party.

24 **SPECIAL INTERROGATORY NO. 21:**

25 IDENTIFY ALL DOCUMENTS that support YOUR contention in the Seventh  
26 Affirmative Defense of YOUR Answer in this action that YOU are a mental health service  
27 provider at the PROPERTY for purposes of Welfare and Institutions Code section 5120.  
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1 **RESPONSE TO SPECIAL INTERROGATORY NO. 21:**

2 Responding Party objects to this interrogatory on the grounds that: (1) it is unduly  
3 burdensome and overly broad insofar as it seeks “all documents” that relate to the patient  
4 care services provided by MHAOC, and because this interrogatory is duplicative of  
5 Special Interrogatory No. 18; and (2) the interrogatory is vague, ambiguous, and  
6 unintelligible with respect to the terms “provider,” and “mental health service.” Without  
7 waiving the aforementioned objections and without adopting any characterization of its  
8 allegations as paraphrased in this request, Responding Party replies as follows: Contracts  
9 with various medical care providers including agreements with two collaborative medical  
10 groups through which various medical professionals provide services at the Property.  
11 Responding Party’s current agreement with the County of Orange (and related reports),  
12 which expressly requires Responding Party to provide mental health treatment according  
13 to the best practices psychosocial wellness method. Employment contracts with  
14 employees who oversee the mental health treatment programs and who provide clinical  
15 treatment to patients. Clinical assessment tools used by Responding Party to assess  
16 patients’ mental health. Staff and contractor and contractor licensing documents. Patient  
17 privacy training and certification materials. Mental health training materials.

18 **SPECIAL INTERROGATORY NO. 22:**

19 IDENTIFY ALL FACTS that support YOUR contention in paragraph 3 of YOUR  
20 Cross- Complaint that the CITY’s actions plainly violate Welfare and Institutions Code  
21 section 5120. For purposes of these interrogatories, the term “CITY” shall mean the City  
22 of Santa Ana and its employees, officers, elected and appointed officials, agents,  
23 representatives, and attorneys.

24 **RESPONSE TO SPECIAL INTERROGATORY NO. 22:**

25 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
26 information which is not relevant to the subject matter of this action nor reasonably  
27 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
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1 and oppressive to the extent it seeks information about topics that are not disputed in the  
2 instant action. Without waiving the aforementioned objections and though Responding  
3 Party has not completed its investigation or discovery in this matter, Responding Party  
4 states as follows: The City has engaged in numerous surprise inspections of Responding  
5 Party's property during the relevant time period. Moreover, the City has issued multiple  
6 code violation notices to Responding Party while ignoring similar violations at  
7 neighboring properties, such as: tree trimming, re-striping and re-surfacing the parking lot  
8 and parking lot walls, and replacing light bulbs for light poles at the perimeter of the  
9 property. Responding Party is in the possession of photographs which demonstrate that  
10 multiple code violations are ignored for neighboring businesses. Additionally, the owner  
11 of Lee's Lawnmowers, a business neighboring the Property, has indicated that the City did  
12 not perform an unannounced inspection on Lee's Lawnmowers for approximately twelve  
13 (12) years despite the existence of zoning violations.

14 **SPECIAL INTERROGATORY NO. 23:**

15 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
16 contention in paragraph 3 of YOUR Cross-Complaint that the CITY's actions plainly  
17 violate Welfare and Institutions Code section 5120.

18 **RESPONSE TO SPECIAL INTERROGATORY NO. 23:**

19 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
20 information which is not relevant to the subject matter of this action nor reasonably  
21 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
22 and oppressive to the extent it seeks to have Responding Party identify "all" persons with  
23 the specified knowledge, as numerous persons affiliated with the City, MHAOC, and third  
24 parties have knowledge of the services provided by MHAOC and because the issue is one  
25 established by documentary proof. Without waiving these objections, and though  
26 Responding Party has not completed its investigation or discovery in this matter,  
27 Responding Party identifies the following individuals: Jeffrey Thrash, Domonique Rood,  
28

1 Belinda Sandquist-Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service  
2 Chief II for County of Orange Health Care Agency – Behavioral Health Division). Jeff  
3 Nagel (Deputy Director of County of Orange Health Care Agency – Behavioral Health  
4 Division). Hon. Judge David O. Carter (Judge, U.S. District Court, Central District of  
5 California). Rocio Nunez-Magdaleno (Executive Director for Serve the People Community  
6 Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA 92701, 714-352-2911). David  
7 Becerra (Director of Programs, Families First, Inc.). Richard Garcia (previous President of  
8 the Santa Ana Memorial Park Neighborhood Association until approximately 2015,  
9 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
10 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine  
11 Pipe & Supply), Glen Dromgoole of Tier 1 Engineering, Hoang Thi Nguyen of Lee  
12 Lawnmower, Robert Brown of BT Investment Properties, LLC, Jayson Benbrook (Service  
13 Chief II for County of Orange Health Care Agency – Behavioral Health Division).  
14 Supervisor Andrew Do (Orange County Board of Supervisors). Numerous individuals  
15 who have provided mental health treatment services and/or medical treatment at the  
16 Property whose names are listed in documents that will be produced by Responding Party.

17 **SPECIAL INTERROGATORY NO. 24:**

18 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 3 of  
19 YOUR Cross-Complaint that the CITY’s actions plainly violate Welfare and Institutions  
20 Code section 5120.

21 **RESPONSE TO SPECIAL INTERROGATORY NO. 24:**

22 Responding Party objects to this interrogatory on the grounds that: (1) it is unduly  
23 burdensome and overly broad insofar as it seeks “all documents” that relate to the City’s  
24 interference with the patient care services provided by MHAOC; and (2) it is unduly  
25 burdensome and oppressive because it is not reasonably limited in time and scope.  
26 Without waiving the aforementioned objections and without adopting any characterization  
27 of its allegations as paraphrased in this request, Responding Party replies as follows:  
28



1 Contracts with various medical care providers including agreements with two collaborative  
2 medical groups through which various medical professionals provide services at the  
3 Property. Responding Party's current agreement with the County of Orange (and related  
4 reports), which expressly requires Responding Party to provide mental health treatment  
5 according to the best practices psychosocial wellness method. Employment contracts with  
6 employees who oversee the mental health treatment programs and who provide clinical  
7 treatment to patients. Clinical assessment tools used by Responding Party to assess  
8 patients' mental health. Staff and contractor and contractor licensing documents. Patient  
9 privacy training and certification materials. Mental health training materials. The City's  
10 records concerning emergency calls, patrols, and citations.

11 **SPECIAL INTERROGATORY NO. 25:**

12 IDENTIFY ALL FACTS that support YOUR contention in paragraph 14 of YOUR  
13 Cross-Complaint that the CITY indicated to the YWCA that it was willing to help the  
14 YWCA address its budget problems only if YOU were no longer a tenant.

15 **RESPONSE TO SPECIAL INTERROGATORY NO. 25:**

16 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
17 information which is not relevant to the subject matter of this action nor reasonably  
18 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
19 and oppressive to the extent it seeks information about topics that are not disputed in the  
20 instant action, and because the interrogatory is not reasonably limited in time and scope.  
21 Without waiving the aforementioned objections and though Responding Party has not  
22 completed its investigation or discovery in this matter, Responding Party states as follows:  
23 Discovery and investigation is ongoing. The allegations were the basis for Responding  
24 Party's 2002 lawsuit against the City of Santa Ana and provide background related to the  
25 City's long-running campaign to oust Responding Party from the City and pre-date  
26 Responding Party's current personnel's direct knowledge. Responding Party reserves the  
27 right to supplement this response.

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1 **SPECIAL INTERROGATORY NO. 26:**

2 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
3 contention in paragraph 14 of YOUR Cross-Complaint that the CITY indicated to the  
4 YWCA that it was willing to help the YWCA address its budget problems only if YOU  
5 were no longer a tenant.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 26:**

7 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
8 information which is not relevant to the subject matter of this action nor reasonably  
9 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
10 and oppressive to the extent it seeks to have Responding Party identify "all" persons with  
11 the specified knowledge, as numerous persons affiliated with City, YWCA, MHAOC, and  
12 other third parties have knowledge of the conditions imposed by City on YWCA and  
13 because the issue is one established by documentary proof, and because it is not reasonably  
14 limited in time and scope. Without waiving the aforementioned objections and though  
15 Responding Party has not completed its investigation or discovery in this matter,  
16 Responding Party states as follows: Discovery and investigation is ongoing. The  
17 allegations were the basis for Responding Party's 2002 lawsuit against the City of Santa  
18 Ana and provide background related to the City's long-running campaign to oust  
19 Responding Party from the City and pre-date Responding Party's current personnel's  
20 direct knowledge. Responding Party reserves the right to supplement this response.

21 **SPECIAL INTERROGATORY NO. 27:**

22 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 14 of  
23 YOUR Cross-Complaint that the CITY indicated to the YWCA that it was willing to help  
24 the YWCA address its budget problems only if YOU were no longer a tenant.

25 **RESPONSE TO SPECIAL INTERROGATORY NO. 27:**

26 Responding Party objects to this interrogatory on the grounds that it is unduly  
27 burdensome and overly broad insofar as it seeks "all documents" that relate to the City  
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1 making budget assistance to the YWCA conditional upon no longer allowing MHAOC to  
2 be a tenant. Without waiving the aforementioned objections and though Responding Party  
3 has not completed its investigation or discovery in this matter, Responding Party states as  
4 follows: Discovery and investigation is ongoing. The allegations were the basis for  
5 Responding Party's 2002 lawsuit against the City of Santa Ana and provide background  
6 related to the City's long-running campaign to oust Responding Party from the City and  
7 pre-date Responding Party's current personnel's direct knowledge. Responding Party is  
8 informed and believes that documents produced and/or discovered prior to or during the  
9 course of the 2002 lawsuit are likely responsive to this request. Responding Party reserves  
10 the right to supplement this response.

11 **SPECIAL INTERROGATORY NO. 28:**

12 IDENTIFY ALL FACTS that support YOUR contention in paragraph 17 of YOUR  
13 Cross-Complaint that YOU lost a lease for the West Fifth Street Site in or about 2000 as a  
14 result of lengthy delays caused by the CITY and the CITY's refusal to issue a certificate of  
15 occupancy.

16 **RESPONSE TO SPECIAL INTERROGATORY NO. 28:**

17 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
18 information which is not relevant to the subject matter of this action nor reasonably  
19 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
20 and oppressive to the extent it seeks information about topics that are not disputed in the  
21 instant action. Without waiving the aforementioned objections and though Responding  
22 Party has not completed its investigation or discovery in this matter, Responding Party  
23 states as follows: Discovery and investigation is ongoing. The allegations were the basis  
24 for Responding Party's 2002 lawsuit against the City of Santa Ana and provide  
25 background related to the City's long-running campaign to oust Responding Party from the  
26 City and pre-date Responding Party's current personnel's direct knowledge. Responding  
27 Party reserves the right to supplement this response.

1 **SPECIAL INTERROGATORY NO. 29:**

2 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
3 contention in paragraph 17 of YOUR Cross-Complaint that YOU lost a lease for the West  
4 Fifth Street Site in or about 2000 as a result of lengthy delays caused by the CITY and the  
5 CITY's refusal to issue a certificate of occupancy.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 29:**

7 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
8 information which is not relevant to the subject matter of this action nor reasonably  
9 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
10 and oppressive to the extent it seeks to have Responding Party identify "all" persons with  
11 the specified knowledge, as numerous persons affiliated with City, MHAOC, and third  
12 parties have knowledge of the City's delays and refusal to issue a certificate of occupancy  
13 with respect to the West Fifth Street Site in or about the year 2000, and because the issue is  
14 one established by documentary proof. Without waiving the aforementioned objections  
15 and though Responding Party has not completed its investigation or discovery in this  
16 matter, Responding Party states as follows: Discovery and investigation is ongoing. The  
17 allegations were the basis for Responding Party's 2002 lawsuit against the City of Santa  
18 Ana and provide background related to the City's long-running campaign to oust  
19 Responding Party from the City and pre-date Responding Party's current personnel's  
20 direct knowledge. Responding Party reserves the right to supplement this response.

21 **SPECIAL INTERROGATORY NO. 30:**

22 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 17 of  
23 YOUR Cross-Complaint that YOU lost a lease for the West Fifth Street Site in or about  
24 2000 as a result of lengthy delays caused by the CITY and the CITY's refusal to issue a  
25 certificate of occupancy.

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1 **RESPONSE TO SPECIAL INTERROGATORY NO. 30:**

2 Responding Party objects to this interrogatory on the grounds that it is unduly  
3 burdensome and overly broad insofar as it seeks “all documents” that relate to the City’s  
4 delays and refusal to issue a certificate of occupancy with respect to the West Fifth Street  
5 Site in or about the year 2000. Without waiving the aforementioned objections and though  
6 Responding Party has not completed its investigation or discovery in this matter,  
7 Responding Party states as follows: Discovery and investigation is ongoing. The  
8 allegations were the basis for Responding Party’s 2002 lawsuit against the City of Santa  
9 Ana and provide background related to the City’s long-running campaign to oust  
10 Responding Party from the City and pre-date Responding Party’s current personnel’s  
11 direct knowledge. Responding Party is informed and believes that documents produced  
12 and/or discovered prior to or during the course of the 2002 lawsuit are likely responsive to  
13 this request. Responding Party reserves the right to supplement this response.

14 **SPECIAL INTERROGATORY NO. 31:**

15 IDENTIFY ALL FACTS that support YOUR contention in paragraph 19 of YOUR  
16 Cross-Complaint that YOU promptly notified the CITY on or about July 3, 2001, that  
17 YOU were using the PROPERTY for the MENTAL HEALTH TREATMENT  
18 PROGRAM. The term “MENTAL HEALTH TREATMENT PROGRAM” shall have the  
19 meaning that YOU provided in paragraph 4 of YOUR Cross-Complaint.

20 **RESPONSE TO SPECIAL INTERROGATORY NO. 31:**

21 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
22 information which is not relevant to the subject matter of this action nor reasonably  
23 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
24 and oppressive to the extent it seeks information about topics that are not disputed in the  
25 instant action. Without waiving the aforementioned objections and though Responding  
26 Party has not completed its investigation or discovery in this matter, Responding Party  
27 states as follows: Responding Party sent a letter addressed to the City of Santa Ana  
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1 Planning Department on July 5, 2001 which stated that Responding Party had expanded its  
2 operations to include a mental health program. Seemingly in response to this letter, in  
3 2001 the City attempted to terminate Responding Party's operations at the Property as  
4 violative of zoning laws.

5 **SPECIAL INTERROGATORY NO. 32:**

6 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
7 contention in paragraph 19 of YOUR Cross-Complaint that YOU promptly notified the  
8 CITY on or about July 3, 2001, that YOU were using the PROPERTY for the MENTAL  
9 HEALTH TREATMENT PROGRAM.

10 **RESPONSE TO SPECIAL INTERROGATORY NO. 32:**

11 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
12 information which is not relevant to the subject matter of this action nor reasonably  
13 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
14 and oppressive to the extent it seeks to have Responding Party identify "all" persons with  
15 the specified knowledge, as numerous persons affiliated with City, and MHAOC have  
16 knowledge of the fact that MHAOC promptly notified the City on or about July 3, 2001  
17 that MHAOC was using the property for the Mental Health Treatment Program, and  
18 because the issue is one established by documentary proof. Without waiving these  
19 objections, and though Responding Party has not completed its investigation or discovery  
20 in this matter, Responding Party identifies the following individuals: (1) Jeffrey Thrash of  
21 MHAOC; (2) Robert Brown of BT Investment Properties, LLC; (3) Kim Savage,  
22 MHAOC's legal counsel during the 2002 Lawsuit; (4) Unknown individuals who worked  
23 for the City of Santa, including but not limited to the Planning Department, in 2001.

24 **SPECIAL INTERROGATORY NO. 33:**

25 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 19 of  
26 YOUR Cross-Complaint that YOU promptly notified the CITY on or about July 3, 2001,  
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1 that YOU were using the PROPERTY for the MENTAL HEALTH TREATMENT  
2 PROGRAM.

3 **RESPONSE TO SPECIAL INTERROGATORY NO. 33:**

4 Responding Party objects to this interrogatory on the grounds that it is unduly  
5 burdensome and overly broad insofar as it seeks “all documents” that relate to the fact that  
6 MHAOC notified the City that MHAOC was using the property for the Mental Health  
7 Treatment Program. Without waiving the aforementioned objections and without adopting  
8 any characterization of its allegations as paraphrased in this request, Responding Party  
9 replies as follows: The letter addressed to the City of Santa Ana Planning Department on  
10 July 5, 2001 which stated that Responding Party had expanded its operations to include a  
11 mental health program.

12 **SPECIAL INTERROGATORY NO. 34:**

13 IDENTIFY ALL FACTS that support YOUR contention in paragraph 22 of YOUR  
14 Cross- Complaint that, in exchange for dismissal of the 2002 Lawsuit, the CITY agreed  
15 that Welfare and Institutions Code section 5120 applies to YOU with respect to the  
16 operation of the Mental Health Treatment Program.

17 **RESPONSE TO SPECIAL INTERROGATORY NO. 34:**

18 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
19 information which is not relevant to the subject matter of this action nor reasonably  
20 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
21 oppressive to the extent it seeks information about topics that are not disputed in the  
22 instant action. Without waiving the aforementioned objections and though Responding  
23 Party has not completed its investigation or discovery in this matter, Responding Party  
24 states as follows: Responding Party will produce documents sufficient to establish the  
25 identified contentions including correspondence between Responding Party and former  
26 City Attorney, Jose Sandoval, wherein the City agreed to dismiss its claims against  
27 Responding Party and admitted that Responding Party operates a mental health treatment  
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1 program, was properly zoned, and did not require a conditional use permit. At about the  
2 same time as the dismissal, the City issued a new certificate of occupancy listing  
3 Responding Party as a medical service provider.

4 **SPECIAL INTERROGATORY NO. 35:**

5 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
6 contention in paragraph 22 of YOUR Cross-Complaint that, in exchange for dismissal of  
7 the 2002 Lawsuit, the CITY agreed that Welfare and Institutions Code section 5120  
8 applies to YOU with respect to the operation of the Mental Health Treatment Program.

9 **RESPONSE TO SPECIAL INTERROGATORY NO. 35:**

10 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
11 information which is not relevant to the subject matter of this action nor reasonably  
12 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
13 and oppressive to the extent it seeks to have Responding Party identify "all" persons with  
14 the specified knowledge, as numerous persons affiliated with City, MHAOC, and third  
15 parties have knowledge of the fact that the City agreed that Welfare and Institutions Code  
16 section 5120 applies to MHAOC, and because the issue is one that will be established by  
17 documentary proof. Without waiving these objections, and though Responding Party has  
18 not completed its investigation or discovery in this matter, Responding Party identifies the  
19 following individuals: Jeffrey Thrash of MHAOC; Jose Sandoval (Senior Assistant City  
20 Attorney for Santa Ana in 2002) and possibly other attorneys who represented the City of  
21 Santa Ana in the 2002 lawsuit. Kristel Massey (attorney at Latham & Watkins in 2002).  
22 Kim Savage, Robert K. Break, Crystal Sims, and Mark Gordon (attorneys at Public Law  
23 Center, Legal Aid Society of Orange County, or Mental Health Advocacy Services, Inc. in  
24 2002). Likely various other individuals affiliated with the City of Santa Ana. Discovery is  
25 ongoing.

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1 **SPECIAL INTERROGATORY NO. 36:**

2 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 22 of  
3 YOUR Cross-Complaint that, in exchange for dismissal of the 2002 Lawsuit, the CITY  
4 agreed that Welfare and Institutions Code section 5120 applies to YOU with respect to the  
5 operation of the Mental Health Treatment Program.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 36:**

7 Responding Party objects to this interrogatory on the grounds that it is unduly  
8 burdensome and overly broad insofar as it seeks “all documents” that relate to the fact that  
9 the City agreed that Welfare and Institutions Code section 5120 applies to MHAOC in  
10 exchange for dismissal of the 2002 Lawsuit. Propounding Party has exceeded 35 Special  
11 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
12 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
13 and conclusory and makes no attempt to explain why the complexity or the quantity of  
14 issues in the instant lawsuit warrant this number of requests for admission, or why any  
15 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
16 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
17 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
18 statutory limit was obviously improper and solely intended to harass Responding Party.

19 **SPECIAL INTERROGATORY NO. 37:**

20 IDENTIFY ALL FACTS that support YOUR contention in paragraph 23 of YOUR  
21 Cross- Complaint that the CITY has engaged in “discriminatory policing and selective  
22 code enforcement” against YOU.

23 **RESPONSE TO SPECIAL INTERROGATORY NO. 37:**

24 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
25 information which is not relevant to the subject matter of this action nor reasonably  
26 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
27 oppressive to the extent it seeks information about topics that are not disputed in the  
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1 instant action; (3) the interrogatory is vague, ambiguous, and unintelligible with respect to  
2 the term “engage in.” Propounding Party has exceeded 35 Special Interrogatories.  
3 Though Propounding Party included a declaration with its Interrogatories purporting to  
4 justify exceeding the 35 Special Interrogatory limit, the declaration is vague and  
5 conclusory and makes no attempt to explain why the complexity or the quantity of issues  
6 in the instant lawsuit warrant this number of requests for admission, or why any other  
7 factor specified in California Code of Civil Procedure Section 2030.040 is applicable to the  
8 instant lawsuit as required by California Code of Civil Procedure Section 2030.050. Given  
9 the duplicative and repetitive content of these Special Interrogatories, exceeding the  
10 statutory limit was obviously improper and solely intended to harass Responding Party.

11 **SPECIAL INTERROGATORY NO. 38:**

12 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
13 contention in paragraph 23 of YOUR Cross-Complaint that the CITY has engaged in  
14 “discriminatory policing and selective code enforcement” against YOU.

15 **RESPONSE TO SPECIAL INTERROGATORY NO. 38:**

16 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
17 information which is not relevant to the subject matter of this action nor reasonably  
18 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
19 and oppressive to the extent it seeks to have Responding Party identify "all" persons with  
20 the specified knowledge, as numerous persons affiliated with City, MHAOC, and third  
21 parties have knowledge of the facts supporting MHAOC’s contention that the City has  
22 engaged in discriminatory policing and selective code enforcement, and because the issue  
23 is one established by documentary proof, and because it is unduly burdensome and  
24 oppressive because the request is not reasonably limited as to time and scope; (3) the  
25 interrogatory is vague, ambiguous, and unintelligible with respect to the term “engage in.”  
26 Propounding Party has exceeded 35 Special Interrogatories. Though Propounding Party  
27 included a declaration with its Interrogatories purporting to justify exceeding the 35  
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1 Special Interrogatory limit, the declaration is vague and conclusory and makes no attempt  
2 to explain why the complexity or the quantity of issues in the instant lawsuit warrant this  
3 number of requests for admission, or why any other factor specified in California Code of  
4 Civil Procedure Section 2030.040 is applicable to the instant lawsuit as required by  
5 California Code of Civil Procedure Section 2030.050. Given the duplicative and repetitive  
6 content of these Special Interrogatories, exceeding the statutory limit was obviously  
7 improper and solely intended to harass Responding Party.

8 **SPECIAL INTERROGATORY NO. 39:**

9 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 23 of  
10 YOUR Cross-Complaint that the CITY has engaged in “discriminatory policing and  
11 selective code enforcement” against YOU.

12 **RESPONSE TO SPECIAL INTERROGATORY NO. 39:**

13 Responding Party objects to this interrogatory on the grounds that: (1) it is unduly  
14 burdensome and overly broad insofar as it seeks “all documents” that relate to the fact that  
15 that the City has engaged in discriminatory policing and selective code enforcement  
16 against MHAOC; and (2) the interrogatory is vague, ambiguous, and unintelligible with  
17 respect to the term “engage in.” Propounding Party has exceeded 35 Special  
18 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
19 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
20 and conclusory and makes no attempt to explain why the complexity or the quantity of  
21 issues in the instant lawsuit warrant this number of requests for admission, or why any  
22 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
23 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
24 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
25 statutory limit was obviously improper and solely intended to harass Responding Party.

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1 **SPECIAL INTERROGATORY NO. 40:**

2 IDENTIFY ALL FACTS that support YOUR contention in paragraph 24 of YOUR  
3 Cross- Complaint that the CITY ignored “obvious code violations at neighboring  
4 properties.”

5 **RESPONSE TO SPECIAL INTERROGATORY NO. 40:**

6 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
7 information which is not relevant to the subject matter of this action nor reasonably  
8 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
9 oppressive to the extent it seeks information about topics that are not disputed in the  
10 instant action; and (3) this information is equally available to the Propounding Party.  
11 Propounding Party has exceeded 35 Special Interrogatories. Though Propounding Party  
12 included a declaration with its Interrogatories purporting to justify exceeding the 35  
13 Special Interrogatory limit, the declaration is vague and conclusory and makes no attempt  
14 to explain why the complexity or the quantity of issues in the instant lawsuit warrant this  
15 number of requests for admission, or why any other factor specified in California Code of  
16 Civil Procedure Section 2030.040 is applicable to the instant lawsuit as required by  
17 California Code of Civil Procedure Section 2030.050. Given the duplicative and repetitive  
18 content of these Special Interrogatories, exceeding the statutory limit was obviously  
19 improper and solely intended to harass Responding Party.

20 **SPECIAL INTERROGATORY NO. 41:**

21 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
22 contention in paragraph 24 of YOUR Cross-Complaint that the CITY ignored “obvious  
23 code violations at neighboring properties.”

24 **RESPONSE TO SPECIAL INTERROGATORY NO. 41:**

25 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
26 information which is not relevant to the subject matter of this action nor reasonably  
27 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
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1 oppressive to the extent it seeks to have Responding Party identify "all" persons with the  
2 specified knowledge, as numerous persons affiliated with City, MHAOC, and third parties  
3 have knowledge of the fact that the City ignored obvious code violations at neighboring  
4 properties, and because the issue is one established by documentary proof; and (3) this  
5 information is equally available to the Propounding Party. Propounding Party has  
6 exceeded 35 Special Interrogatories. Though Propounding Party included a declaration  
7 with its Interrogatories purporting to justify exceeding the 35 Special Interrogatory limit,  
8 the declaration is vague and conclusory and makes no attempt to explain why the  
9 complexity or the quantity of issues in the instant lawsuit warrant this number of requests  
10 for admission, or why any other factor specified in California Code of Civil Procedure  
11 Section 2030.040 is applicable to the instant lawsuit as required by California Code of  
12 Civil Procedure Section 2030.050. Given the duplicative and repetitive content of these  
13 Special Interrogatories, exceeding the statutory limit was obviously improper and solely  
14 intended to harass Responding Party.

15 **SPECIAL INTERROGATORY NO. 42:**

16 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 24 of  
17 YOUR Cross-Complaint that the CITY ignored “obvious code violations at neighboring  
18 properties.”

19 **RESPONSE TO SPECIAL INTERROGATORY NO. 42:**

20 Responding Party objects to this interrogatory on the grounds that: (1) it is unduly  
21 burdensome and overly broad insofar as it seeks “all documents” that relate to the fact that  
22 the City ignored obvious code violations at neighboring properties; and (2) this  
23 information is equally available to the Propounding Party. Propounding Party has  
24 exceeded 35 Special Interrogatories. Though Propounding Party included a declaration  
25 with its Interrogatories purporting to justify exceeding the 35 Special Interrogatory limit,  
26 the declaration is vague and conclusory and makes no attempt to explain why the  
27 complexity or the quantity of issues in the instant lawsuit warrant this number of requests  
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1 for admission, or why any other factor specified in California Code of Civil Procedure  
2 Section 2030.040 is applicable to the instant lawsuit as required by California Code of  
3 Civil Procedure Section 2030.050. Given the duplicative and repetitive content of these  
4 Special Interrogatories, exceeding the statutory limit was obviously improper and solely  
5 intended to harass Responding Party.

6 **SPECIAL INTERROGATORY NO. 43:**

7 IDENTIFY ALL FACTS that support YOUR contention in paragraph 24 of YOUR  
8 Cross- Complaint that the CITY went “to great lengths to concoct purported code  
9 violations” at the PROPERTY.

10 **RESPONSE TO SPECIAL INTERROGATORY NO. 43:**

11 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
12 information which is not relevant to the subject matter of this action nor reasonably  
13 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
14 and oppressive to the extent it seeks information about topics that are not disputed in the  
15 instant action. Propounding Party has exceeded 35 Special Interrogatories. Though  
16 Propounding Party included a declaration with its Interrogatories purporting to justify  
17 exceeding the 35 Special Interrogatory limit, the declaration is vague and conclusory and  
18 makes no attempt to explain why the complexity or the quantity of issues in the instant  
19 lawsuit warrant this number of requests for admission, or why any other factor specified in  
20 California Code of Civil Procedure Section 2030.040 is applicable to the instant lawsuit as  
21 required by California Code of Civil Procedure Section 2030.050. Given the duplicative  
22 and repetitive content of these Special Interrogatories, exceeding the statutory limit was  
23 obviously improper and solely intended to harass Responding Party.

24 **SPECIAL INTERROGATORY NO. 44:**

25 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
26 contention in paragraph 24 of YOUR Cross-Complaint that the CITY went “to great  
27 lengths to concoct purported code violations” at the PROPERTY.

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1 **RESPONSE TO SPECIAL INTERROGATORY NO. 44:**

2 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
3 information which is not relevant to the subject matter of this action nor reasonably  
4 calculated to lead to the discovery of admissible evidence; and (2) it is unduly burdensome  
5 and oppressive to the extent it seeks to have Responding Party identify "all" persons with  
6 the specified knowledge, as numerous persons affiliated with City, MHAOC, and third  
7 parties, have knowledge of the City's efforts to concoct purported code violations at the  
8 Property, and because the issue is one established by documentary proof. Propounding  
9 Party has exceeded 35 Special Interrogatories. Though Propounding Party included a  
10 declaration with its Interrogatories purporting to justify exceeding the 35 Special  
11 Interrogatory limit, the declaration is vague and conclusory and makes no attempt to  
12 explain why the complexity or the quantity of issues in the instant lawsuit warrant this  
13 number of requests for admission, or why any other factor specified in California Code of  
14 Civil Procedure Section 2030.040 is applicable to the instant lawsuit as required by  
15 California Code of Civil Procedure Section 2030.050. Given the duplicative and repetitive  
16 content of these Special Interrogatories, exceeding the statutory limit was obviously  
17 improper and solely intended to harass Responding Party.

18 **SPECIAL INTERROGATORY NO. 45:**

19 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 24 of  
20 YOUR Cross-Complaint that the CITY went "to great lengths to concoct purported code  
21 violations" at the PROPERTY.

22 **RESPONSE TO SPECIAL INTERROGATORY NO. 45:**

23 Responding Party objects to this interrogatory on the grounds that it is unduly  
24 burdensome and overly broad insofar as it seeks "all documents" that relate to the City's  
25 efforts to concoct purported code violations at the Property. Propounding Party has  
26 exceeded 35 Special Interrogatories. Though Propounding Party included a declaration  
27 with its Interrogatories purporting to justify exceeding the 35 Special Interrogatory limit,  
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1 the declaration is vague and conclusory and makes no attempt to explain why the  
2 complexity or the quantity of issues in the instant lawsuit warrant this number of requests  
3 for admission, or why any other factor specified in California Code of Civil Procedure  
4 Section 2030.040 is applicable to the instant lawsuit as required by California Code of  
5 Civil Procedure Section 2030.050. Given the duplicative and repetitive content of these  
6 Special Interrogatories, exceeding the statutory limit was obviously improper and solely  
7 intended to harass Responding Party.

8 **SPECIAL INTERROGATORY NO. 46:**

9 IDENTIFY ALL FACTS that support YOUR contention in paragraph 25 of YOUR  
10 Cross- Complaint that the CITY has manufactured “complaints and citations intended to  
11 harass MHAOC into closing its doors or MHAOC’s landlord into kicking MHAOC” out of  
12 the PROPERTY.

13 **RESPONSE TO SPECIAL INTERROGATORY NO. 46:**

14 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
15 information which is not relevant to the subject matter of this action nor reasonably  
16 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
17 oppressive to the extent it seeks information about topics that are not disputed in the  
18 instant action; (3) the interrogatory is compound or disjunctive; and (4) this information is  
19 equally available to the Propounding Party. Propounding Party has exceeded 35 Special  
20 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
21 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
22 and conclusory and makes no attempt to explain why the complexity or the quantity of  
23 issues in the instant lawsuit warrant this number of requests for admission, or why any  
24 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
25 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
26 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
27 statutory limit was obviously improper and solely intended to harass Responding Party.



1 **SPECIAL INTERROGATORY NO. 47:**

2 IDENTIFY ALL WITNESSES with knowledge of the facts that support YOUR  
3 contention in paragraph 25 of YOUR Cross-Complaint that the CITY has manufactured  
4 “complaints and citations intended to harass MHAOC into closing its doors or MHAOC’s  
5 landlord into kicking MHAOC” out of the PROPERTY.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 47:**

7 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
8 information which is not relevant to the subject matter of this action nor reasonably  
9 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
10 oppressive to the extent it seeks to have Responding Party identify "all" persons with the  
11 specified knowledge, as numerous persons affiliated with City, MHAOC, and third parties  
12 have knowledge of the City’s efforts to manufacture complaints and code violations at the  
13 Property, and because the issue is one established by documentary proof; (3) the  
14 interrogatory is compound, conjunctive, and/or disjunctive; and (4) this information is  
15 equally available to the Propounding Party. Propounding Party has exceeded 35 Special  
16 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
17 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
18 and conclusory and makes no attempt to explain why the complexity or the quantity of  
19 issues in the instant lawsuit warrant this number of requests for admission, or why any  
20 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
21 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
22 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
23 statutory limit was obviously improper and solely intended to harass Responding Party.

24 **SPECIAL INTERROGATORY NO. 48:**

25 IDENTIFY ALL DOCUMENTS that support YOUR contention in paragraph 25 of  
26 YOUR Cross-Complaint that the CITY has manufactured “complaints and citations  
27  
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1 intended to harass MHAOC into closing its doors or MHAOC's landlord into kicking  
2 MHAOC" out of the PROPERTY.

3 **RESPONSE TO SPECIAL INTERROGATORY NO. 48:**

4 Responding Party objects to this interrogatory on the grounds that: (1) it is unduly  
5 burdensome and overly broad insofar as it seeks "all documents" that relate to the City's  
6 efforts to manufacture complaints and code violations at the Property; and (2) the request  
7 is compound, conjunctive, and/or disjunctive. Propounding Party has exceeded 35 Special  
8 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
9 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
10 and conclusory and makes no attempt to explain why the complexity or the quantity of  
11 issues in the instant lawsuit warrant this number of requests for admission, or why any  
12 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
13 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
14 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
15 statutory limit was obviously improper and solely intended to harass Responding Party.

16 **SPECIAL INTERROGATORY NO. 49:**

17 IDENTIFY ALL SECURITY GUARDS who have worked at the PROPERTY since  
18 January 1, 2010. For purposes of these interrogatories, SECURITY GUARD shall mean an  
19 individual who is licensed and/or registered with the California Bureau of Security and  
20 Investigative Services to serve as a security guard or proprietary private security officer;  
21 the phrase IDENTIFY ALL SECURITY GUARDS shall mean to provide the physician's  
22 name, license number, business address, business telephone number, and e-mail address.

23 **RESPONSE TO SPECIAL INTERROGATORY NO. 49:**

24 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
25 information which is not relevant to the subject matter of this action nor reasonably  
26 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
27 oppressive to the extent it seeks information about topics that are not disputed in the  
28

1 instant action; and (3) the request is vague and ambiguous with respect to at least the terms  
2 “SECURITY GUARDS,” and “physician’s.” Propounding Party has exceeded 35 Special  
3 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
4 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
5 and conclusory and makes no attempt to explain why the complexity or the quantity of  
6 issues in the instant lawsuit warrant this number of requests for admission, or why any  
7 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
8 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
9 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
10 statutory limit was obviously improper and solely intended to harass Responding Party.

11 **SPECIAL INTERROGATORY NO. 50:**

12 IDENTIFY ALL OF YOUR EMPLOYEES who have worked at the PROPERTY  
13 since January 1, 2010. For purposes of these interrogatories, IDENTIFY ALL OF YOUR  
14 EMPLOYEES shall mean to provide the employee’s name, title, address, telephone  
15 number, and e-mail address.

16 **RESPONSE TO SPECIAL INTERROGATORY NO. 50:**

17 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
18 information which is not relevant to the subject matter of this action nor reasonably  
19 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
20 oppressive to the extent it seeks information about topics that are not disputed in the  
21 instant action, and it is not reasonably limited in time and scope; and (3) the request is  
22 vague and ambiguous with respect to at least the terms “EMPLOYEES.” Propounding  
23 Party has exceeded 35 Special Interrogatories. Though Propounding Party included a  
24 declaration with its Interrogatories purporting to justify exceeding the 35 Special  
25 Interrogatory limit, the declaration is vague and conclusory and makes no attempt to  
26 explain why the complexity or the quantity of issues in the instant lawsuit warrant this  
27 number of requests for admission, or why any other factor specified in California Code of  
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1 Civil Procedure Section 2030.040 is applicable to the instant lawsuit as required by  
2 California Code of Civil Procedure Section 2030.050. Given the duplicative and repetitive  
3 content of these Special Interrogatories, exceeding the statutory limit was obviously  
4 improper and solely intended to harass Responding Party.

5 **SPECIAL INTERROGATORY NO. 51:**

6 IDENTIFY EACH MENTAL HEALTH TREATMENT SERVICE, as alleged in  
7 paragraph 9 of YOUR Cross-Complaint that YOU provide at the PROPERTY to  
8 CLIENTS. For purposes of these interrogatories, the term “CLIENTS” shall have the  
9 definition set forth in Section I(A)(9) of Exhibit A to the Agreement for Provision of  
10 Multi-Service Center Services for Homeless Mentally Ill Adults Between County of  
11 Orange and Orange County Association for Mental Health DBA Mental Health  
12 Association of Orange County July 1, 2018 Through June 30, 2021, a copy of which is  
13 attached hereto as Attachment 1.

14 **RESPONSE TO SPECIAL INTERROGATORY NO. 51:**

15 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
16 information which is not relevant to the subject matter of this action nor reasonably  
17 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
18 oppressive to the extent it seeks information about topics that are not disputed in the  
19 instant action, and it is not reasonably limited in time and scope; (3) the interrogatory is  
20 not full and complete of itself in that it calls for reference to outside documents; and (4) the  
21 request is vague and ambiguous with respect to at least the terms “IDENTIFY EACH  
22 MENTAL HEALTH TREATMENT SERVICE,” and “provide.” Propounding Party has  
23 exceeded 35 Special Interrogatories. Though Propounding Party included a declaration  
24 with its Interrogatories purporting to justify exceeding the 35 Special Interrogatory limit,  
25 the declaration is vague and conclusory and makes no attempt to explain why the  
26 complexity or the quantity of issues in the instant lawsuit warrant this number of requests  
27 for admission, or why any other factor specified in California Code of Civil Procedure  
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1 Section 2030.040 is applicable to the instant lawsuit as required by California Code of  
2 Civil Procedure Section 2030.050. Given the duplicative and repetitive content of these  
3 Special Interrogatories, exceeding the statutory limit was obviously improper and solely  
4 intended to harass Responding Party.

5 **SPECIAL INTERROGATORY NO. 52:**

6 IDENTIFY ALL CLIENTS who have been treated by a PHYSICIAN at the  
7 PROPERTY since January 1, 2010. For purposes of these interrogatories, the phrase  
8 “IDENTIFY ALL CLIENTS” shall mean to provide the name, address, e-mail address,  
9 and telephone number of the CLIENT.

10 **RESPONSE TO SPECIAL INTERROGATORY NO. 52:**

11 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
12 information which is not relevant to the subject matter of this action nor reasonably  
13 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
14 oppressive to the extent it seeks information about topics that are not disputed in the  
15 instant action, and it is not reasonably limited in time and scope; (3) the interrogatory calls  
16 for information protected from disclosure by the California Constitution, HIPAA, and  
17 other privacy laws; and (4) the request is vague and ambiguous with respect to at least the  
18 terms “CLIENTS,” and “treated by.” Propounding Party has exceeded 35 Special  
19 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
20 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
21 and conclusory and makes no attempt to explain why the complexity or the quantity of  
22 issues in the instant lawsuit warrant this number of requests for admission, or why any  
23 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
24 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
25 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
26 statutory limit was obviously improper and solely intended to harass Responding Party.

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1 **SPECIAL INTERROGATORY NO. 53:**

2 IDENTIFY ALL CLIENTS who have been treated by a PSYCHIATRIST at the  
3 PROPERTY since January 1, 2010.

4 **RESPONSE TO SPECIAL INTERROGATORY NO. 53:**

5 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
6 information which is not relevant to the subject matter of this action nor reasonably  
7 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
8 oppressive to the extent it seeks information about topics that are not disputed in the  
9 instant action, and it is not reasonably limited in time and scope; (3) the interrogatory calls  
10 for information protected from disclosure by the California Constitution, HIPAA, and  
11 other privacy laws; and (4) the request is vague and ambiguous with respect to at least the  
12 terms "CLIENTS," and "treated by." Propounding Party has exceeded 35 Special  
13 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
14 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
15 and conclusory and makes no attempt to explain why the complexity or the quantity of  
16 issues in the instant lawsuit warrant this number of requests for admission, or why any  
17 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
18 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
19 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
20 statutory limit was obviously improper and solely intended to harass Responding Party.

21 **SPECIAL INTERROGATORY NO. 54:**

22 IDENTIFY ALL CLIENTS who have received inpatient psychiatric care at the  
23 PROPERTY since January 1, 2010.

24 **RESPONSE TO SPECIAL INTERROGATORY NO. 54:**

25 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
26 information which is not relevant to the subject matter of this action nor reasonably  
27 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
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1 oppressive to the extent it seeks information about topics that are not disputed in the  
2 instant action, and it is not reasonably limited in time and scope; (3) the interrogatory calls  
3 for information protected from disclosure by the California Constitution, HIPAA, and  
4 other privacy laws; and (4) the request is vague and ambiguous with respect to at least the  
5 terms “CLIENTS,” and “received inpatient psychiatric care.” Propounding Party has  
6 exceeded 35 Special Interrogatories. Though Propounding Party included a declaration  
7 with its Interrogatories purporting to justify exceeding the 35 Special Interrogatory limit,  
8 the declaration is vague and conclusory and makes no attempt to explain why the  
9 complexity or the quantity of issues in the instant lawsuit warrant this number of requests  
10 for admission, or why any other factor specified in California Code of Civil Procedure  
11 Section 2030.040 is applicable to the instant lawsuit as required by California Code of  
12 Civil Procedure Section 2030.050. Given the duplicative and repetitive content of these  
13 Special Interrogatories, exceeding the statutory limit was obviously improper and solely  
14 intended to harass Responding Party.

15 **SPECIAL INTERROGATORY NO. 55:**

16 IDENTIFY ALL CLIENTS who have received outpatient psychiatric care at the  
17 PROPERTY since January 1, 2010.

18 **RESPONSE TO SPECIAL INTERROGATORY NO. 55:**

19 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
20 information which is not relevant to the subject matter of this action nor reasonably  
21 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
22 oppressive to the extent it seeks information about topics that are not disputed in the  
23 instant action, and it is not reasonably limited in time and scope; (3) the interrogatory calls  
24 for information protected from disclosure by the California Constitution, HIPAA, and  
25 other privacy laws; and (4) the request is vague and ambiguous with respect to at least the  
26 terms “CLIENTS,” and “received outpatient psychiatric care.” Propounding Party has  
27 exceeded 35 Special Interrogatories. Though Propounding Party included a declaration  
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1 with its Interrogatories purporting to justify exceeding the 35 Special Interrogatory limit,  
2 the declaration is vague and conclusory and makes no attempt to explain why the  
3 complexity or the quantity of issues in the instant lawsuit warrant this number of requests  
4 for admission, or why any other factor specified in California Code of Civil Procedure  
5 Section 2030.040 is applicable to the instant lawsuit as required by California Code of  
6 Civil Procedure Section 2030.050. Given the duplicative and repetitive content of these  
7 Special Interrogatories, exceeding the statutory limit was obviously improper and solely  
8 intended to harass Responding Party.

9 **SPECIAL INTERROGATORY NO. 56:**

10 IDENTIFY ALL CLIENTS who have received inpatient psychiatric treatment at the  
11 PROPERTY since January 1, 2010.

12 **RESPONSE TO SPECIAL INTERROGATORY NO. 56:**

13 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
14 information which is not relevant to the subject matter of this action nor reasonably  
15 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
16 oppressive to the extent it seeks information about topics that are not disputed in the  
17 instant action, it is not reasonably limited in time and scope, and is duplicative of Special  
18 Interrogatory No. 54; (3) the interrogatory calls for information protected from disclosure  
19 by the California Constitution, HIPAA, and other privacy laws; and (4) the request is  
20 vague and ambiguous with respect to at least the terms “CLIENTS,” and “received  
21 inpatient psychiatric treatment.” Propounding Party has exceeded 35 Special  
22 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
23 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
24 and conclusory and makes no attempt to explain why the complexity or the quantity of  
25 issues in the instant lawsuit warrant this number of requests for admission, or why any  
26 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
27 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.



1 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
2 statutory limit was obviously improper and solely intended to harass Responding Party.

3 **SPECIAL INTERROGATORY NO. 57:**

4 IDENTIFY ALL CLIENTS who have received outpatient psychiatric treatment at  
5 the PROPERTY since January 1, 2010.

6 **RESPONSE TO SPECIAL INTERROGATORY NO. 57:**

7 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
8 information which is not relevant to the subject matter of this action nor reasonably  
9 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
10 oppressive to the extent it seeks information about topics that are not disputed in the  
11 instant action, it is not reasonably limited in time and scope, and is duplicative of Special  
12 Interrogatory No. 55; (3) the interrogatory calls for information protected from disclosure  
13 by the California Constitution, HIPAA, and other privacy laws; and (4) the request is  
14 vague and ambiguous with respect to at least the terms “CLIENTS,” and “received  
15 outpatient psychiatric treatment.” Propounding Party has exceeded 35 Special  
16 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
17 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
18 and conclusory and makes no attempt to explain why the complexity or the quantity of  
19 issues in the instant lawsuit warrant this number of requests for admission, or why any  
20 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
21 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
22 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
23 statutory limit was obviously improper and solely intended to harass Responding Party.

24 **SPECIAL INTERROGATORY NO. 58:**

25 IDENTIFY ALL CLIENTS who have been treated by a PSYCHOLOGIST at the  
26 PROPERTY since January 1, 2010.

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1 **RESPONSE TO SPECIAL INTERROGATORY NO. 58:**

2 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
3 information which is not relevant to the subject matter of this action nor reasonably  
4 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
5 oppressive to the extent it seeks information about topics that are not disputed in the  
6 instant action, and it is not reasonably limited in time and scope; (3) the interrogatory calls  
7 for information protected from disclosure by the California Constitution, HIPAA, and  
8 other privacy laws; and (4) the request is vague and ambiguous with respect to at least the  
9 terms “CLIENTS,” and “treated by.” Propounding Party has exceeded 35 Special  
10 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
11 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
12 and conclusory and makes no attempt to explain why the complexity or the quantity of  
13 issues in the instant lawsuit warrant this number of requests for admission, or why any  
14 other factor specified in California Code of Civil Procedure Section 2030.040 is applicable  
15 to the instant lawsuit as required by California Code of Civil Procedure Section 2030.050.  
16 Given the duplicative and repetitive content of these Special Interrogatories, exceeding the  
17 statutory limit was obviously improper and solely intended to harass Responding Party.

18 **SPECIAL INTERROGATORY NO. 59:**

19 IDENTIFY ALL CLIENTS who have been treated by a PRE-LICENSED  
20 PSYCHOLOGIST at the PROPERTY since January 1, 2010.

21 **RESPONSE TO SPECIAL INTERROGATORY NO. 59:**

22 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
23 information which is not relevant to the subject matter of this action nor reasonably  
24 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
25 oppressive to the extent it seeks information about topics that are not disputed in the  
26 instant action, it is not reasonably limited in time and scope, and it is duplicative of Special  
27 Interrogatory No. 58; (3) the interrogatory calls for information protected from disclosure  
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1 by the California Constitution, HIPAA, and other privacy laws; and (4) the request is  
2 vague and ambiguous with respect to at least the terms “CLIENTS,” and “treated by.”  
3 Propounding Party has exceeded 35 Special Interrogatories. Though Propounding Party  
4 included a declaration with its Interrogatories purporting to justify exceeding the 35  
5 Special Interrogatory limit, the declaration is vague and conclusory and makes no attempt  
6 to explain why the complexity or the quantity of issues in the instant lawsuit warrant this  
7 number of requests for admission, or why any other factor specified in California Code of  
8 Civil Procedure Section 2030.040 is applicable to the instant lawsuit as required by  
9 California Code of Civil Procedure Section 2030.050. Given the duplicative and repetitive  
10 content of these Special Interrogatories, exceeding the statutory limit was obviously  
11 improper and solely intended to harass Responding Party.

12 **SPECIAL INTERROGATORY NO. 60:**

13 IDENTIFY ALL CLIENTS who have, since January 1, 2010, received the mental  
14 health treatment services that YOU allege in paragraph 9 of YOUR Cross-Complaint are  
15 being provided at the PROPERTY.

16 **RESPONSE TO SPECIAL INTERROGATORY NO. 60:**

17 Responding Party objects to this interrogatory on the grounds that: (1) it calls for  
18 information which is not relevant to the subject matter of this action nor reasonably  
19 calculated to lead to the discovery of admissible evidence; (2) it is unduly burdensome and  
20 oppressive to the extent it seeks information about topics that are not disputed in the  
21 instant action, and it is not reasonably limited in time and scope; (3) the interrogatory calls  
22 for information protected from disclosure by the California Constitution, HIPAA, and  
23 other privacy laws; and (4) the request is vague and ambiguous with respect to at least the  
24 terms “CLIENTS,” and “received.” Propounding Party has exceeded 35 Special  
25 Interrogatories. Though Propounding Party included a declaration with its Interrogatories  
26 purporting to justify exceeding the 35 Special Interrogatory limit, the declaration is vague  
27 and conclusory and makes no attempt to explain why the complexity or the quantity of  
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VERIFICATION

STATE OF CALIFORNIA, COUNTY OF ORANGE

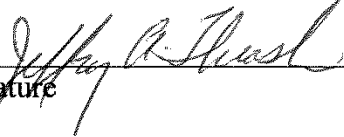
I have read the foregoing DEFENDANT AND CROSS-COMPLAINANT ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH dba MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY'S RESPONSES TO SPECIAL INTERROGATORIES, SET ONE and know its contents.

I am the Chief Executive Officer of Orange County Association for Mental Health dba Mental Health Association of Orange County, a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. I am informed and believe and on that ground allege that the matters stated in the foregoing document are true.

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

Executed on August 1, 2020, at Santa Ana, California.

Jeffrey Thrash  
Print Name of Signatory

  
Signature



1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
A Limited Liability Partnership  
2 Including Professional Corporations  
ISAAH Z. WEEDN, Cal. Bar No. 229111  
3 [iweedn@sheppardmullin.com](mailto:iweedn@sheppardmullin.com)  
ZACHARY J. GOLDA, Cal. Bar No. 327532  
4 [zgolda@sheppardmullin.com](mailto:zgolda@sheppardmullin.com)  
650 Town Center Drive, 10<sup>th</sup> Floor  
5 Costa Mesa, California 92626-1993  
Telephone: 714.513.5100  
6 Facsimile: 714.513.5130

7 Attorneys for Defendants  
ORANGE COUNTY ASSOCIATION FOR  
8 MENTAL HEALTH DBA MENTAL  
HEALTH ASSOCIATION OF ORANGE  
9 COUNTY AND BT INVESTMENT  
PROPERTIES, LLC

10

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

13

14 CITY OF SANTA ANA, a charter City  
and municipal corporation and THE  
15 PEOPLE OF THE STATE OF  
CALIFORNIA, by the City Attorney for  
16 the City of Santa Ana,

17 Plaintiffs,

18 v.

19 ORANGE COUNTY ASSOCIATION  
FOR MENTAL HEALTH DBA MENTAL  
20 HEALTH ASSOCIATION OF ORANGE  
COUNTY, a California Nonprofit  
21 Corporation; BT INVESTMENT  
PROPERTIES, LLC, a California Limited  
22 Liability Company; and DOES 1 through  
25, inclusive,

23 Defendants.

24

25 ORANGE COUNTY ASSOCIATION  
FOR MENTAL HEALTH DBA MENTAL  
26 HEALTH ASSOCIATION OF ORANGE  
COUNTY, a California Nonprofit  
27 Corporation; BT INVESTMENT  
PROPERTIES, LLC, a California Limited  
28 Liability Company.

Case No. 30-2020-01124174-CU-MC-CJC

Judge John C. Gastelum

**DEFENDANT AND CROSS-  
COMPLAINANT ORANGE COUNTY  
ASSOCIATION FOR MENTAL  
HEALTH DBA MENTAL HEALTH  
ASSOCIATION OF ORANGE  
COUNTY'S SUPPLEMENTAL  
RESPONSE TO PLAINTIFF CITY OF  
SANTA ANA'S FORM  
INTERROGATORIES-GENERAL,  
SET ONE**

[Complaint Filed: 1/13/2020]  
Trial Date: None

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Cross-Complainants,  
  
v.  
  
CITY OF SANTA ANA, a charter City  
and municipal corporation, and THE  
PEOPLE OF THE STATE OF  
CALIFORNIA, by the City Attorney for  
the City of Santa Ana,  
  
Cross-Defendants.

PROPOUNDING PARTY: Plaintiff/Cross-Defendant City of Santa Ana (the “City” or  
“Propounding Party”)

RESPONDING PARTY: Defendant Orange County Association for Mental Health  
dba Mental Health Association of Orange County  
 (“MHAOC” or “Responding Party”)

SET NO.: ONE

MHAOC hereby supplements its responses to the City’s Form Interrogatories, Set  
One. The “Preliminary Statement” and “General Objections” set forth in MHAOC’s  
original Responses to the City’s Form Interrogatories, Set One are incorporated herein as if  
fully set forth.

**SUPPLEMENTAL RESPONSES TO FORM INTERROGATORIES**

**FORM INTERROGATORY NO. 17.1:**

Is your response to each request for admission served with these  
interrogatories an unqualified admission? If not, for each response that is not an  
unqualified admission:

- (a) state the number of the request;
- (b) state all facts upon which you base your response;
- (c) state the names, **ADDRESSES**, and telephone numbers of all

**PERSONS** who have knowledge of those facts; and



1 (d) identify all **DOCUMENTS** and other tangible things that support  
2 your response and state the name, **ADDRESS**, and telephone number of the **PERSON**  
3 who has each **DOCUMENT** or thing.

4 **RESPONSE TO FORM INTERROGATORY NO. 17.1:**

5 Responding Party incorporates herein all objections reflected in its responses  
6 to the referenced Requests for Production.

7 (a) **Request for Admission No. 3**

8 (b) Responding Party provides psychiatric care according to a  
9 psychosocial wellness best practices model for homeless adult populations. In providing  
10 these services, Responding Party employs a mix of licensed clinicians and paraprofessional  
11 staff providing mental health services, and other licensed professionals. From 2003  
12 through 2013, Responding Party contracted with several psychiatrists to provide  
13 psychiatric care, diagnosis, and medication management at the Property. Responding  
14 Party will produce fully executed agreements with psychiatrists, nurses and licensed  
15 psychotherapists from the fiscal years 2010-2011 and 2011-2012 showing psychiatric  
16 services were provided at the Property under a contract with the County for Homeless  
17 Adult Mentally Ill Full Service Partnerships. Responding Party's Chief Executive Officer,  
18 Jeffrey Thrash, and Regional Clinical Supervisor, Sandy Yokoyama, are Licensed  
19 Marriage and Family Therapists who provide staff supervision, training, occasional crisis  
20 intervention, and direct patient care. Responding Party employs at least one registered  
21 nurse, several student nurses from local colleges, and the student nurses' field supervisor  
22 to provide medical services at the Property. Additionally, Responding Party has currently  
23 effective agreements with collaborative medical groups pursuant to which medical  
24 professionals, including doctors of medicine, registered nurses, optometrists, physicians  
25 assistants, and others provide medical services at the Property.

26 (c) The following persons may have knowledge of the facts supporting  
27 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
28 Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County

1 of Orange Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director  
2 of County of Orange Health Care Agency – Behavioral Health Division). Hon. Judge  
3 David O. Carter (Judge, U.S. District Court, Central District of California). Rocio Nunez-  
4 Magdaleno (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup>  
5 Street, Suite 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of  
6 Programs, Families First, Inc.). Numerous individuals who have provided mental health  
7 treatment services and/or medical treatment at the Property whose names are listed in  
8 documents that will be produced by Responding Party.

9 (d) The following documents may contain information supporting  
10 Responding Party’s response: Contracts with various medical care providers including  
11 agreements with two collaborative medical groups through which various medical  
12 professionals provide services at the Property. Responding Party’s current agreement with  
13 the County of Orange (and related reports), which expressly requires Responding Party to  
14 provide mental health treatment according to the best practices psychosocial wellness  
15 method. Employment contracts with employees who oversee the mental health treatment  
16 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
17 Responding Party to assess patients’ mental health. Staff and contractor and contractor  
18 licensing documents. Patient privacy training and certification materials. Mental health  
19 training materials. Documents relating to the facts referenced in subsection (a) in  
20 Responding Party’s possession, custody, or control will be produced.

21 (a) **Request for Admission No. 5**

22 (b) Responding Party provides psychiatric care according to a  
23 psychosocial wellness best practices model for homeless adult populations. In providing  
24 these services, Responding Party employs a mix of licensed clinicians and paraprofessional  
25 staff providing mental health services, and other licensed professionals. From 2003  
26 through 2013, Responding Party contracted with several psychiatrists to provide  
27 psychiatric care, diagnosis, and medication management at the Property. Responding  
28 Party will produce fully executed agreements with psychiatrists, nurses and licensed

1 psychotherapists from the fiscal years 2010-2011 and 2011-2012 showing psychiatric  
2 services were provided at the Property under a contract with the County for Homeless  
3 Adult Mentally Ill Full Service Partnerships. Responding Party's Chief Executive Officer,  
4 Jeffrey Thrash, and Regional Clinical Supervisor, Sandy Yokoyama, are Licensed  
5 Marriage and Family Therapists who provide staff supervision, training, occasional crisis  
6 intervention, and direct patient care. Responding Party employs at least one registered  
7 nurse, several student nurses from local colleges, and the student nurses' field supervisor  
8 to provide medical services at the Property. Additionally, Responding Party has currently  
9 effective agreements with collaborative medical groups pursuant to which medical  
10 professionals, including doctors of medicine, registered nurses, optometrists, physicians  
11 assistants, and others provide medical services at the Property.

12 (c) The following persons may have knowledge of the facts supporting  
13 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
14 Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County  
15 of Orange Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director  
16 of County of Orange Health Care Agency – Behavioral Health Division). Hon. Judge  
17 David O. Carter (Judge, U.S. District Court, Central District of California). Rocio Nunez-  
18 Magdaleno (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup>  
19 Street, Suite 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of  
20 Programs, Families First, Inc.). Numerous individuals who have provided mental health  
21 treatment services and/or medical treatment at the Property whose names are listed in  
22 documents that will be produced by Responding Party.

23 (d) The following documents may contain information supporting  
24 Responding Party's response: Contracts with various medical care providers including  
25 agreements with two collaborative medical groups through which various medical  
26 professionals provide services at the Property. Responding Party's current agreement with  
27 the County of Orange (and related reports), which expressly requires Responding Party to  
28 provide mental health treatment according to the best practices psychosocial wellness

1 method. Employment contracts with employees who oversee the mental health treatment  
2 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
3 Responding Party to assess patients' mental health. Staff and contractor and contractor  
4 licensing documents. Patient privacy training and certification materials. Mental health  
5 training materials. Documents relating to the facts referenced in subsection (a) in  
6 Responding Party's possession, custody, or control will be produced.

7 (a) **Request for Admission No. 7**

8 (b) Responding Party has currently effective agreements with  
9 collaborative medical groups, pursuant to which medical professionals, including doctors  
10 of medicine, optometrists, and others provide medical services at the Property.

11 (c) The following persons may have knowledge of the facts supporting  
12 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
13 Wilson, and Sandy Yokoyama of MHAOC. Rocio Nunez-Magdaleno (Executive Director  
14 for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA  
15 92701, 714-352-2911). David Becerra (Director of Programs, Families First, Inc.).  
16 Numerous individuals who have provided mental health treatment services and/or medical  
17 treatment at the Property whose names are listed in documents that will be produced by  
18 Responding Party.

19 (d) The following documents may contain information supporting  
20 Responding Party's response: Contracts with various medical care providers including  
21 agreements with two collaborative medical groups through which various medical  
22 professionals provide services at the Property. Responding Party's current agreement with  
23 the County of Orange (and related reports), which expressly requires Responding Party to  
24 provide mental health treatment according to the best practices psychosocial wellness  
25 method. Employment contracts with employees who oversee the mental health treatment  
26 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
27 Responding Party to assess patients' mental health. Staff and contractor and contractor  
28 licensing documents. Patient privacy training and certification materials. Mental health

1 training materials. Documents relating to the facts referenced in subsection (a) in  
2 Responding Party's possession, custody, or control will be produced.

3 (a) **Request for Admission No. 8**

4 (b) Responding Party has currently effective agreements with  
5 collaborative medical groups, pursuant to which medical professionals, including doctors  
6 of medicine, optometrists, and others provide medical services at the Property.

7 (c) The following persons may have knowledge of the facts supporting  
8 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
9 Wilson, and Sandy Yokoyama of MHAOC. Rocio Nunez-Magdaleno (Executive Director  
10 for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA  
11 92701, 714-352-2911). David Becerra (Director of Programs, Families First, Inc.).  
12 Numerous individuals who have provided mental health treatment services and/or medical  
13 treatment at the Property whose names are listed in documents that will be produced by  
14 Responding Party.

15 (d) The following documents may contain information supporting  
16 Responding Party's response: Contracts with various medical care providers including  
17 agreements with two collaborative medical groups through which various medical  
18 professionals provide services at the Property. Responding Party's current agreement with  
19 the County of Orange (and related reports), which expressly requires Responding Party to  
20 provide mental health treatment according to the best practices psychosocial wellness  
21 method. Employment contracts with employees who oversee the mental health treatment  
22 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
23 Responding Party to assess patients' mental health. Staff and contractor and contractor  
24 licensing documents. Patient privacy training and certification materials. Mental health  
25 training materials. Documents relating to the facts referenced in subsection (a) in  
26 Responding Party's possession, custody, or control will be produced.

27 (a) **Request for Admission No. 10**

28

1 (b) Responding Party has currently effective agreements with  
2 collaborative medical groups, pursuant to which medical professionals, including doctors  
3 of medicine, optometrists, and others provide medical services at the Property.

4 (c) The following persons may have knowledge of the facts supporting  
5 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
6 Wilson, and Sandy Yokoyama of MHAOC. Rocio Nunez-Magdaleno (Executive Director  
7 for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite 101, Santa Ana, CA  
8 92701, 714-352-2911). David Becerra (Director of Programs, Families First, Inc.).  
9 Numerous individuals who have provided mental health treatment services and/or medical  
10 treatment at the Property whose names are listed in documents that will be produced by  
11 Responding Party.

12 (d) The following documents may contain information supporting  
13 Responding Party's response: Contracts with various medical care providers including  
14 agreements with two collaborative medical groups through which various medical  
15 professionals provide services at the Property. Responding Party's current agreement with  
16 the County of Orange (and related reports), which expressly requires Responding Party to  
17 provide mental health treatment according to the best practices psychosocial wellness  
18 method. Employment contracts with employees who oversee the mental health treatment  
19 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
20 Responding Party to assess patients' mental health. Staff and contractor and contractor  
21 licensing documents. Patient privacy training and certification materials. Mental health  
22 training materials. Documents relating to the facts referenced in subsection (a) in  
23 Responding Party's possession, custody, or control will be produced.

24 (a) **Requests for Admission No. 34**

25 (b) Responding Party has maintained a good neighbor accommodations  
26 policy since 2001, for the entire time that Responding Party has provided services at the  
27 Property. Responding Party has incorporated feedback from local business owners, the  
28 President and Board of the Neighborhood Association, Santa Ana City Council Members,

1 the Mayor of Santa Ana, the Santa Ana Chief of Police, the Regional Santa Ana Police  
2 Dept. Watch Commander, officials from the County of Orange, and members of the local  
3 business community and Del Hi neighborhood. Jeffrey Thrash created the policy initially  
4 as a professional courtesy to neighboring businesses (with input from various others  
5 including, most prominently, Richard Garcia who was the President of the Santa Ana  
6 Memorial Park Neighborhood Association), and has updated the policy at various times  
7 over the past 20 years according to periodic feedback from the individuals and entities  
8 previously listed in this Response. The good neighbor accommodations policy was not  
9 required pursuant to Responding Party's agreement with the County of Orange until  
10 approximately 2017. The good neighbor accommodations policy was incorporated into  
11 Responding Party's agreement with the County because the County perceived the merits of  
12 the concept.

13 (c) The following persons may have knowledge of the facts supporting  
14 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
15 Wilson, and Sandy Yokoyama of MHAOC. Richard Garcia (previous President of the  
16 Santa Ana Memorial Park Neighborhood Association until approximately 2015,  
17 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
18 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine  
19 Pipe & Supply), Robert Brown of BT Investment Properties, LLC, Jayson Benbrook  
20 (Service Chief II for County of Orange Health Care Agency – Behavioral Health  
21 Division). Supervisor Andrew Do (Orange County Board of Supervisors). Various other  
22 individuals affiliated with the City of Santa Ana, County of Orange, and/or the local  
23 business and neighborhood community.

24 (d) The following documents may contain information supporting  
25 Responding Party's response: Various letters and other correspondence between  
26 Responding Party and the City of Santa Ana and County of Orange, including but not  
27 limited to the Santa Ana Police Department and Santa Ana City Hall, regarding  
28 Responding Party's Good Neighbor Policy. Documents which constitute the current

1 version of the Good Neighbor Policy. The acknowledgment of the Good Neighbor Policy  
2 which Responding Party's clients enrolled in Responding Party's program are required to  
3 review and sign. Various letters and other correspondence from neighboring businesses  
4 and other community members to Responding Party requesting certain accommodations be  
5 added to the Good Neighbor Policy.

6 (a) **Request for Admission No. 35**

7 (b) Responding Party has maintained a good neighbor accommodations  
8 policy since 2001, for the entire time that Responding Party has provided services at the  
9 Property. Responding Party has incorporated feedback from local business owners, the  
10 President and Board of the Neighborhood Association, Santa Ana City Council Members,  
11 the Mayor of Santa Ana, the Santa Ana Chief of Police, the Regional Santa Ana Police  
12 Dept. Watch Commander, officials from the County of Orange, and members of the local  
13 business community and Del Hi neighborhood. Jeffrey Thrash created the policy initially  
14 as a professional courtesy to neighboring businesses (with input from various others  
15 including, most prominently, Richard Garcia who was the President of the Santa Ana  
16 Memorial Park Neighborhood Association), and has updated the policy at various times  
17 over the past 20 years according to periodic feedback from the individuals and entities  
18 previously listed in this Response. The good neighbor accommodations policy was not  
19 required pursuant to Responding Party's agreement with the County of Orange until  
20 approximately 2017. The good neighbor accommodations policy was incorporated into  
21 Responding Party's agreement with the County because the County perceived the merits of  
22 the concept.

23 (c) The following persons may have knowledge of the facts supporting  
24 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
25 Wilson, and Sandy Yokoyama of MHAOC. Richard Garcia (previous President of the  
26 Santa Ana Memorial Park Neighborhood Association until approximately 2015,  
27 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
28 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine



1 Pipe & Supply), Robert Brown of BT Investment Properties, LLC, Jayson Benbrook  
2 (Service Chief II for County of Orange Health Care Agency – Behavioral Health  
3 Division). Supervisor Andrew Do (Orange County Board of Supervisors). Various other  
4 individuals affiliated with the City of Santa Ana, County of Orange, and/or the local  
5 business and neighborhood community.

6 (d) The following documents may contain information supporting  
7 Responding Party’s response: Various letters and other correspondence between  
8 Responding Party and the City of Santa Ana and County of Orange, including but not  
9 limited to the Santa Ana Police Department and Santa Ana City Hall, regarding  
10 Responding Party’s Good Neighbor Policy. Documents which constitute the current  
11 version of the Good Neighbor Policy. The acknowledgment of the Good Neighbor Policy  
12 which Responding Party’s clients enrolled in Responding Party’s program are required to  
13 review and sign. Various letters and other correspondence from neighboring businesses  
14 and other community members to Responding Party requesting certain accommodations be  
15 added to the Good Neighbor Policy.

16 (a) **Requests for Admission Nos. 36-55**

17 (b) Responding Party has not provided a response to Requests for  
18 Admission Nos. 36-55 because Propounding Party exceeded 35 Requests for Admission.  
19 Though Propounding Party included a declaration with its Requests purporting to justify  
20 exceeding the 35 Requests for Admission limit, the declaration is vague and conclusory  
21 and makes no attempt to explain why the complexity or the quantity of issues in the instant  
22 lawsuit warrant this number of Requests for Admission as required by California Code of  
23 Civil Procedure Section 2033.050. Given the duplicative and repetitive content of these  
24 Requests for Admission, exceeding the statutory limit was obviously improper and solely  
25 intended to harass Responding Party.

26 **SUPPLEMENTAL RESPONSE TO FORM INTERROGATORY NO. 17.1:**

27 (a) **Request for Admission No. 36**

28

1 (b) Responding Party has maintained a good neighbor accommodations  
2 policy since 2001, for the entire time that Responding Party has provided services at the  
3 Property. Responding Party has incorporated feedback from local business owners, the  
4 President and Board of the Neighborhood Association, Santa Ana City Council Members,  
5 the Mayor of Santa Ana, the Santa Ana Chief of Police, the Regional Santa Ana Police  
6 Dept. Watch Commander, officials from the County of Orange, and members of the local  
7 business community and Del Hi neighborhood. Jeffrey Thrash created the policy initially  
8 as a professional courtesy to neighboring businesses (with input from various others  
9 including, most prominently, Richard Garcia who was the President of the Santa Ana  
10 Memorial Park Neighborhood Association), and has updated the policy at various times  
11 over the past 20 years according to periodic feedback from the individuals and entities  
12 previously listed in this Response. The good neighbor accommodations policy was not  
13 required pursuant to Responding Party's agreement with the County of Orange until  
14 approximately 2017. The good neighbor accommodations policy was incorporated into  
15 Responding Party's agreement with the County because the County perceived the merits of  
16 the concept. Responding Party requires all clients enrolled in Responding Party's program  
17 to review and sign an acknowledgement of the good neighbor accommodations policy to  
18 participate in the program.

19 (c) The following persons may have knowledge of the facts supporting  
20 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
21 Wilson, and Sandy Yokoyama of MHAOC. Richard Garcia (previous President of the  
22 Santa Ana Memorial Park Neighborhood Association until approximately 2015,  
23 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
24 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine  
25 Pipe & Supply), Robert Brown of BT Investment Properties, LLC, Jayson Benbrook  
26 (Service Chief II for County of Orange Health Care Agency – Behavioral Health  
27 Division). Supervisor Andrew Do (Orange County Board of Supervisors). Various other  
28

1 individuals affiliated with the City of Santa Ana, County of Orange, and/or the local  
2 business and neighborhood community.

3 (d) The following documents may contain information supporting  
4 Responding Party's response: Various letters and other correspondence between  
5 Responding Party and the City of Santa Ana and County of Orange, including but not  
6 limited to the Santa Ana Police Department and Santa Ana City Hall, regarding  
7 Responding Party's Good Neighbor Policy. Documents which constitute the current  
8 version of the Good Neighbor Policy. The acknowledgment of the Good Neighbor Policy  
9 which Responding Party's clients enrolled in Responding Party's program are required to  
10 review and sign. Various letters and other correspondence from neighboring businesses  
11 and other community members to Responding Party requesting certain accommodations be  
12 added to the Good Neighbor Policy.

13 (a) **Request for Admission No. 42**

14 (b) Prior to March, 2020, Responding Party provided clients  
15 transportation to the property from shelters in the area, and provided clients transportation  
16 back to the shelters from the property. Responding Party is in possession of transportation  
17 logs which Responding Party submits to the County of Orange on a monthly basis.  
18 Responding Party has temporarily suspended transportation services at the advice of the  
19 County of Orange Health Care Agency because of the restrictions and safety risks  
20 associated with the spread of COVID-19.

21 (c) The following persons may have knowledge of the facts supporting  
22 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
23 Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County  
24 of Orange Health Care Agency – Behavioral Health Division). Supervisor Andrew Do  
25 (Orange County Board of Supervisors).

26 (d) The following documents may contain information supporting  
27 Responding Party's response: Monthly client transportation logs submitted to the County  
28 of Orange.

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(a) **Request for Admission No. 43**

(b) Prior to March, 2020, Responding Party provided clients transportation to the property from shelters in the area, and provided clients transportation back to the shelters from the property. Responding Party is in possession of transportation logs which Responding Party submits to the County of Orange on a monthly basis. Responding Party has temporarily suspended transportation services at the advice of the County of Orange Health Care Agency because of the restrictions and safety risks associated with the spread of COVID-19.

(c) The following persons may have knowledge of the facts supporting Responding Party’s response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County of Orange Health Care Agency – Behavioral Health Division). Supervisor Andrew Do (Orange County Board of Supervisors).

(d) The following documents may contain information supporting Responding Party’s response: Monthly client transportation logs submitted to the County of Orange.

(a) **Request for Admission No. 44**

(b) Prior to March, 2020, Responding Party provided clients transportation to the property from shelters in the area, and provided clients transportation back to the shelters from the property. Responding Party is in possession of transportation logs which Responding Party submits to the County of Orange on a monthly basis. Responding Party has temporarily suspended transportation services at the advice of the County of Orange Health Care Agency because of the restrictions and safety risks associated with the spread of COVID-19.

(c) The following persons may have knowledge of the facts supporting Responding Party’s response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County

1 of Orange Health Care Agency – Behavioral Health Division). Supervisor Andrew Do  
2 (Orange County Board of Supervisors).

3 (d) The following documents may contain information supporting  
4 Responding Party’s response: Monthly client transportation logs submitted to the County  
5 of Orange.

6 (a) **Request for Admission No. 45**

7 (b) Prior to March, 2020, Responding Party provided clients  
8 transportation to the property from shelters in the area, and provided clients transportation  
9 back to the shelters from the property. Responding Party is in possession of transportation  
10 logs which Responding Party submits to the County of Orange on a monthly basis.  
11 Responding Party has temporarily suspended transportation services at the advice of the  
12 County of Orange Health Care Agency because of the restrictions and safety risks  
13 associated with the spread of COVID-19.

14 (c) The following persons may have knowledge of the facts supporting  
15 Responding Party’s response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
16 Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County  
17 of Orange Health Care Agency – Behavioral Health Division). Supervisor Andrew Do  
18 (Orange County Board of Supervisors).

19 (d) The following documents may contain information supporting  
20 Responding Party’s response: Monthly client transportation logs submitted to the County  
21 of Orange.

22 (a) **Request for Admission No. 46**

23 (b) Welfare and Institutions Code section 5120 states “[i]t is the policy of  
24 this state...that the care and treatment of mental patients be provided in the local  
25 community” and that “[h]ealth facilities for inpatient and outpatient psychiatric care and  
26 treatment shall be permitted in any area zoned for hospitals or nursing homes, or in which  
27 hospitals and nursing homes are permitted by conditional use permit.” Pursuant to  
28 California Welfare & Institutions Code section 4080 and CA Health and Safety Code

1 section 1250.2, psychiatric health facilities include, but are not limited to, those facilities  
2 that provide “the following basic services: psychiatry, clinical psychology, psychiatric  
3 nursing, social work, rehabilitation, drug administration, and appropriate food services for  
4 those persons whose physical health needs can be met in an affiliated hospital or in  
5 outpatient settings.”

6           Responding Party provides mental health care and treatment at the Property  
7 pursuant to a best practices psychosocial wellness approach, as reflected in Responding  
8 Party’s agreement with the County of Orange. Responding Party employs licensed  
9 marriage and family therapists to supervise and train Responding Party’s treatment staff.  
10 The treatment staff provides psychological screening and treatment to clients.  
11 Additionally, Responding Party has currently effective agreements with collaborative  
12 medical groups pursuant to which medical professionals, including doctors of medicine,  
13 registered nurses, optometrists, physicians assistants and others provide medical services at  
14 the Property.

15           Moreover, the City previously agreed that Welfare and Institutions Code  
16 section 5120 applies to the operations at MHAOC in exchange for dismissal of a lawsuit  
17 previously filed by Responding Party. In or about January 2002, Responding Party  
18 initiated a lawsuit against the City of Santa Ana seeking a petition for writ of mandate,  
19 along with declaratory and injunctive relief. In exchange for dismissal of that lawsuit, the  
20 City agreed that Responding Party’s operations at the Property were protected by Welfare  
21 & Institutions Code section 5120. At that time, the City issued a Certificate of Occupancy  
22 which reflected that Responding Party operated a medical office at the Property. Welfare  
23 and Institutions Code section 5120 and the Certificate of Occupancy supersede Santa Ana  
24 Municipal Code section 41-123 as applied to Responding Party.

25           (c) Jeffrey Thrash, Domonique Rood, Belinda Sandquist-Wilson, and  
26 Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County of Orange  
27 Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director of County  
28 of Orange Health Care Agency – Behavioral Health Division). Hon. Judge David O. Carter

1 (Judge, U.S. District Court, Central District of California). Rocio Nunez-Magdaleno  
2 (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite  
3 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of Programs,  
4 Families First, Inc.). Numerous individuals who have provided mental health treatment  
5 services and/or medical treatment at the Property whose names are listed in documents that  
6 will be produced by Responding Party. Jose Sandoval (Senior Assistant City Attorney for  
7 Santa Ana in 2002) and possibly other attorneys who represented the City of Santa Ana in  
8 the 2002 lawsuit. Kristel Massey (attorney at Latham & Watkins in 2002). Kim Savage,  
9 Robert K. Break, Crystal Sims, and Mark Gordon (attorneys at Public Law Center, Legal  
10 Aid Society of Orange County, or Mental Health Advocacy Services, Inc. in 2002). Likely  
11 various other individuals affiliated with the City of Santa Ana. Discovery is ongoing.

12 (d) The following documents may contain information supporting  
13 Responding Party's response: Contracts with various medical care providers including  
14 agreements with two collaborative medical groups through which various medical  
15 professionals provide services at the Property. Responding Party's current agreement with  
16 the County of Orange (and related reports), which expressly requires Responding Party to  
17 provide mental health treatment according to the best practices psychosocial wellness  
18 method. Employment contracts with employees who oversee the mental health treatment  
19 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
20 Responding Party to assess patients' mental health. Staff and contractor and contractor  
21 licensing documents. Patient privacy training and certification materials. Mental health  
22 training materials. The Certificate of Occupancy issued by the City in exchange for  
23 dismissal of Responding Party's lawsuit against the City in 2002, and correspondence and  
24 filings related to the lawsuit.

25 (a) **Request for Admission No. 47**

26 (b) Welfare and Institutions Code section 5120 states "[i]t is the policy of  
27 this state...that the care and treatment of mental patients be provided in the local  
28 community" and that "[h]ealth facilities for inpatient and outpatient psychiatric care and

1 treatment shall be permitted in any area zoned for hospitals or nursing homes, or in which  
2 hospitals and nursing homes are permitted by conditional use permit.” Pursuant to  
3 California Welfare & Institutions Code section 4080 and CA Health and Safety Code  
4 section 1250.2, psychiatric health facilities include, but are not limited to, those facilities  
5 that provide “the following basic services: psychiatry, clinical psychology, psychiatric  
6 nursing, social work, rehabilitation, drug administration, and appropriate food services for  
7 those persons whose physical health needs can be met in an affiliated hospital or in  
8 outpatient settings.”

9           Responding Party provides mental health care and treatment at the Property  
10 pursuant to a best practices psychosocial wellness approach, as reflected in Responding  
11 Party’s agreement with the County of Orange. Responding Party employs licensed  
12 marriage and family therapists to supervise and train Responding Party’s treatment staff.  
13 The treatment staff provides psychological screening and treatment to clients.  
14 Additionally, Responding Party has currently effective agreements with collaborative  
15 medical groups pursuant to which medical professionals, including doctors of medicine,  
16 registered nurses, optometrists, physicians assistants and others provide medical services at  
17 the Property.

18           Moreover, the City previously agreed that Welfare and Institutions Code  
19 section 5120 applies to the operations at MHAOC in exchange for dismissal of a lawsuit  
20 previously filed by Responding Party. In or about January 2002, Responding Party  
21 initiated a lawsuit against the City of Santa Ana seeking a petition for writ of mandate,  
22 along with declaratory and injunctive relief. In exchange for dismissal of that lawsuit, the  
23 City agreed that Responding Party’s operations at the Property were protected by Welfare  
24 & Institutions Code section 5120. At that time, the City issued a Certificate of Occupancy  
25 which reflected that Responding Party operated a medical office at the Property. Welfare  
26 and Institutions Code section 5120 and the Certificate of Occupancy supersede Santa Ana  
27 Municipal Code section 41-377 as applied to MHA.



1 (c) Jeffrey Thrash, Domonique Rood, Belinda Sandquist-Wilson, and  
2 Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County of Orange  
3 Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director of County  
4 of Orange Health Care Agency – Behavioral Health Division). Hon. Judge David O. Carter  
5 (Judge, U.S. District Court, Central District of California). Rocio Nunez-Magdaleno  
6 (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite  
7 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of Programs,  
8 Families First, Inc.). Numerous individuals who have provided mental health treatment  
9 services and/or medical treatment at the Property whose names are listed in documents that  
10 will be produced by Responding Party. Jose Sandoval (Senior Assistant City Attorney for  
11 Santa Ana in 2002) and possibly other attorneys who represented the City of Santa Ana in  
12 the 2002 lawsuit. Kristel Massey (attorney at Latham & Watkins in 2002). Kim Savage,  
13 Robert K. Break, Crystal Sims, and Mark Gordon (attorneys at Public Law Center, Legal  
14 Aid Society of Orange County, or Mental Health Advocacy Services, Inc. in 2002). Likely  
15 various other individuals affiliated with the City of Santa Ana. Discovery is ongoing.

16 (d) The following documents may contain information supporting  
17 Responding Party’s response: Contracts with various medical care providers including  
18 agreements with two collaborative medical groups through which various medical  
19 professionals provide services at the Property. Responding Party’s current agreement with  
20 the County of Orange (and related reports), which expressly requires Responding Party to  
21 provide mental health treatment according to the best practices psychosocial wellness  
22 method. Employment contracts with employees who oversee the mental health treatment  
23 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
24 Responding Party to assess patients’ mental health. Staff and contractor and contractor  
25 licensing documents. Patient privacy training and certification materials. Mental health  
26 training materials. The Certificate of Occupancy issued by the City in exchange for  
27 dismissal of Responding Party’s lawsuit against the City in 2002, and correspondence and  
28 filings related to the lawsuit.

1 (a) **Request for Admission No. 48**

2 (b) Welfare and Institutions Code section 5120 states “[i]t is the policy of  
3 this state...that the care and treatment of mental patients be provided in the local  
4 community” and that “[h]ealth facilities for inpatient and outpatient psychiatric care and  
5 treatment shall be permitted in any area zoned for hospitals or nursing homes, or in which  
6 hospitals and nursing homes are permitted by conditional use permit.” Pursuant to  
7 California Welfare & Institutions Code section 4080 and CA Health and Safety Code  
8 section 1250.2, psychiatric health facilities include, but are not limited to, those facilities  
9 that provide “the following basic services: psychiatry, clinical psychology, psychiatric  
10 nursing, social work, rehabilitation, drug administration, and appropriate food services for  
11 those persons whose physical health needs can be met in an affiliated hospital or in  
12 outpatient settings.”

13 Responding Party provides mental health care and treatment at the Property  
14 pursuant to a best practices psychosocial wellness approach, as reflected in Responding  
15 Party’s agreement with the County of Orange. Responding Party employs licensed  
16 marriage and family therapists to supervise and train Responding Party’s treatment staff.  
17 The treatment staff provides psychological screening and treatment to clients.  
18 Additionally, Responding Party has currently effective agreements with collaborative  
19 medical groups pursuant to which medical professionals, including doctors of medicine,  
20 registered nurses, optometrists, physicians assistants and others provide medical services at  
21 the Property.

22 Moreover, the City previously agreed that Welfare and Institutions Code  
23 section 5120 applies to the operations at MHAOC in exchange for dismissal of a lawsuit  
24 previously filed by Responding Party. In or about January 2002, Responding Party  
25 initiated a lawsuit against the City of Santa Ana seeking a petition for writ of mandate,  
26 along with declaratory and injunctive relief. In exchange for dismissal of that lawsuit, the  
27 City agreed that Responding Party’s operations at the Property were protected by Welfare  
28 & Institutions Code section 5120. At that time, the City issued a Certificate of Occupancy

1 which reflected that Responding Party operated a medical office at the Property. Welfare  
2 and Institutions Code section 5120 and the Certificate of Occupancy supersede Santa Ana  
3 Municipal Code section 41-377.5 as applied to Responding Party.

4 (c) Jeffrey Thrash, Domanique Rood, Belinda Sandquist-Wilson, and  
5 Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County of Orange  
6 Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director of County  
7 of Orange Health Care Agency – Behavioral Health Division). Hon. Judge David O. Carter  
8 (Judge, U.S. District Court, Central District of California). Rocio Nunez-Magdalen  
9 (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup> Street, Suite  
10 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of Programs,  
11 Families First, Inc.). Numerous individuals who have provided mental health treatment  
12 services and/or medical treatment at the Property whose names are listed in documents that  
13 will be produced by Responding Party. Jose Sandoval (Senior Assistant City Attorney for  
14 Santa Ana in 2002) and possibly other attorneys who represented the City of Santa Ana in  
15 the 2002 lawsuit. Kristel Massey (attorney at Latham & Watkins in 2002). Kim Savage,  
16 Robert K. Break, Crystal Sims, and Mark Gordon (attorneys at Public Law Center, Legal  
17 Aid Society of Orange County, or Mental Health Advocacy Services, Inc. in 2002). Likely  
18 various other individuals affiliated with the City of Santa Ana. Discovery is ongoing.

19 (d) The following documents may contain information supporting  
20 Responding Party’s response: Contracts with various medical care providers including  
21 agreements with two collaborative medical groups through which various medical  
22 professionals provide services at the Property. Responding Party’s current agreement with  
23 the County of Orange (and related reports), which expressly requires Responding Party to  
24 provide mental health treatment according to the best practices psychosocial wellness  
25 method. Employment contracts with employees who oversee the mental health treatment  
26 programs and who provide clinical treatment to patients. Clinical assessment tools used by  
27 Responding Party to assess patients’ mental health. Staff and contractor and contractor  
28 licensing documents. Patient privacy training and certification materials. Mental health

1 training materials. The Certificate of Occupancy issued by the City in exchange for  
2 dismissal of Responding Party's lawsuit against the City in 2002, and correspondence and  
3 filings related to the lawsuit.

4 (a) **Request for Admission No. 49**

5 (b) In or about January 2002, Responding Party initiated a lawsuit against  
6 the City of Santa Ana seeking a petition for writ of mandate, along with declaratory and  
7 injunctive relief. In exchange for dismissal of that lawsuit, the City agreed that  
8 Responding Party's operations at the Property were protected by Welfare & Institutions  
9 Code section 5120. At that time, the City issued a Certificate of Occupancy which  
10 reflected that Responding Party operated a medical office at the Property.

11 (c) Jeffrey Thrash, Domonique Rood, Belinda Sandquist-Wilson, and  
12 Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County of Orange  
13 Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director of County  
14 of Orange Health Care Agency – Behavioral Health Division). Hon. Judge David O. Carter  
15 (Judge, U.S. District Court, Central District of California). Jose Sandoval (Senior  
16 Assistant City Attorney for Santa Ana in 2002) and possibly other attorneys who  
17 represented the City of Santa Ana in the 2002 lawsuit. Kristel Massey (attorney at Latham  
18 & Watkins in 2002). Kim Savage, Robert K. Break, Crystal Sims, and Mark Gordon  
19 (attorneys at Public Law Center, Legal Aid Society of Orange County, or Mental Health  
20 Advocacy Services, Inc. in 2002). Likely various other individuals affiliated with the City  
21 of Santa Ana. Discovery is ongoing.

22 (d) The following documents may contain information supporting  
23 Responding Party's response: The Certificate of Occupancy issued by the City in exchange  
24 for dismissal of Responding Party's lawsuit against the City in 2002, and correspondence  
25 and filings related to the lawsuit.

26 (a) **Request for Admission No. 50**

27 (b) Responding Party has gone above and beyond any legal obligation it  
28 allegedly has to the surrounding community concerning the operation of its mental health

1 treatment facility including by, among other things, maintaining the subject property in  
2 better condition than many surrounding properties who do not appear to draw the same  
3 kind of unwarranted attention that Responding Party receives from the City's code  
4 enforcement officers, installing a security system, and contracting for security guard  
5 services. Responding Party denies that it is responsible for any alleged high-volume of  
6 calls to the Santa Ana Police Department or any other city departments or agencies.  
7 Responding Party is informed and believes that the City has targeted Responding Party  
8 with discriminatory code enforcement and policing practices in an effort to create a pre-  
9 text for shutting down Responding Party's operations at the subject property. The City  
10 seems to be intent on blaming Responding Party for the actions of or emergency situations  
11 involving any and all homeless individuals in the general vicinity of Responding Party's  
12 operations regardless of whether these individuals are, in fact, Responding Party's clients  
13 and even though Responding Party bears no responsibility for the actions of or  
14 circumstances affecting these individuals. Indeed, Responding Party's work in providing  
15 mental health treatment for homeless individuals is a great benefit to the community.

16 (c) The following persons may have knowledge of the facts supporting  
17 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
18 Wilson, and Sandy Yokoyama of MHAOC. Jayson Benbrook (Service Chief II for County  
19 of Orange Health Care Agency – Behavioral Health Division). Jeff Nagel (Deputy Director  
20 of County of Orange Health Care Agency – Behavioral Health Division). Hon. Judge  
21 David O. Carter (Judge, U.S. District Court, Central District of California). Rocio Nunez-  
22 Magdaleno (Executive Director for Serve the People Community Center, 1206 E. 17<sup>th</sup>  
23 Street, Suite 101, Santa Ana, CA 92701, 714-352-2911). David Becerra (Director of  
24 Programs, Families First, Inc.). Richard Garcia (previous President of the Santa Ana  
25 Memorial Park Neighborhood Association until approximately 2015,  
26 [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters (Retired Santa Ana Chief of  
27 Police), Commander Ruben Ibarra (Regional Commander of SAPD), Ken Ashton (Irvine  
28 Pipe & Supply), Glen Dromgoole of Tier 1 Engineering, Hoang Thi Nguyen of Lee

1 Lawnmower, Robert Brown of BT Investment Properties, LLC, Jayson Benbrook (Service  
2 Chief II for County of Orange Health Care Agency – Behavioral Health Division).  
3 Supervisor Andrew Do (Orange County Board of Supervisors). Numerous individuals  
4 who have provided mental health treatment services and/or medical treatment at the  
5 Property whose names are listed in documents that will be produced by Responding Party.

6 (d) All non-privileged documents that are not subject to HIPAA or other  
7 privacy protections supporting the aforementioned facts currently in Responding Party  
8 possession, custody, or control will be produced. Responding Party anticipates that  
9 discovery in the case will reveal that the City and various third parties identified above are  
10 in possession of additional responsive documents.

11 (a) **Request for Admission No. 51**

12 (b) Responding Party contracts with United Security Services and  
13 Southwest Patrol for security guards to patrol a four-block radius of Responding Party's  
14 property during its hours of operation in thirty (30) minute rounds. Responding Party has  
15 produced copies of its current contracts with the security agencies, and security guard log  
16 records from patrols. In accordance with Responding Party's good neighbor  
17 accommodations policy, security guards are required to redirect any of Responding Party's  
18 clients who are observed loitering at neighboring properties and reiterate Responding  
19 Party's policy and procedures to clients.

20 (c) The following persons may have knowledge of the facts supporting  
21 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
22 Wilson, and Sandy Yokoyama of MHAOC. Corey Ball, Christopher Umana, Mohammed  
23 Aquil, Charles Costa, Sulaiman Hakimi, Asad Hashimi, Carlos Aguilar, Dour Mohammad,  
24 and Farman Ahmad of United Security Services. S. Jones of Southwest Security. Richard  
25 Garcia (previous President of the Santa Ana Memorial Park Neighborhood Association  
26 until approximately 2015, [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters  
27 (Retired Santa Ana Chief of Police), Commander Ruben Ibarra (Regional Commander of  
28 SAPD), Ken Ashton (Irvine Pipe & Supply), Robert Brown of BT Investment Properties,

1 LLC, Jayson Benbrook (Service Chief II for County of Orange Health Care Agency –  
2 Behavioral Health Division). Supervisor Andrew Do (Orange County Board of  
3 Supervisors). Various other individuals affiliated with the City of Santa Ana, County of  
4 Orange, and/or the local business and neighborhood community.

5 (d) The following documents may contain information supporting  
6 Responding Party's response: Responding Party's current agreements with United Security  
7 Services and Southwest Patrol. Security guard logs recording patrols of Responding  
8 Party's property and surrounding area. Responding Party's current job description for  
9 security guards.

10 (a) **Request for Admission No. 52**

11 (b) Responding Party contracts with United Security Services and  
12 Southwest Patrol for security guards to patrol a four-block radius of Responding Party's  
13 property during its hours of operation in thirty (30) minute rounds. Responding Party has  
14 produced copies of its current contracts with the security agencies, and security guard log  
15 records from patrols. In accordance with Responding Party's good neighbor  
16 accommodations policy, security guards are required to redirect any of Responding Party's  
17 clients who are observed loitering at neighboring properties and reiterate Responding  
18 Party's policy and procedures to clients.

19 (c) The following persons may have knowledge of the facts supporting  
20 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
21 Wilson, and Sandy Yokoyama of MHAOC. Corey Ball, Christopher Umana, Mohammed  
22 Aquil, Charles Costa, Sulaiman Hakimi, Asad Hashimi, Carlos Aguilar, Dour Mohammad,  
23 and Farman Ahmad of United Security Services. S. Jones of Southwest Security. Richard  
24 Garcia (previous President of the Santa Ana Memorial Park Neighborhood Association  
25 until approximately 2015, [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters  
26 (Retired Santa Ana Chief of Police), Commander Ruben Ibarra (Regional Commander of  
27 SAPD), Ken Ashton (Irvine Pipe & Supply), Robert Brown of BT Investment Properties,  
28 LLC, Jayson Benbrook (Service Chief II for County of Orange Health Care Agency –

1 Behavioral Health Division). Supervisor Andrew Do (Orange County Board of  
2 Supervisors). Various other individuals affiliated with the City of Santa Ana, County of  
3 Orange, and/or the local business and neighborhood community.

4 (d) The following documents may contain information supporting  
5 Responding Party's response: Responding Party's current agreements with United Security  
6 Services and Southwest Patrol. Security guard logs recording patrols of Responding  
7 Party's property and surrounding area. Responding Party's current job description for  
8 security guards.

9 (a) **Request for Admission No. 53**

10 (b) Responding Party contracts with United Security Services and  
11 Southwest Patrol for security guards to patrol a four-block radius of Responding Party's  
12 property during its hours of operation in thirty (30) minute rounds. Responding Party has  
13 produced copies of its current contracts with the security agencies, and security guard log  
14 records from patrols. In accordance with Responding Party's good neighbor  
15 accommodations policy, security guards are required to redirect any of Responding Party's  
16 clients who are observed loitering at neighboring properties and reiterate Responding  
17 Party's policy and procedures to clients.

18 (c) The following persons may have knowledge of the facts supporting  
19 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
20 Wilson, and Sandy Yokoyama of MHAOC. Corey Ball, Christopher Umana, Mohammed  
21 Aquil, Charles Costa, Sulaiman Hakimi, Asad Hashimi, Carlos Aguilar, Dour Mohammad,  
22 and Farman Ahmad of United Security Services. S. Jones of Southwest Security. Richard  
23 Garcia (previous President of the Santa Ana Memorial Park Neighborhood Association  
24 until approximately 2015, [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters  
25 (Retired Santa Ana Chief of Police), Commander Ruben Ibarra (Regional Commander of  
26 SAPD), Ken Ashton (Irvine Pipe & Supply), Robert Brown of BT Investment Properties,  
27 LLC, Jayson Benbrook (Service Chief II for County of Orange Health Care Agency –  
28 Behavioral Health Division). Supervisor Andrew Do (Orange County Board of



1 Supervisors). Various other individuals affiliated with the City of Santa Ana, County of  
2 Orange, and/or the local business and neighborhood community.

3 (d) The following documents may contain information supporting  
4 Responding Party's response: Responding Party's current agreements with United Security  
5 Services and Southwest Patrol. Security guard logs recording patrols of Responding  
6 Party's property and surrounding area. Responding Party's job description for security  
7 guards.

8 (a) **Request for Admission No. 55**

9 (b) Responding Party contracts with United Security Services and  
10 Southwest Patrol for security guards to patrol a four-block radius of Responding Party's  
11 property during its hours of operation in thirty (30) minute rounds. Responding Party has  
12 produced copies of its current contracts with the security agencies, and security guard log  
13 records from patrols. In accordance with Responding Party's good neighbor  
14 accommodations policy, security guards are required to redirect any of Responding Party's  
15 clients who are observed loitering at neighboring properties and reiterate Responding  
16 Party's policy and procedures to clients.

17 (c) The following persons may have knowledge of the facts supporting  
18 Responding Party's response: Jeffrey Thrash, Domonique Rood, Belinda Sandquist-  
19 Wilson, and Sandy Yokoyama of MHAOC. Corey Ball, Christopher Umana, Mohammed  
20 Aquil, Charles Costa, Sulaiman Hakimi, Asad Hashimi, Carlos Aguilar, Dour Mohammad,  
21 and Farman Ahmad of United Security Services. S. Jones of Southwest Security. Richard  
22 Garcia (previous President of the Santa Ana Memorial Park Neighborhood Association  
23 until approximately 2015, [sabnaoc@yahoo.com](mailto:sabnaoc@yahoo.com), 714-707-0634), Chief Paul Walters  
24 (Retired Santa Ana Chief of Police), Commander Ruben Ibarra (Regional Commander of  
25 SAPD), Ken Ashton (Irvine Pipe & Supply), Robert Brown of BT Investment Properties,  
26 LLC, Jayson Benbrook (Service Chief II for County of Orange Health Care Agency –  
27 Behavioral Health Division). Supervisor Andrew Do (Orange County Board of  
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VERIFICATION

STATE OF CALIFORNIA, COUNTY OF ORANGE

I have read the foregoing DEFENDANT AND CROSS-COMPLAINANT ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY'S SUPPLEMENTAL RESPONSE TO PLAINTIFF CITY OF SANTA ANA'S FORM INTERROGATORIES-GENERAL, SET ONE and know its contents.

I am the Chief Executive Officer of Orange County Association for Mental Health dba Mental Health Association of Orange County, a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. I am informed and believe and on that ground allege that the matters stated in the foregoing document are true.

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

Executed on October 23, 2020, at Santa Ana, California.

Jeffrey Thrash  
Print Name of Signatory

  
Signature

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF ORANGE

3 *Orange County Superior Court Case No. 30-2020-01124174*

4 At the time of service, I was over 18 years of age and **not a party to this action**. I  
5 am employed in the County of Orange, State of California. My business address is 650  
Town Center Drive, 10th Floor, Costa Mesa, CA 92626-1993.

6 On **October 26, 2020**, I served true copies of the following document(s) described  
7 as: **DEFENDANT AND CROSS-COMPLAINANT ORANGE COUNTY**  
8 **ASSOCIATION FOR MENTAL HEALTH DBA MENTAL HEALTH**  
9 **ASSOCIATION OF ORANGE COUNTY'S SUPPLEMENTAL RESPONSE TO**  
10 **PLAINTIFF CITY OF SANTA ANA'S FORM INTERROGATORIES-GENERAL,**  
11 **SET ONE** on the interested parties in this action as follows:

12 *Attorneys for Plaintiffs CITY OF SANTA ANA and THE PEOPLE OF THE STATE*  
13 *OF CALIFORNIA; Cross-Defendant CITY*  
14 *OF SANTA ANA*

15 Stephen A. McEwen, Esq.  
16 Mark J. Austin, Esq.  
17 BURKE, WILLIAMS & SORENSEN, LLP  
18 1851 East First Street, Suite 1550  
19 Santa Ana, CA 92705-4067  
20 Telephone: 949.863.3363  
21 Facsimile: 949.863.3350  
22 E-mail: [smcewen@bwslaw.com](mailto:smcewen@bwslaw.com)  
23 [maustin@bwslaw.com](mailto:maustin@bwslaw.com)

24 Sonia R. Carvalho, Esq.  
25 City Attorney  
26 Kyle Nellesen, Esq.  
27 Assistant City Attorney  
28 Jose Montoya, Esq.  
Deputy City Attorney  
CITY OF SANTA ANA  
P.O. Box 1988  
20 Civic Center Plaza M-29  
Santa Ana, CA 92702  
Telephone: 714.647.5201  
Facsimile: 714.647.6515

18 *Attorneys for INTERVENERS AND REAL*  
19 *PARTIES IN INTEREST LUNYEA*  
20 *WILLIS, ROSALIE CARRANZA,*  
21 *KATHLEEN PAULO*

22 Lili Graham, Esq.  
23 Heidi Joya, Esq.  
24 Lucia Choi, Esq.  
25 Navneet K. Grewal, Esq.  
26 350 South Bixel Street, Suite 290  
27 Los Angeles, CA 90017  
28 Telephone: (213) 213-8000  
Facsimile: (213) 213-8001  
E-mail:  
[Lili.Graham@disabilityrightsca.org](mailto:Lili.Graham@disabilityrightsca.org)  
[Heidi.Joya@disabilityrightsca.org](mailto:Heidi.Joya@disabilityrightsca.org)  
[Lucia.Choi@disabilityrightsca.org](mailto:Lucia.Choi@disabilityrightsca.org)  
[Navneet.Grewal@disabilityrightsca.org](mailto:Navneet.Grewal@disabilityrightsca.org)

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**BY E-MAIL OR ELECTRONIC TRANSMISSION:** Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the document(s) to be sent from e-mail address [jsummers@sheppardmullin.com](mailto:jsummers@sheppardmullin.com) to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on **October 26, 2020**, at Rancho Mission Viejo, California.

*/s/ James E. Summers*  
\_\_\_\_\_  
James Summers

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF ORANGE

3 *Orange County Superior Court Case No. 30-2020-01124174*

4 At the time of service, I was over 18 years of age and **not a party to this action**. I  
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7 as: **DEFENDANT AND CROSS-COMPLAINANT ORANGE COUNTY**  
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9 **ASSOCIATION OF ORANGE COUNTY'S SUPPLEMENTAL RESPONSE TO**  
10 **PLAINTIFF CITY OF SANTA ANA'S FORM INTERROGATORIES-GENERAL,**  
11 **SET ONE** on the interested parties in this action as follows:

12 *Attorneys for Plaintiffs CITY OF SANTA ANA and THE PEOPLE OF THE STATE*  
13 *OF CALIFORNIA; Cross-Defendant CITY OF SANTA ANA*

12 Stephen A. McEwen, Esq.  
13 Mark J. Austin, Esq.  
14 BURKE, WILLIAMS & SORENSEN, LLP  
15 1851 East First Street, Suite 1550  
16 Santa Ana, CA 92705-4067  
17 Telephone: 949.863.3363  
18 Facsimile: 949.863.3350  
19 E-mail: [smcewen@bwslaw.com](mailto:smcewen@bwslaw.com)  
20 [maustin@bwslaw.com](mailto:maustin@bwslaw.com)

21 Sonia R. Carvalho, Esq.  
22 City Attorney  
23 Kyle Nellesen, Esq.  
24 Assistant City Attorney  
25 Jose Montoya, Esq.  
26 Deputy City Attorney  
27 CITY OF SANTA ANA  
28 P.O. Box 1988  
20 Civic Center Plaza M-29  
Santa Ana, CA 92702  
Telephone: 714.647.5201  
Facsimile: 714.647.6515

18 *Attorneys for INTERVENERS AND REAL*  
19 *PARTIES IN INTEREST LUNYEA*  
20 *WILLIS, ROSALIE CARRANZA,*  
21 *KATHLEEN PAULO*

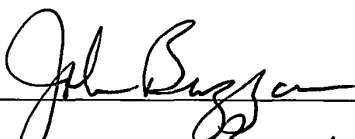
21 Lili Graham, Esq.  
22 Heidi Joya, Esq.  
23 Lucia Choi, Esq.  
24 Navneet K. Grewal, Esq.  
25 350 South Bixel Street, Suite 290  
26 Los Angeles, CA 90017  
27 Telephone: (213) 213-8000  
28 Facsimile: (213) 213-8001  
E-mail:  
[Lili.Graham@disabilityrightsca.org](mailto:Lili.Graham@disabilityrightsca.org)  
[Heidi.Joya@disabilityrightsca.org](mailto:Heidi.Joya@disabilityrightsca.org)  
[Lucia.Choi@disabilityrightsca.org](mailto:Lucia.Choi@disabilityrightsca.org)  
[Navneet.Grewal@disabilityrightsca.org](mailto:Navneet.Grewal@disabilityrightsca.org)

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**BY U.S. MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons at the addresses listed in the Service List and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with the firm's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid. I am a resident or employed in the county where the mailing occurred.

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

Executed on **October 26, 2020**, at Costa Mesa, California.

  
\_\_\_\_\_  
JOHN BUZZANCA

1 CITY OF SANTA ANA  
SONIA R. CARVALHO (SBN 162700)  
2 CITY ATTORNEY  
Kyle Nellesen (SBN 297572)  
3 Assistant City Attorney  
Jose Montoya (SBN 300919)  
4 Deputy City Attorney  
CITY OF SANTA ANA  
5 20 Civic Center Plaza M-29  
P.O. Box 1988  
6 Santa Ana, California 92702  
Tel: 714.647.5201 Fax: 714.647.6515

7  
8 Stephen A. McEwen (SBN 186512)  
E-mail: [smcewen@bwslaw.com](mailto:smcewen@bwslaw.com)  
Mark J. Austin (SBN 208880)  
9 E-mail: [maustin@bwslaw.com](mailto:maustin@bwslaw.com)  
BURKE, WILLIAMS & SORENSEN, LLP  
10 1851 East First Street, Suite 1550  
Santa Ana, CA 92705-4067  
11 Tel: 949.863.3363 Fax: 949.863.3350

12 Attorneys for Plaintiffs CITY OF SANTA ANA and  
THE PEOPLE OF THE STATE OF CALIFORNIA;  
13 Cross-Defendant CITY OF SANTA ANA

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
15 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

16 CITY OF SANTA ANA, a charter City and  
17 municipal corporation, and THE PEOPLE OF  
THE STATE OF CALIFORNIA, by the City  
18 Attorney for the City of Santa Ana,

19 Plaintiffs,

20 v.

21 ORANGE COUNTY ASSOCIATION FOR  
22 MENTAL HEALTH DBA MENTAL HEALTH  
ASSOCIATION OF ORANGE COUNTY, a  
23 California Nonprofit Corporation; B T  
INVESTMENT PROPERTIES, LLC, a  
24 California Limited Liability Company; and  
25 DOES 1 through 25 inclusive,

26 Defendants.

27 AND RELATED CROSS-ACTIONS  
28

Case No. 30-2020-01124174-CU-MC-CJC

**JOINT TRIAL WITNESS LIST**

JFAP: Honorable John C. Gastelum  
Dept. C-11

Action Filed: January 13, 2020  
Trial Date: January 17, 2023



1 Plaintiffs CITY OF SANTA ANA, THE PEOPLE OF THE STATE OF CALIFORNIA  
 2 and Cross-Defendant CITY OF SANTA ANA by the City Attorney for the City of Santa Ana  
 3 (“Plaintiff” or “City”) and Defendants, ORANGE COUNTY ASSOCIATION FOR MENTAL  
 4 HEALTH dba MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY, Defendant BT  
 5 INVESTMENT PROPERTIES, LLC and Defendants-Interveners LUNYEA WILLIS, DONNA  
 6 ROSALIE CARRANZA and KATHLEEN PAULO (collectively, “MHAOC”) provides the Court  
 7 with the following witness list for the upcoming January 17, 2023 bench trial:

8 **A. WITNESSES PLAINTIFF CITY INTENDS TO OFFER AT TRIAL:**

9 **B.** The parties hereby submit the following proposed list of witnesses which may  
 10 be called at the time of trial:

11 **PROPOSED JOINT WITNESSES WITH TIME ESTIMATES**

<u>Name</u>	<u>Direct</u>	<u>Cross</u>	<u>Re-Direct</u>	<u>Total</u>
<b>PLAINTIFF'S WITNESSES</b>				
Javier Aguirre, a manager at CVS, will testify regarding his experience with and observations of nuisance activity at conditions in and around CVS and the surrounding neighborhood	1.25 hr.	1.25 hr.	15 min.	2 hrs., 45 min.
Ken Ashton, an owner of Irvine Pipe & Supply, will testify regarding his experience with and observations of nuisance activity at conditions in and around his business and the surrounding neighborhood	1.25 hr.	1.25 hr.	15 min.	2 hrs., 45 min.
Cindy Bhakta, an owner of the Aloha Motel, will testify regarding his experience with and observations of nuisance activity at conditions in and around her business and the surrounding neighborhood	45 min.	45 min.	15 min.	1 hr., 45 min.
Carmen Balandran will testify regarding the operation of MHA, its services and record-keeping, and related observations	45 min.	45 min.	15 min.	1 hr., 45 min.
Glen Dromgoole, the owner of Tier 1 Engineering, will testify regarding his experience with and observations of nuisance activity at conditions in and around his business and the surrounding neighborhood	2 hrs.	2 hrs.	20 min.	4 hrs., 20 min.

1	Kenneth Gominsky, former Deputy Police Chief, will testify regarding homeless issues in the City, and conditions and nuisance activity in and around the area in which MHA is located	1.25 hrs.	1.25 hrs.	15 min.	2 hrs., 45 min.
2					
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4	Cassandra Hawkins is a corporal in the Santa Ana Police Department and will testify regarding her experience on the QOLT Team, homeless services within the City of Santa Ana, and her observations of and experience with the area surrounding MHA	1.25 hrs.	1.25 hrs.	15 min.	2 hrs., 45 min.
5					
6					
7	Stephen Jones is expected to testify regarding his experience as a security guard for MHA	1.5 hrs.	1.5 hrs.	20 min	3 hrs., 20 min.
8	Rocio Magdaleno	1 hr.	1 hrs	15 min.	2 hrs., 15 min.
9	Juan Montiel is a sergeant in the Santa Ana Police Department and will testify regarding his experience on the QOLT Team, homeless services within the City of Santa Ana, and his observations of and experience with the area surrounding MHA	1.5 hrs	1.5 hrs.	20 min.	3 hrs., 20 min.
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12	Guillermo Narvaez, an owner of Pacifico Auto Sales, will testify regarding his experience with and observations of nuisance activity at conditions in and around his business and the surrounding neighborhood	45 min.	45 min.	15 min.	1 hr., 45 min.
13					
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15	Dr. Andrei Novac, a designated expert witness, will testify on the topics set forth in the City's designation of expert witnesses	2 hrs.	2 hrs.	45 min.	4 hrs., 45 min.
16					
17	Alvaro Nunez, Code Enforcement Manager for Santa Ana, will testify regarding conditions in and around MHA and code enforcement procedures	1.5 hrs.	1.5 hrs.	30 min.	3.5 hrs
18					
19	Ali Pezeshkpour will testify regarding land use and planning issues related to MHA's use of the property at 2416 S. Main St.	1 hr.	1 hr.	15 min.	2 hrs., 15 min.
20	Yvette Portugal, a Code Enforcement Officer for Santa Ana, will testify regarding her observation of MHA	45 min.	45 min.	15 min.	1 hr., 45 min
21					
22	Officer Nicholas Provencio is expected to testify regarding his law enforcement experiences related to MHA	1 hr.	1 hr.	15 min.	2 hrs., 15 min.
23					
24	Phillip Sanchez, a designated expert witness, will testify on the topics set forth in the City's designation of expert witnesses	2 hrs.	2 hrs.	30 min.	4.5 hrs.
25					
26	Chris Schmidt, a former Santa Ana resident, will testify regarding his observations of conditions in and around the area in which MHA is located	1 hr.	1 hr.	15 min.	2 hrs., 15 min.
27					
28	Richard Stack, a designated expert witness, will testify on the topics set forth in the City's designation of expert witnesses	2 hrs.	2 hrs.	30 min.	4.5 hrs.

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Justin Taylor, owner of Firestorm Freerunning, will testify regarding his experience with and observations of nuisance activity at conditions in and around his business and the surrounding neighborhood	<b>1 hr.</b>	<b>1 hr.</b>	<b>15 min.</b>	<b>2 hrs., 15 min.</b>
Jeffrey Thrash, MHA OC's Chief Executive Officer, will testify regarding the operation of MHA	<b>2 hrs.</b>	<b>2 hrs.</b>	<b>15 min.</b>	<b>4 hrs., 15 min.</b>
Belinda Sandquist-Wilson will testify regarding the operation of MHA, its services and record-keeping, and related observations	<b>45 min.</b>	<b>45 min.</b>	<b>15 min.</b>	<b>1 hr., 45 min</b>
Jessica Antes, custodian of records for Santa Ana P.D., will testify regarding record keeping and lay foundation for Santa Ana P.D. records and data	<b>1 hr.</b>	<b>1 hr.</b>	<b>20 min.</b>	<b>2 hrs., 20 min.</b>

**C. WITNESSES DEFENDANTS MHAOC AND DEFENDANT-INTERVENERS LUNYEA WILLIS, DONNA ROSALIE CARRANZA, KATHLEEN PAULO INTEND TO OFFER AT TRIAL:**

Lunyea Willis, Defendant Intervener will testify about the impact MHA OC has on her life.	<b>1 hr.</b>	<b>30 min.</b>	<b>30 mins</b>	<b>2 hrs.</b>
Donna Rosalie Carranza, Defendant Intervener will testify about the impact MHA OC has on her life.	<b>45 mins</b>	<b>30 min.</b>	<b>15 mins</b>	<b>1.5 hrs.</b>
Brenda Ingram, Defendants' Expert will testify about the psychological, physiological, social and emotional impacts of the overwhelming life events and experiences unhoused individual experience and the impact the experience have on a person ability to function.	<b>1 hr.</b>	<b>1 hr.</b>	<b>30 mins.</b>	<b>2.5 hrs.</b>
Roger Clark Defendants' expert rebuttal witness. His testimony will be predicated based on the testimony of Plaintiff's witness testimony.	<b>1 hr.</b>	<b>1 hr.</b>	<b>30 mins.</b>	<b>2.5 hrs.</b>
Dr. Deyanira Nevárez Martinez, Ph.D. Defendants' expert witness will testify about various aspects of homelessness, homelessness policies, and the criminalization of homelessness.	<b>45 mins.</b>	<b>45 min.</b>	<b>30 mins</b>	<b>2 hrs.</b>

1	Jeff Thrash is MHA OC's Chief Executive Officer and is designated as the PMK for	<b>2 hrs.</b>	<b>1 hour</b>	<b>45 mins.</b>	<b>3 hrs., 45 mins</b>
2	MHA OC and is expected to testify about its day-to-day operation, policies and				
3	procedures, and services and service providers at MHA OC under a psychosocial				
4	rehabilitation model of care. He will also testify about the history of MHA OC's				
5	relevant dealings with community members and the City of Santa Ana, including MHA				
6	OC's Good Neighbor Policy, MHA OC's prior lawsuit against the City and its				
7	resolution, MHA OC's work with the Santa Ana Police Department, the City's issuance				
8	of alleged code violation citations to MHA OC and the resolution of those citations, and				
9	the City's opposition to MHA OC's contract with the County of Orange.				
10					
11	Terri Eggers is designated as the City of Santa Ana's PMK and is expected to testify	<b>30 mins</b>	<b>30 min.</b>	<b>15 mins.</b>	<b>1.25 hrs.</b>
12	about the agreements the City had with MHA OC, violations received by MHA OC				
13	and enforcement of violations. She is also expected to testify about the policies and				
14	procedures the City has regarding monitoring homeless service providers and				
15	services provided by the City for unhoused individuals. She is also expected to testify				
16	about the City's reasonable accommodation process and MHA OC's Good Neighbor				
17	Policy.				
18	Chief James Henry is the PMK for Orange County Fire Department and is expected to	<b>30 mins.</b>	<b>30 min.</b>	<b>10 mins.</b>	<b>1 hr., 10 mins</b>
19	testify regarding the calls for services to MHA and the agreements with the City of				
20	Santa Ana for emergency services to the City.				
21	Minh Thai is the Director of Planning and Building for the City of Santa Ana and is	<b>45 mins.</b>	<b>30 min</b>	<b>30 mins.</b>	<b>1 hr. 45 mins.</b>
22	expected to testify regarding administering and enforcing city regulation. He also				
23	reviews reports and plans to determine if they comply with city regulations				
24					
25	Margarita Macedonio is Senior Community Planner for the City of Santa Ana and is	<b>40 mins.</b>	<b>30 min</b>	<b>15 mins.</b>	<b>1 hr., 25 mins.</b>
26	expected to testify regarding the City's community engagement with neighborhood				
27	contacts and to plan community meetings with related to concerns about MHA OC.				
28					

1					
2	Hafsa Kaka is expected to testify about the homeless services previously and currently available and additional services needed in the City of Santa Ana and reports to the City Council about the state of homelessness in the City. Kaka is also expected to testify about the alleged complaints that were associated with MHA.	<b>45 mins.</b>	<b>15 min.</b>	<b>30 mins.</b>	<b>1 hr. 15 mins</b>
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6	Robert Cortez is the former assistant manager of the City of Santa Ana and was involved in the investigation into any alleged code enforcement and zoning issues related to MHA. Cortez also raised issues of MHA's contract with the County of Orange's Board of Supervisors.	<b>45 mins.</b>	<b>15 min</b>	<b>30 mins.</b>	<b>1.5 hrs.</b>
7					
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9					
10	Robert Brown is the owner of BT Investment Properties, MHA OC's landlord for its Main Street, Santa Ana facility. Mr. Brown is expected to testify to the lease agreement with MHA. Brown will also testify to the maintenance of the property, and compliance measures to ensure the MHA property is up to code and operating within zoning requirements.	<b>30 mins.</b>	<b>30 min.</b>	<b>15 mins.</b>	<b>1 hr. 15 mins</b>
11					
12					
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15	Annette Mugrditchian is Chief of Operations Behavioral Health at County of Orange. She worked with Dr. Jeff Nagel, former Chief Of Operations Behavioral Health at County of Orange, to oversee the State of California's Mental Health Services Act contract, including contracting with MHA to operate as a county mental health treatment center to provide mental health treatment services to individuals that have mental disabilities and who are homeless or formerly homeless.	<b>45 mins.</b>	<b>30 min.</b>	<b>30 mins.</b>	<b>1 hr. 45 mins</b>
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21	Carmen Belandran is the assistant coordinator for MHA OC's Main Street, Santa Ana facility. She is expected to testify to MHA OC's services and the day-to-day operations of the facility. She is also expected to testify about MHA OC's Special Incident Report record-keeping.	<b>45 mins.</b>	<b>30 min.</b>	<b>30 mins.</b>	<b>1 hr. 45 mins</b>
22					
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25	Belinda Sandquist-Wilson is a drug and alcohol specialist and a patients' right advocate at MHA. Sandquist-Wilson is expected to testify about her role as a drug and alcohol specialist at MHA and providing education, counsel and relapse prevent	<b>45 mins.</b>	<b>30 min.</b>	<b>30 mins.</b>	<b>1 hr. 45 mins</b>
26					
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1	service to clients at MHA.				
2	Sandy Yokoyama previously worked as	<b>45 mins.</b>	<b>30 min.</b>	<b>30 mins.</b>	<b>1 hr. 45</b>
3	MHA's Regional Clinical Supervisor.				<b>mins</b>
4	Yokoyama is expected to testify to the				
5	programs and services available for				
6	participants at MHA under a psychosocial				
7	rehabilitation model of care.				
8	Lisa Costa is the Veterans Liaison Case	<b>45 mins.</b>	<b>30 min.</b>	<b>30 mins.</b>	<b>1 hr. 45</b>
9	Manager at MHA. Costa is expected to				<b>mins</b>
10	testify about the programs and services at				
11	MHA, specifically as it relates to unhoused				
12	Veterans with mental health disabilities.				
13	Costa is also expected to testify about the				
14	number of Veterans served and MHA and				
15	the any individuals who were placed in				
16	mental health services and permanent				
17	housing.				
18	Supervisor Andrew Do is an Orange County	<b>45 mins.</b>	<b>30 min.</b>	<b>30 mins.</b>	<b>1 hr. 45</b>
19	Board of Supervisor. Supervisor Do is				<b>mins</b>
20	expected to testify as to why he voted to				
21	award the County of Orange's Mental Health				
22	Services Act contract to MHA over the City				
23	of Santa Ana's objections.				
24	Patrick Conod currently works as MHA's	<b>1 hr.</b>	<b>1 hr.</b>	<b>30 min.</b>	<b>2.5 hrs.</b>
25	Program Director. Mehrinfar is expected to				
26	testify to the programs and services available				
27	for participants at MHA under a				
28	psychosocial rehabilitation model of care.				
29	Parisa Mehrinfar currently works as MHA's	<b>1 hr.</b>	<b>1 hr.</b>	<b>30 min.</b>	<b>2.5 hrs.</b>
30	Regional Clinical Supervisor. Mehrinfar is				
31	expected to testify to the programs and				
32	services available for participants at MHA				
33	under a psychosocial rehabilitation model of				
34	care.				
35	<b>Subtotal:</b>				<b>33 hrs. 10</b>
36					<b>mins</b>
37	<b>Total, including "as needed" testimony:</b>				

24 City and MHAOC reserve the right to introduce testimony from any rebuttal or  
25 impeachment witnesses not listed above.

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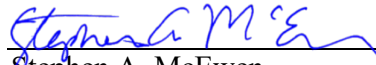
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Dated: January 12, 2023

BURKE, WILLIAMS & SORENSEN, LLP

By:   
\_\_\_\_\_  
Stephen A. McEwen  
Mark J. Austin  
Attorneys for Plaintiffs  
CITY OF SANTA ANA and THE  
PEOPLE OF THE STATE OF  
CALIFORNIA; Cross-Defendant CITY OF  
SANTA ANA


Dated: January 13, 2023

SHEPPARD, MULLIN, RICHTER &  
HAMPTON LLP

By:   
\_\_\_\_\_  
Isaiah Z. Weedn  
Zachary J. Golda  
Attorneys for Defendant/Cross-Complainant  
ORANGE COUNTY ASSOCIATION FOR  
MENTAL HEALTH DBA MENTAL  
HEALTH ASSOCIATION OF ORANGE  
COUNTY and Defendant BT INVESTMENT  
PROPERTIES, LLC

Dated: January 13, 2023

DISABILITY RIGHTS CALIFORNIA LEGAL  
ADVOCACY UNIT

By:   
\_\_\_\_\_  
Lili V. Graham  
Lucia J. Choi  
Navneet K. Grewal  
Attorneys for Defendant-Interveners  
LUNYEA WILLIS, DONNA ROSALIE  
CARRANZA and KATHLEEN PAULO

1 **PROOF OF SERVICE**

2 I, Bernadette C. Antle, declare:

3 I am a citizen of the United States and employed in Orange County, California. I am over  
4 the age of eighteen years and not a party to the within-entitled action. My business address is  
5 18300 Von Karman Avenue, Suite 650, Irvine, CA 92612. On January 13, 2023, I served a copy  
6 of the within document(s):

- 7 1. JOINT TRIAL EXHIBIT LIST;
- 8 2. JOINT LIST OF CONTROVERTED ISSUES;
- 9 3. JOINT LIST OF STIPULATED FACTS;
- 4. JOINT TRIAL WITNESS LIST;
- 5. STATEMENT OF COMPLIANCE;

10  by placing the document(s) listed above in a sealed envelope with postage thereon  
11 fully prepaid, the United States mail at Santa Ana, California addressed as set forth  
12 below.

13  by transmitting via my electronic service address (jvaldez@bwslaw.com) the  
14 document(s) listed above to the person(s) at the e-mail address(es) set forth below.

15 ServiceList

16 I am readily familiar with the firm's practice of collection and processing correspondence  
17 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same  
18 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on  
19 motion of the party served, service is presumed invalid if postal cancellation date or postage  
20 meter date is more than one day after date of deposit for mailing in affidavit.

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

23 Executed on January 13, 2023, at Santa Ana, California.

24 

25 Bernadette C. Antle



**SERVICE LIST**

*City of Santa Ana, et al. v. Orange County Association of Mental Health dba Mental Health Association of Orange County, et al.*

OCSC Case No: 30-2020-01124174-CU-MC-CJC

<p>Isaiah Z. Weedn, Esq. Zachary J. Golda, Esq. <b>SHEPPARD, MULLIN, RICHTER &amp; HAMPTON, LLP</b> 650 Town Center Drive, 10<sup>th</sup> Floor Costa Mesa, CA 92626-1993 E-mail: <a href="mailto:iweedn@sheppardmullin.com">iweedn@sheppardmullin.com</a> E-mail: <a href="mailto:zgolda@sheppardmullin.com">zgolda@sheppardmullin.com</a> E-mail: <a href="mailto:crocha@sheppardmullin.com">crocha@sheppardmullin.com</a> Tel: (714) 513-5100 Fax: (714) 513-5130</p>	<p><i>Attorneys for Defendants/Cross-Complainants</i></p> <p>ORANGE COUNTY ASSOCIATION OF MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY and BT INVESTMENT PROPERTIES, LLC</p>
<p>Kenneth W. Babcock, Esq. Jonathan D. Bremen, Esq. <b>PUBLIC LAW CENTER</b> 601 Civic Center Drive West Santa Ana, CA 92701 E-mail: <a href="mailto:jbremen@publiclawcenter.org">jbremen@publiclawcenter.org</a> Tel: (714) 541-1010 Fax: (714) 541-5157</p>	<p><i>Attorneys for Defendants/Cross-Complainants</i></p> <p>ORANGE COUNTY ASSOCIATION OF MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY and BT INVESTMENT PROPERTIES, LLC</p>
<p>Lili V. Graham, Esq. Lucia J. Cho, Esq. Navneet K. Grewal, Esq. <b>DISABILITY RIGHTS CALIFORNIA, LEGAL ADVOCACY UNIT</b> 350 South Bixel Street, Suite 290 Los Angeles, CA 90017 E-mail: <a href="mailto:lili.graham@disabilityrightsca.org">lili.graham@disabilityrightsca.org</a> E-mail: <a href="mailto:lucia.choi@disabilityrightsca.org">lucia.choi@disabilityrightsca.org</a> E-mail: <a href="mailto:navneet.grewal@disabilityrightsca.org">navneet.grewal@disabilityrightsca.org</a> E-mail: <a href="mailto:gabrielle.hoverter@disabilityrightsca.org">gabrielle.hoverter@disabilityrightsca.org</a> Tel: (213) 213-8000 Fax: (213) 213-8001</p>	<p><i>Attorneys for Interveners and Real Parties In Interest</i></p> <p>LUNYEA WILLIS, DONNA ROSALIE CARRANZA, and KATHLEEN PAULO</p>

1 CITY OF SANTA ANA  
SONIA R. CARVALHO (SBN 162700)  
2 CITY ATTORNEY  
Kyle Nellesen (SBN 297572)  
3 Assistant City Attorney  
Jose Montoya (SBN 300919)  
4 Deputy City Attorney  
CITY OF SANTA ANA  
5 20 Civic Center Plaza M-29  
P.O. Box 1988  
6 Santa Ana, California 92702  
Tel: 714.647.5201 Fax: 714.647.6515

7  
8 Stephen A. McEwen (SBN 186512)  
E-mail: [smcewen@bwslaw.com](mailto:smcewen@bwslaw.com)  
Mark J. Austin (SBN 208880)  
9 E-mail: [maustin@bwslaw.com](mailto:maustin@bwslaw.com)  
BURKE, WILLIAMS & SORENSEN, LLP  
10 1851 East First Street, Suite 1550  
Santa Ana, CA 92705-4067  
11 Tel: 949.863.3363 Fax: 949.863.3350

12 Attorneys for Plaintiffs CITY OF SANTA ANA and  
THE PEOPLE OF THE STATE OF CALIFORNIA;  
13 Cross-Defendant CITY OF SANTA ANA

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
15 COUNTY OF ORANGE, CENTRAL JUSTICE CENTER

16 CITY OF SANTA ANA, a charter City and  
17 municipal corporation, and THE PEOPLE OF  
THE STATE OF CALIFORNIA, by the City  
18 Attorney for the City of Santa Ana,

19 Plaintiffs,

20 v.

21 ORANGE COUNTY ASSOCIATION FOR  
22 MENTAL HEALTH DBA MENTAL HEALTH  
ASSOCIATION OF ORANGE COUNTY, a  
23 California Nonprofit Corporation; B T  
INVESTMENT PROPERTIES, LLC, a  
24 California Limited Liability Company; and  
25 DOES 1 through 25 inclusive,

26 Defendants.

27 AND RELATED CROSS-ACTIONS  
28

Case No. 30-2020-01124174-CU-MC-CJC

**JOINT TRIAL EXHIBIT LIST**

JFAP: Honorable John C. Gastelum  
Dept. C-11

Action Filed: January 13, 2020  
Trial Date: January 17, 2023

1 Plaintiffs City of Santa Ana (“City”) and THE PEOPLE OF THE STATE OF  
 2 CALIFORNIA, by the City Attorney for the City of Santa Ana (collectively “Plaintiffs”) and  
 3 Defendants, Orange County Association for Mental Health Db a Mental Health Association Of  
 4 Orange County, Defendant BT Investment Properties, LLC and Defendant-Intervenors Lunyea  
 5 Willis, Donna Rosalie Carranza, Kathleen Paulo (collectively, “MHAOC”) submit this Joint Trial  
 6 Exhibit List.

7 **JOINT TRIAL EXHIBIT LIST**

8 **PLAINTIFFS’ INDEX OF TRIAL EXHIBITS**

9

Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK’S ENTRIES	
					Date Identified	Date Admitted
10 11 12 13 14 15 16 17 18 19 20	1. PLF	Certified copy of Petitioners'/Plaintiffs' Petition For Writ of Mandate Pursuant to C.C.P. § 1085;  Complaint for Declaratory and Injunctive Relief and Damages filed April 11, 2002 in Orange County Superior Court Case No.: 02CC05569, <i>Orange County Association for Mental Health doing business as The Mental Health Association of Orange County and Edward Petriz v. City of Santa Ana</i>	Yes	Yes		
21 22 23 24 25 26 27	2. PLF	May 31, 2002 filed stamped copy of Request for Dismissal of Orange County Superior Court Case No.: 02CC05569, <i>Orange County Association for Mental Health doing business as The Mental Health Association of Orange County and Edward Petriz v. City of Santa Ana</i>	Yes	Yes		

Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
3.	PLF	June 5, 2002 filed stamped copy of Notice of Entry of dismissal and Proof of Service regarding Orange County Superior Court Case No.: 02CC05569, <i>Orange County Association for Mental Health doing business as The Mental Health Association of Orange County and Edward Petriz v. City of Santa An</i>	Yes	Yes		
4.	PLF	March 11, 1997 Letter re Conditional Use Permit No. 97-04 from the Planning Division	Yes	No		
5.	PLF	Building permit card from the Building Safety Division, detailing building permits for the Property from May 1963 through August 1993	Yes	No		
6.	PLF	October 8, 1997, approved Occupancy Inspection Application for Values Department Thrift Store	Yes	No		
7.	PLF	September 8, 1998, approved Occupancy Inspection Application for Main Street Thrift	Yes	No		
8.	PLF	November 17, 2000, approved Occupancy Inspection Application for the Orange County Association for Mental Health	Yes	Yes		
9.	PLF	April 9, 2001, Occupancy Inspection Application for Council of Orange County, Society of St. Vincent de Paul Thrift Store	Yes	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
10.	PLF	Letter dated April 17, 2001, from Associate Planner Bob St. Paul regarding the denial of the application for Certification of Occupancy for the Society of St. Vincent de Paul Thrift Store	Yes	No		
11.	PLF	April 26, 2001, approved Occupancy Inspection Application for the Orange County Association for Mental Health	Yes	Yes		
12.	PLF	Letter from Jeffrey Thrash to City of Santa Ana, July 5, 2001  (Thrash Depo. Ex. 25)	Yes	Yes		
13.	PLF	February 4, 2002, Notice of Violation to Catherine Winans of MHA for operating without a CUP	Yes	Yes		
14.	PLF	2002 Certificate of Occupancy for the Property	Yes	Yes		
15.	PLF	Letter from City of Santa Ana dated April 24, 2002  (Thrash Depo. Ex. 27)	Yes	Yes		
16.	PLF	June 17, 2002, letter from MHA's legal counsel at Latham & Watkins confirming the parties' discussions and the dismissal of the 2002 lawsuit	Yes	Yes		
17.	PLF	March 2, 2003, issued Notice of Violation to the Property owner and MHA for conducting work without a required permit	Yes	Yes		
18.	PLF	October 24, 2006 Notice of Violation	Yes	Yes		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
19.	PLF	December 7, 2006, letter from Deputy City Attorney Laura Rossini to MHA's attorney, Kim Savage, regarding the October 24, 2006 Notice of Violation.	Yes	Ye		
20.	PLF	Officer Navarro's photographs from his inspections on February 26 and 28, 2018	No	No		
21.	PLF	March 26, 2018, issued Notice of Violation for the Property	Yes	Yes		
22.	PLF	Administrative Citations (Ex. R to Nunez Depo)	Yes	Yes		
23.	PLF	E-mails regarding MHA (Ex. S to Nunez Depo.)	Yes	No		
24.	PLF	Defendant Orange County Association for Mental Health DBA Mental Health Association of Orange County's Response to Plaintiff City of Santa Ana's Form Interrogatories-General, Set One	Yes	Yes		
25.	PLF	Agreement for Provision of Psychiatric Services Between Mental Health Association of Orange County – WIT/Choices FSP Program and Yun Chong, M.D., Fiscal Year 2011-2012  (Thrash Depo. Ex. 12 (partial), MHAOC 2668-2682)	Yes	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
26.	PLF	<p>Agreement for Provision of Nurse Practitioner Services Between Mental Health Association of Orange County – WIT/Choices FSP Program and Jeannie Blilie, R.N., PMHNP, Fiscal Year 2011-2012</p> <p>(Thrash Depo. Ex. 12 (partial), MHAOC 2683-2697)</p>	Yes	No		
27.	PLF	<p>Agreement for Provision of Psychiatric Services Between Orange County Association for Mental Health and Stephen Joseph Brown, M.D., Fiscal Year 2010-2011, First Amendment to the Service Agreement</p> <p>(Thrash Depo. Ex. 12 (partial), MHAOC 2698)</p>	Yes	No		
28.	PLF	<p>Agreement for Provision of Nurse Practitioner Services Between Orange County Association for Mental Health – WIT/Choices FSP Program and Stephen Joseph Brown, N.P., Fiscal Year 2011-2012</p> <p>(Thrash Depo. Ex. 12 (partial), MHAOC 2699-2713)</p>	Yes	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
29.	PLF	<p>Agreement for Provision of MSW/MFT Licensure Supervision Services Between Orange County Association for Mental Health – WIT/Choices FSP Program and Iris Gonzalez, LCSW, Fiscal Year 2011-2012</p> <p>(Thrash Depo. Ex. 12 (partial), MHAOC 2714-2728)</p>	Yes	No		
30.	PLF	<p>Agreement for Provision of Clinical Licensure Supervision Services Between Orange County Association for Mental Health – WIT/Choices FSP Program and Richard Dennis Brotman, LMFT, Fiscal Year 2011-2012</p> <p>(Thrash Depo. Ex. 12 (partial), MHAOC 2729-2743)</p>	Yes	No		
31.	PLF	<p>Agreement for Provision of Psychiatric Services Between Orange County Association for Mental Health – Full Service Partnership Program and Caitlin Cahill Pickart, M.D., Fiscal Year 2012-2013</p> <p>(Thrash Depo. Ex. 11 (partial), MHAOC 2561-2578)</p>	Yes	No		



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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
32.	PLF	<p>Agreement for Provision of Psychiatric Services Between Orange County Association for Mental Health – Full Service Partnership Program and Tuong Trieu Nguyen, M.D., Fiscal Year 2012-2013</p> <p>(Thrash Depo. Ex. 11 (partial), MHAOC 2579-2596)</p>	Yes	No		
33.	PLF	<p>Agreement for Provision of Psychiatric Services Between Orange County Association for Mental Health – Full Service Partnership Program and Yun Chong, M.D., Fiscal Year 2012-2013</p> <p>(Thrash Depo. Ex. 11 (partial), MHAOC 2597-2614)</p>	Yes	No		
34.	PLF	<p>Agreement for Provision of Nurse Practitioner Services Between Orange County Association for Mental Health – Full Service Partnership Program and Stephen Joseph Brown, RN, N.P., Fiscal Year 2012-2013</p> <p>(Thrash Depo. Ex. 11 (partial), MHAOC 2615-2631)</p>	Yes	No		

Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
35.	PLF	Agreement for Provision of Clinical Licensure Supervision Services Between Orange County Association for Mental Health – Full Service Partnership Program and Richard Dennis Brotman, LMFT, Fiscal Year 2012-2013  (Thrash Depo. Ex. 11 (partial), MHAOC 2632-2649)	Yes	No		
36.	PLF	Agreement for Provision of Clinical Licensure Supervision Services Between Orange County Association for Mental Health – Full Service Partnership Program and Iris Gonzalez-Thrash, LCSW, Fiscal Year 2012-2013  (Thrash Depo. Ex. 11 (partial), MHAOC 2650-2667)	Yes	No		
37.	PLF	Agreement Between County of Orange and Mental Health Association of Orange County, 2010-2011	Yes	No		
38.	PLF	Agreement Between County of Orange and Mental Health Association of Orange County, 2011-2012	Yes	No		
39.	PLF	Agreement Between County of Orange and Mental Health Association of Orange County, 2012-2013	Yes	No		
40.	PLF	Agreement Between County of Orange and Mental Health Association of Orange County dated July 1, 2018  (Thrash Depo. Ex. 5)	Yes	Yes		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
41.	PLF	Amendment No. 3 to Agreement Between County of Orange and Mental Health Association of Orange County	Yes	Yes		
42.	PLF	2000 Lease Agreement (Brown Depo. Ex. 6)	Yes	Yes		
43.	PLF	Second Addendum to Lease (Brown Depo. Ex. 11)	Yes	Yes		
44.	PLF	Third Addendum to Lease (Brown Depo. Ex. 12)	Yes	Yes		
45.	PLF	Fifth Addendum to the AIR Standard Industrial/Commercial Single-Tenant Lease (Brown Depo. Ex. 13)	Yes	Yes		
46.	PLF	List of Collaborative Medical Service Providers (Thrash Depo. Ex. 6)	Yes	Yes		
47.	PLF	Memorandum of Understanding between Families Together and MHA of Orange County (Thrash Depo. Ex. 7, MHAOC 2535-2536)	Yes	Yes		
48.	PLF	Mobile Healthcare Services Agreement, MHA of Orange County and Serve the People (Thrash Depo. Ex. 8, MHAOC 2514 – 2518) (compare with Nunez-Magdaleno Depo. Ex. 2)	Yes	Yes		

Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
49.	PLF	Agreement for Medical & Vision Clinic Services Between MHA and Serve the People  (Thrash Depo Ex. 9, MHAOC 2519 – 2534) (compare with Nunez-Magdaleno Depo. Ex. 3)	Yes	Yes		
50.	PLF	Mobile Healthcare Services Agreement, Mental Health Association of Orange County and Serve the People Community Health Center  (Nunez-Magdaleno Depo. Ex. 4)	Yes	Yes		
51.	PLF	MHA agreements with various nursing colleges  (Thrash Depo. Ex. 10 2394 – 2454)	Yes	Yes		
52.	PLF	Southwest Patrol Security Agreement, dated July 6, 2018  (Thrash Depo. Ex. 15, MHAOC 2384-2386)	Yes	Yes		
53.	PLF	MHAOC Job Description for Security Guard  (Thrash Depo. Ex. 14, MHAOC 2373-2374)	Yes	Yes		
54.	PLF	United Security Services Daily Activity Report  (Thrash Depo. Ex. 16, MHAOC 2375-2383)	Yes	No		
55.	PLF	United Security Services Daily Activity Reports  (Thrash Depo. Ex. 17, MHAOC 1914-2003)	Yes	No		
56.	PLF	MHA Multi-Service Center Policy and Procedure Manual  (Thrash Depo. Ex. 20, MHAOC 2759-2843)	Yes	Yes		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
57.	PLF	MHA Homeless Multi-Service Center  (Thrash Depo. Ex. 31, MHAOC 307-309)	Yes	Yes		
58.	PLF	Multi-Service Center Social Agreements  (Yokoyama Depo. Ex. 7, MHAOC 2387-2390)	Yes	Yes		
59.	PLF	Multi-Service Center Exiting Guidelines  (Balandran Depo. Ex. 9)	Yes	Yes		
60.	PLF	Good Neighbor Accommodations Policy  (Mundy) (Yokoyama Depo. Ex. 8)	Yes	Yes		
61.	PLF	Good Neighbor Accommodations Policy  (Rood) (Yokoyama Depo. Ex. 9, MHAOC 2942-2943)	Yes	Yes		
62.	PLF	Security Log Sheet dated 7-30-20  (Thrash Depo. Ex. 19, MHAOC 2483-2489)	Yes	No		
63.	PLF	Security Log Sheet dated 8-6-20  (Thrash Depo. Ex. 18, MHAOC 2539)	Yes	No		
64.	PLF	Security Log Sheet dated 6-10-21  (Sandquist-Wilson Depo. Ex. 10, MHAOC 3418-3420)	Yes	No		
65.	PLF	Letter dated 6-28-21 from MHA Staff  (Sandquist-Wilson Depo. Ex. 17, MHAOC 3837)	Yes	No		
66.	PLF	Multi-Service Center Program Narratives	Yes	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
67.	PLF	Certificates of Completion  (Sandquist-Wilson Depo. Ex. 6)	Yes	No		
68.	PLF	Jayson Benbrook E-mails  (Benbrook Depo. Ex. 8)	Yes	No		
69.	PLF	Jayson Benbrook E-mail dated October 28, 2019  (Benbrook Depo. Ex. 9)	Yes	No		
70.	PLF	E-mail exchange dated October 29, 2019  (Benbrook Depo. Ex. 10)	Yes	No		
71.	PLF	E-mail exchange dated December 19, 2019  (Benbrook Depo. Ex. 11)	Yes	No		
72.	PLF	E-mail exchange dated January 8, 2020  (Benbrook Depo. Ex. 12)	Yes	No		
73.	PLF	E-mail exchange with Jeff Nagel, dated January 16, 2020  (Benbrook Depo. 13)	Yes	No		
74.	PLF	E-mail exchange dated February 27, 2020  (Benbrook Depo. Ex. 14)	Yes	No		
75.	PLF	E-mail exchange dated January 28, 2020  (Benbrook Depo. Ex. 15)	Yes	No		
76.	PLF	E-mail exchange dated March 10, 2020  (Benbrook Depo. Ex. 16)	Yes	No		
77.	PLF	E-mail exchange dated April 6, 2020  (Benbrook Depo. Ex. 17)	Yes	No		
78.	PLF	E-mail exchange dated April 24, 2020  (Benbrook Depo. Ex. 18)	Yes	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
79.	PLF	E-mail exchange dated April 30, 2020  (Benbrook Depo. Ex. 19)	Yes	No		
80.	PLF	E-mail exchange dated October 1, 2020  (Benbrook Depo. Ex. 20)	Yes	No		
81.	PLF	Google Aerial Photograph  (Dromgoole Decl. Ex. A)	No	No		
82.	PLF	Photograph from December 20, 2019  (Dromgoole Decl. Ex. B)	No	No		
83.	PLF	Photograph from December 30, 2019  (Dromgoole Decl. Ex. C)	No	No		
84.	PLF	Photograph from January 6, 2020  (Dromgoole Decl. Ex. D)	No	No		
85.	PLF	Photograph from January 31, 2020  (Dromgoole Decl. Ex. E)	No	No		
86.	PLF	Photograph from February 25, 2020  (Dromgoole Decl. Ex. F)	No	No		
87.	PLF	Photograph from April 6, 2020  (Dromgoole Decl. Ex. G)	No	No		
88.	PLF	Photographs from September 1, 2020  (Dromgoole Decl. Ex. H)	No	No		
89.	PLF	two photographs taken by Ken Ashton on or about January 28, 2020 (depicting individuals loitering on his property and individuals leaving his property)	No	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
90.	PLF	one photograph taken by Ken Ashton on or about December 21, 2019 (depicting individuals parked and loitering in front of his property)	No	No		
91.	PLF	two photographs taken by Ken Ashton on or about January 7, 2020 (depicting individuals loitering on and in front of his property)	No	No		
92.	PLF	three photographs taken by Ken Ashton on or about January 17, 2020 (depicting an individual sleeping on the sidewalk in front of his property)	No	No		
93.	PLF	Yvette Portugal Pictures and summaries	No	No		
94.	PLF	Yvette Portugal Pictures and summaries	No	No		
95.	PLF	Juan Montiel Photographs	No	No		
96.	PLF	City of Santa Planning and Building Agency Violation History, 2700 S. Main St.  (various businesses) (SA 1519-1520)	No	No		
97.	PLF	City of Santa Planning and Building Agency Violation History, 2541 S. Main St.  (RPM Lenders) (SA 1521-1522)	No	No		
98.	PLF	City of Santa Planning and Building Agency Violation History, 2501 S. Main St.  (Irvine Pipe and Supply) (SA 1523)	No	No		



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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
99.	PLF	City of Santa Planning and Building Agency Violation History, 2500 S. Main St.  (Warehouse/Yard) (SA 1524-1525)	No	No		
100.	PLF	City of Santa Planning and Building Agency Violation History, 2426 S. Main St.  (Lee Lawnmower) (SA 1526)	No	No		
101.	PLF	City of Santa Planning and Building Agency Violation History, 2406 S. Main St.  (Tier 1 Engineering) (SA 1527)	No	No		
102.	PLF	City of Santa Planning and Building Agency Violation History, 2330 S. Main St.  (CVS Pharmacy) (SA 1528-1539)	No	No		
103.	PLF	City of Santa Planning and Building Agency Violation History, 2301 S. Main St.  (Wells Fargo) (SA 1540)	No	No		
104.	PLF	City of Santa Planning and Building Agency Violation History, 2910 S. Main St.  (7-Eleven) (SA 1541-1542)	No	No		
105.	PLF	City of Santa Planning and Building Agency Violation History, 2900 S. Main St.  (Del Taco) (SA 1543-1545)	No	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
106.	PLF	City of Santa Planning and Building Agency Violation History, 2555 S. Main St.  (A-1 Self-Storage) (SA 1546)	No	No		
107.	PLF	City of Santa Planning and Building Agency Violation History, 2531 S. Main St.  (El Nuevo Corral) (SA 1547)	No	No		
108.	PLF	City of Santa Planning and Building Agency Violation History, 2423 S. Main St.  (OC Carz) (SA 1548)	No	No		
109.	PLF	First Amended Complaint against Union Pacific Railroad  (SA 1549-1574)	Yes	Yes		
110.	PLF	Execution and Return of Inspection and Inspection Warrant for 1906 S. Main St.  (SA 1575-1586)	No	No		
111.	PLF	Misdemeanor Complaint  (Tayebi, 1906 S. Main St.) (SA 1587-1600)	No	No		
112.	PLF	City of Santa Planning and Building Agency Violation History, various properties  (SA 1601-1671)	No	No		
113.	PLF	Code Enforcement File, 209 S. Main  (Legendary Wellness) (SA 1672-1741)	No	No		
114.	PLF	Code Enforcement File, 215 S. Main  (SA 1742-1800)	No	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
115.	PLF	Code Enforcement File, 320 S. Main  (SA 1801-1856)	No	No		
116.	PLF	Code Enforcement File, 716 S. Main  (SA 1857-1948)	No	No		
117.	PLF	Photographs from Glen Dromgoole  (SA 19213-19218)	No	No		
118.	PLF	Photographs from Glen Dromgoole  (SA 4846-4859)	No	No		
119.	PLF	Photographs from Ken Ashton  (SA 19240-19245)	No	No		
120.	PLF	Photographs from Richard Stack  (STACK 9943-9963)	No	No		
121.	PLF	Photographs from Richard Stack  (produced at deposition)	No	No		
122.	PLF	Video from Richard Stack  (STACK 9942)	No	No		
123.	PLF	Photographs from Phillip Sanchez  (SANCHEZ 1861)	No	No		
124.	PLF	Summary of Work Completed  (Balandran Depo. Ex. 13; MHAOC 2475)	Yes	Yes		
125.	PLF	MHA Floor Plan and Site Plan  (SA 1200-1201)	No	No		
126.	PLF	Calls for Service Hotspots  (SA 12855)	No	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
127.	PLF	Agreement Between County of Orange and Mental Health Association of Orange County, 2013-2015	Yes	Yes		
128.	PLF	Agreement Between County of Orange and Mental Health Association of Orange County, 2015-2018	Yes	Yes		
129.	PLF	First Amendment to Agreement Between County of Orange and Mental Health Association of Orange County, 2015-2018	Yes	Yes		
130.	PLF	Amendment to Agreement Between County of Orange and Mental Health Association of Orange County, 2015-2018  (MHAOC 697-699)	Yes	Yes		
131.	PLF	Photograph  (SA 9150)	No	No		
132.	PLF	Correspondence and Photographs from Ken Ashton  (SA 13026-13028)	No	No		
133.	PLF	Correspondence from Glen Dromgoole  (SA 12624)	No	No		
134.	PLF	Photographs  (SA 9167-9192)	No	No		
135.	PLF	Housing Resources Guide  (SA 15035-15114)	No	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
136.	PLF	Orange County Year Round Emergency Shelter and Multi-Service Center Management, Operations and Public Safety Plan, November 17, 2015  (SA 14619-14716)	No	No		
137.	PLF	New Client Information  (Stirn Depo.)	No	No		
138.	PLF	E-mail between Jeffrey Thrash and Southwest Patrol  (November 9, 2015)	Yes	No		
139.	PLF	New Client Information  (Stirn Depo. Ex. 7)	Yes	No		
140.	PLF	Medical Invoice  (Stirn Depo. Ex. 6)	Yes	No		
141.	PLF	Alvaro Nunez E-Mail and Photographs  (SA 18454-18461)	No	No		
142.	PLF	E-Mail and Photographs from Chris Schmidt  (SA 3533-3545)	No	No		
143.	PLF	E-Mail and Photographs from Chris Schmidt  (SA 10988-11005)	No	No		
144.	PLF	E-Mail Correspondence To and From Jayson Benbrook  (SA 11006-11014)	No	No		
145.	PLF	E-Mail and Photographs from Chris Schmidt  (SA 18488-18490)	No	No		
146.	PLF	E-Mail and Photographs from Chris Schmidt  (SA 17780-17785)	No	No		
147.	PLF	SAPD reports for Wise Place  (SA 3730-4043)	No	No		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
148.	PLF	SAPD reports for Salvation Army  (SA 4044-4352)	No	No		
149.	PLF	SAPD reports for Micah's Way  (SA 4353-4390)	No	No		
150.	PLF	SAPD reports for Isaiah's House  (SA 4391-4485)	No	No		
151.	PLF	SAPD reports for OC Mental Health  (SA 4486-4845)	No	No		
152.	PLF	SAPD reports for MHA  (SA 4860-5832)	No	No		
153.	PLF	SAPD report 5/4/2019  (SA 40-44)	No	No		
154.	PLF	SAPD report 5/25/2019  (SA 45-46)	No	No		
155.	PLF	SAPD reports 8/9/2019  (SA 54-69)	No	No		
156.	PLF	MHA's Response to Form Interrogatories-General, Set One	Yes	Yes		
157.	PLF	Incident Report Search dated 12/16/21  (Ramirez Depo. Ex. 3)	Yes	Yes		
158.	PLF	City of Santa Ana 2021 Aerial Map  (SA 019246)	No	No		
159.	PLF	City of Santa Ana 2021 Aerial Map  (SA 019247)	No	No		
160.	PLF	City of Santa Ana 2021 2416 S. Main St. Vicinity Aerial Map  (SA 019248)	No	No		

Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERK'S ENTRIES	
					Date Identified	Date Admitted
161.	PLF	City of Santa Ana 2021 2416 Additional S. Main St. Vicinity Aerial Map  (SA 019249)	No	No		
162.	PLF	City of Santa Ana Zoning Map as of 3-4-21  (SA 019250)	No	No		
163.	PLF	2416 S. Main St. Additional Vicinity Zoning Map  (SA 019251)	No	No		
164.	PLF	Phillip Sanchez Expert Report	No	No		
165.	PLF	Richard Stack Expert Report	No	No		
166.	PLF	Andrei Novac, M.D. Expert Report	No	No		
167.	PLF	Designated Excerpts from Transcript of Deposition of Jayson Benbrook	No	No		

**DEFENDANTS' INDEX OF TRIAL EXHIBITS**

Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
501.	DEF	MHAOC Current County contract w/ Exhibits  [MHAOC 00066-133]	City Stipulates	City Stipulates		
502.	DEF	Thrash CV  [MHAOC 02542-45]				
503.	DEF	Thrash Current LMFT License  [Exhibit 3 to MHAOC's Compendium of Evidence re Motion for Summary Adjudication]				
504.	DEF	<i>Journal of Rehabilitation Research and Development</i> , Volume 44, Number 6, 2007  [No Bates Stamp]				

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
505.	DEF	List of MHAOC Staff Development Programs  [MHAOC_02476-77]				
506.	DEF	9-2020 Serve the People Agreement with MHAOC (Telehealth)  [Exhibit 6 to MHAOC's Compendium of Evidence re Motion for Summary Adjudication]				
507.	DEF	12-2019 Serve the People Agreement with MHAOC (Mobile Healthcare)  [MHAOC_02514-18]				
508.	DEF	9-2019 Serve the People Agreement with MHAOC (Medical & Vision)  [MHAOC_0251934]				
509.	DEF	Memorandum of Understanding between MHAOC and Families Together  [MHAOC_02535-36]				
510.	DEF	SAMHSA's "Behavioral Health Service for People Who Are Homeless" Treatment Improvement Protocol  [MHAOC_02274-372]				
511.	DEF	2001-07-05 Thrash Letter to City re Mental Health Services  [MHAOC_00035]	City Stipulates	City Stipulates		
512.	DEF	2002 Violation Notice  [MHAOC_00147-48]	City Stipulates	City Stipulates		



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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
513.	DEF	2002 Complaint by MHA [MHAOC_00022-34]	City Stipulates	City Stipulates		
514.	DEF	2002 Request for Dismissal [MHAOC_00006]	City Stipulates	City Stipulates		
515.	DEF	2002 Notice of Dismissal [MHAOC_00005]	City Stipulates	City Stipulates		
516.	DEF	2002-04-24 Sandoval Letter [MHAOC_00015-16]	City Stipulates	City Stipulates		
517.	DEF	2002 Certificate of Occupancy [MHAOC_00150]	City Stipulates	City Stipulates		
518.	DEF	2002-06-17 Massey Letter [MHAOC_00017-19]	City Stipulates	City Stipulates		
519.	DEF	2018 Notice of Violation [Exhibit 19 to MHAOC's Compendium of Evidence re Motion for Summary Adjudication]				
520.	DEF	MHAOC Summary of Remediation Costs & Receipts [Exhibit 20 to MHAOC's Compendium of Evidence re Motion for Summary Adjudication]				
521.	DEF	2018 Final Inspection Approval [Exhibit 21 to MHAOC's Compendium of Evidence re Motion for Summary Adjudication]	City Stipulates	City Stipulates		
522.	DEF	Link Monthly Report (2020-02) [SA_002109-12]				

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
523.	DEF	2006 Notice of Violation [MHAOC 00142]	City Stipulates	City Stipulates		
524.	DEF	2006 City Attorney Letter [Exhibit 24 to MHAOC's Compendium of Evidence re Motion for Summary Adjudication]	City Stipulates	City Stipulates		
525.	DEF	Excerpts from Deposition of Terri Eggers, pages 22-25 [Exhibit 25 to MHAOC's Compendium of Evidence re Motion for Summary Adjudication]				
526.	DEF	Declaration of Alvaro Nunez [Exhibit 26 to MHAOC's Compendium of Evidence re Motion for Summary Adjudication]				
527.	DEF	MHAOC Guidelines for Operations and Employees [MHAOC 02759-835]				
528.	DEF	CONFIDENTIAL – MHAOC Special Incident Reports between September 4, 2015 and July 30, 2021 [STACK004891-5049]				
529.	DEF	CONFIDENTIAL – MHAOC Special Incident Reports between July 1, 2021 and December 30, 2022 [MHAOC 04749-63]				

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
530.	DEF	Email from Glen Dromgoole to Stephen McEwen re “Typical trespass incident” dated August 19, 2022, including attached photographs  [SA019213-18]	City Stipulates	City Stipulates		
531.	DEF	MHAOC Operations Modifications during COVID-19, signed by individual identified in Exhibit 30  [MHAOC 04744-48]				
532.	DEF	Methods of Enforcement – City of Santa Ana Code Enforcement Division  [No Bates Stamp]				
533.	DEF	Certificate of Occupancy dated April 10, 2001  [MHAOC 00159]	City Stipulates	City Stipulates		
534.	DEF	Reasonable Accommodation Ordinance – City of Santa Ana Building and Planning Agency  [No Bates Stamp]	City Stipulates	City Stipulates		
535.	DEF	Email from Margarita Macedonio re “MHA OC – List of Stakeholder Contacts” dated September 17, 2019  [SA 001210-11]	City Stipulates			
536.	DEF	Email to OCFA Chief Henery re Cost of 4-Person Paramedic Unit  [No Bates Stamp]				

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
537.	DEF	OCFA Call Descriptions [No Bates Stamp]				
538.	DEF	OCFA Incident Search Report for 2416 S. Main Street, Santa Ana, dated February 3, 2021 [No Bates Stamp]				
539.	DEF	Letter from Vicente Sarmiento to OC Board of Supervisors re Agenda Item #16, Santa Ana Armory dated November 16, 2021 [No Bates Stamp]	City Stipulates			
540.	DEF	Email from Minh Thai re Visit to MHA-OC at 2416 South Main Street dated November 6, 2019 [SA003648]	City Stipulates			
541.	DEF	Meeting Agenda for Santa Ana's Homeless Inter-Departmental Team dated July 19, 2018 [SA003360-61]	City Stipulates			
542.	DEF	Meeting Agenda for Santa Ana's Homeless Inter-Departmental Team dated January 23, 2020 [SA003421-22]	City Stipulates			
543.	DEF	Meeting Agenda for Santa Ana's Homeless Inter-Departmental Team dated January 9, 2020 [SA003481]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
544.	DEF	Email from Margarita Macedonio re Material for Wave 1 – Outreach to South Main businesses re: MHA dated October 8, 2019, including attachments  [SA003638-43]	City Stipulates			
545.	DEF	Email from Margarita Macedonio re “Follow-up and letter re: MHA-OC site at 2416 S. Main Street dated October 8, 2019,” including attachments  [SA003633-35]	City Stipulates			
546.	DEF	Email from Margarita Macedonio re “Letter re: MHA-OC facility on 2416 S. Main Street,” dated October 29, 2019  [SA003668-69]	City Stipulates			
547.	DEF	Email from Alvaro Nunez re “MHA Enforcement History” dated August 20, 2019  [SA009848-49]	City Stipulates			
548.	DEF	Email from Alvaro Nunez re “2416 S. Main Street” dated September 20, 2019  [SA012853-54]				

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
549.	DEF	Email from City of Santa Ana to Alvaro Nunez re “Community Message: Santa Ana Receives Assurances of No Homeless Transport in Response to Federal Lawsuit” dated January 24, 2020.  [SA014426-27]				
550.	DEF	Email from Kenneth Gominsky re “QOLT - Day 1 Review and Action Items” dated January 24, 2018  [SA002489-502]	City Stipulates			
551.	DEF	List of Businesses and Owners Near MHAOC  [Document produced in native format bearing Bates No. SA009420]	City Stipulates			
552.	DEF	Email from Alison Sanchez to Hafsa Kaka re “Performance indicators at the link” dated September 3, 2019  [SA017897]	City Stipulates			
553.	DEF	Summary of City Planning and Building Agency staff contacts with Business / Community Stakeholders regarding MHA-OC from October 2019 – December 2019  [SA009400]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
554.	DEF	Email from Scott Kutner to McDonalds Owner re "Attention: Maricruz – Follow-up and letter to McDonalds re: MHA-OC site at 2416 S. Main Street" dated October 14, 2019  [SA009401-02]	City Stipulates			
555.	DEF	Email from Margarita Macedonio to Scott Kutner re "Follow-up and letter re: MHA-OC site at 2416 S. Main Street" dated October 8, 2019  [SA009406-07]	City Stipulates			
556.	DEF	Email from Margarita Macedonio re "Material for Wave 1 – Outreach to South Main businesses re: MHA" dated October 8, 2019  [SA009412-13]	City Stipulates			
557.	DEF	Template Letter to OC Board of Supervisors that City of Santa Ana Provided to Neighboring Businesses  [SA009419]				
558.	DEF	Email from Minh Thai to Kristine Ridge re "Visit to MHA-OC at 2416 South Main Street" dated November 6, 2019  [SA009421-22]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
559.	DEF	Email from Margarita Macedonio to Scott Kutner re “June 27, 2018 – Ward 1 Connect to Council Resource Meeting Notes” dated July 2, 2018  [SA009427]	City Stipulates			
560.	DEF	Email from Margarita Macedonio to Neighboring Businesses re “Letter re: MHA OC facility on 2416 S. Main Street” dated October 29, 2019  [SA009429-30]	City Stipulates			
561.	DEF	Email from Alvaro Nunez to Margarita Macedonio re “CVS Manager on South Main (south of Warner) re: Code Enforcement” dated November 6, 2019  [SA009440]	City Stipulates			
562.	DEF	Email from Miguel Calderon to Margarita Macedonio re “Letter re: MHA OC facility on 2416 S. Main Street” dated October 30, 2019  [SA009443-44]	City Stipulates			
563.	DEF	Email from Chris Schmidt to Margarita Macedonio re “Letter re: MHA OC facility on 2416 S. Main Street” dated October 31, 2019  [SA009445-46]	City Stipulates			



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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
564.	DEF	Email from Irma Jauregui to Margarita Macedonio re "Letter re: MHA OC facility on 2416 S. Main Street" dated October 30, 2019  [SA009447-48]	City Stipulates			
565.	DEF	Email from Margarita Macedonio to Scott Kutner re "Update re: MHA Letter campaign to nearby businesses" dated October 3, 2019  [SA009464]	City Stipulates			
566.	DEF	Email from Kristine Ridge to Vicente Sarmiento re "MHA Enforcement History and Information for your 85 Item" dated August 20, 2019  [SA009924-25]	City Stipulates			
567.	DEF	Email from Kenneth Gominsky re "IMPORTANT" dated April 9, 2018, attaching SAPD Memorandum re "Reported Activity In and Around – 2416 S. Main Street – MHA"  [SA010830]	City Stipulates			
568.	DEF	Memorandum re "Reported Activity In and Around – 2416 S. Main Street - MHA" dated April 9, 2018  [SA010831-964]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
569.	DEF	City of Santa Ana Occupancy Standard for Multiservice Center for Homeless  [SA011333]	City Stipulates			
570.	DEF	Email from Alvaro Nunez to Hafsa Kaka re "Material for Wave 1 – Outreach to South Main businesses re: MHA" dated October 8, 2019  [SA011799-800]	City Stipulates			
571.	DEF	Email from Hafsa Kaka re "BOS Mtg Agenda Item # 28 – Agreement w/OC Association for Mental Health" dated May 30, 2018  [SA012107-08]	City Stipulates			
572.	DEF	Email from Margarita Macedonio to Neighboring Businesses re "Future Meeting with Executive Director Minh Thai re: homeless impacts" dated December 11, 2019  [SA012124-25]	City Stipulates			
573.	DEF	Email thread re "Regarding MHAFws: Future Meeting with Executive Director Minh Thai re: homeless impacts" dated December 16, 2019  [SA012335-41]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
574.	DEF	Email from Alvaro Nunez re "Encampments at CVS – Main and Warner" dated July 1, 2019 [SA012586-88]	City Stipulates			
575.	DEF	Email from Alvaro Nunez to Minh Thai re "DATA NEEDED FOR HOMELESS PRESENTATION" dated September 19, 2019 [SA012851-52]	City Stipulates			
576.	DEF	Email from Alvaro Nunez to Minh Thai re "2416 S. Main Street" dated September 20, 2019 [SA012853-54]	City Stipulates			
577.	DEF	Email from Margarita Macedonio to Minh Thai re "MHA December visit by Santa Ana City Manager" dated December 2, 2019 [SA012994]	City Stipulates			
578.	DEF	Email from Margarita Macedonio to Minh Thai re "MHA December visit by Santa Ana City Manager" dated December 3, 2019 [SA013010-11]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
579.	DEF	Email from Margarita Macedonio re “Material for Wave 1 – Outreach to South Main businesses re: MHA” dated October 8, 2019, attaching Exhibit 120, supra  [SA015413]	City Stipulates			
580.	DEF	City of Santa Ana Memorandum re “Santa Ana Homeless Services Update-MHA” dated June 7, 2018  [SA016791]	City Stipulates			
581.	DEF	Email from Kristine Ridge re “Encampments at CVS – Main and Warner” dated July 1, 2019  [SA017759-60]	City Stipulates			
582.	DEF	Email from Hafsa Kaka re “Encampments at CVS – Main and Warner” dated July 1, 2019  [SA017771-73]	City Stipulates			
583.	DEF	Email from Vicente Sarmiento to Chris Schmidt re “Encampments on Main St” dated May 14, 2019  [SA018491]	City Stipulates			
584.	DEF	Chart of Services Performed by MHAOC from 2018-2019  [SA00753-68]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
585.	DEF	CONFIDENTIAL – Dr. Brenda Ingram’s Expert Report  [No Bates Stamp]	City Stipulates			
586.	DEF	CONFIDENTIAL – Dr. Brenda Ingram’s Clinical Report on behalf of Donna Rosalie Carranza  [No Bates Stamp]	City Stipulates			
587.	DEF	CONFIDENTIAL – Dr. Brenda Ingram’s Clinical Report on behalf of Kathy Paulo  [No Bates Stamp]	City Stipulates			
588.	DEF	CONFIDENTIAL – Dr. Brenda Ingram’s Clinical Report on behalf of Lunyea Willis  [No Bates Stamp]	City Stipulates			
589.	DEF	Request for Council Action titled “Homeless Services Quarterly Report for April 2018 Through June 2018,” and dated August 21, 2018  [SA017681-98]	City Stipulates			
590.	DEF	Email from Robert Cortez to Hafsa Kaka re “Update and Summary Draft of Board of Supervisors Meeting” dated June 8, 2018, including attachments  [SA016804-07]	City Stipulates			

Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
591.	DEF	Email from Hafsa Kaka to Alvaro Nunez re "Transportation Policy for Mental Health Association of OC (MHA)" dated August 28, 2019, including attachments  [SA010027-39]	City Stipulates			
592.	DEF	Memorandum re "Program Description" and "Current Issues" re MHAOC  [MHAOC_00307-09]				
593.	DEF	Letter from the City of Santa Ana to the Orange County Board of Supervisors re "Agenda Item No. 28, 'Approval selection of and agreement with Orange County Association for Mental Health dba Mental Health Association of Orange County for Multi-Service Center services for homeless mentally ill adults, 7/1/18 - 6/30/21,'" dated May 21, 2018  [SA009774-75]	City Stipulates			
594.	DEF	Email from Hafsa Kaka to City of Santa Ana Interdepartmental Team re "BOS Mtg Agenda Item #28 – Agreement w/OC Association for Mental Health," dated May 30, 2018  [SA012107-08]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
595.	DEF	Letter from the City of Santa Ana to the Orange County Board of Supervisors re “Agenda Item No. 28, ‘Approval selection of and agreement with Orange County Association for Mental Health dba Mental Health Association of Orange County for Multi-Service Center services for homeless mentally ill adults, 7/1/18 - 6/30/21,’” dated June 4, 2018  [SA002080]	City Stipulates			
596.	DEF	Email from Jayson Benbrook to Alvaro Nunez re “MHA Property Owner Contact Info – 2416 S. Main St.,” dated May 22, 2018, marked as Exhibit 12 to the transcript of the deposition of Robert Cortez  [SA015027-28]	City Stipulates			
597.	DEF	PowerPoint presentation at the City of Santa Ana’s Public Safety, Code Enforcement, & Neighborhood Empowerment Meeting, dated May 8th, 2018, titled “City of Santa Ana Update on Homelessness 2018”  [SA017699-709]	City Stipulates			

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
598.	DEF	City of Santa Ana Resolution No. 2018 - 063 Declaring a Shelter Crisis related to Homelessness in the City of Santa Ana, dated August 28, 2018	City Stipulates			
599.	DEF	Meeting Agenda for City of Santa Ana Homeless Inter-Departmental Team, dated May 16, 2018  [SA003343-63]	City Stipulates			
600.	DEF	Meeting Agenda for City of Santa Ana Homeless Inter-Departmental Team, dated October 17, 2019  [SA003414-82]	City Stipulates			
601.	DEF	OCFA Incident Count and Average Commit Time for 2416 S. Main  [No Bates Stamp]	City Stipulates			
602.	DEF	OCFA Commit Time by Year  [No Bates Stamp]	City Stipulates			
603.	DEF	Expert Report of Dr. Deyanira Nevarez Martinez, Ph.D., marked as Exhibit 5 to the transcript of the deposition of Dr. Martinez	City Stipulates			
604.	DEF	City of Santa Ana General Plan Housing Element, 2014-2021, dated February, 2014  [No Bates Stamp]	City Stipulates	City Stipulates		



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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
605.	DEF	Certificates of Completion of compliance training for Belinda Sandquist-Wilson  [MHAOC 03240, 03269, 03293, 03320, and 03362]				
606.	DEF	City of Santa Ana Municipal Code section 41-601(c) (Uses permitted)  [No Bates Stamp]	City Stipulates	City Stipulates		
607.	DEF	City of Santa Ana Municipal Code Article II – Abatement Proceedings sections 17-20 to 17-25  [No Bates Stamp]	City Stipulates	City Stipulates		
608.	DEF	City of Santa Ana Municipal Code section 41-639 (Planning commission to make finding of fact; filing, review)  [No Bates Stamp]	City Stipulates	City Stipulates		
609.	DEF	City of Santa Ana Municipal Code section 27-21 (Implementation in general)  [No Bates Stamp]	City Stipulates	City Stipulates		
610.	DEF	Excerpt from City of Santa Ana General Plan, Housing Element, page 49  [No Bates Stamp]	City Stipulates	City Stipulates		

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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
611.	DEF	March 3, 2020 - Request for Reasonable Modification Letter from Interveners Lunyea Willis, Rosalie Carranza, and Kathy Paulo  [No Bates Stamp]	City Stipulates			
612.	DEF	Email from Margarita Macedonio to Minh Thai re "Safe Streets Now Community Mobilization Tool and the Case of MHA on South MainStreet," dated September 17, 2019  [SA001210-11]	City Stipulates			
613.	DEF	Email from Vince Fregoso to Minh Thai re "Notable Communications Item - MHA OC," dated November 19, 2019  [SA011831]	City Stipulates			
614.	DEF	Email from Margarita Macedonio re "Update re: MHA Letter campaign to nearby businesses" dated October 3, 2019  [SA003729]	City Stipulates			
615.	DEF	Email from Rosa Flores to Minh Thai re "Visit to MHA -OC at 2416 South Main Street," dated November 7, 2019  [SA003707]	City Stipulates			

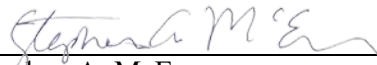
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Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
616.	DEF	MHA video produced on November 23.  The cover of this DVD was produced as MHAOC 04744.				
617.	DEF	Plaintiff's responses to Defendants' and interveners' discovery				
618.	DEF	The video recording and transcript of the June 5, 2018 Regular Meeting of the Board of Supervisors of Orange County, a copy of which is available at the following website maintained by Orange County: <a href="https://ocgov.granicus.com/player/clip/3141?view_id=8&amp;redirect=true">https://ocgov.granicus.com/player/clip/3141?view_id=8&amp;redirect=true</a>	City Stipulates			
619.	DEF	CONFIDENTIAL – Deposition Transcript Excerpts and Exhibits Designated from Deposition of Donna Rosalie Carranza				
620.	DEF	Deposition Transcript Excerpts and Exhibits Designated from Deposition of Kathleen Paulo				
621.	DEF	Designated Sections of the City's Consolidated Plan, 2020-2024				
622.	DEF	City of Santa Ana's Responses to MHAOC's Requests for Admission, Set One				
623.	DEF	City of Santa Ana's Responses to MHAOC's Form Interrogatories, Set One				
624.	DEF	City of Santa Ana's Supplemental Response to MHAOC's Requests for Admission, Set One				

Ex. No.	Party	Description	Authenticity Stipulated	Admissibility Stipulated	CLERKS ENTRIES	
					Date Identified	Date Admitted
625	DEF	City of Santa Ana's Supplemental Response to MHAOC's Form Interrogatories, Set One				


Dated: January 13, 2023

BURKE, WILLIAMS & SORENSEN, LLP

By:   
 Stephen A. McEwen  
 Mark J. Austin  
 Attorneys for Plaintiffs  
 CITY OF SANTA ANA and THE  
 PEOPLE OF THE STATE OF  
 CALIFORNIA; Cross-Defendant CITY OF  
 SANTA ANA


Dated: January 13, 2023

SHEPPARD, MULLIN, RICHTER &  
 HAMPTON LLP

By:   
 Isaiah Z. Weedn  
 Zachary J. Golda  
 Attorneys for Defendant/Cross-Complainant  
 ORANGE COUNTY ASSOCIATION FOR  
 MENTAL HEALTH DBA MENTAL  
 HEALTH ASSOCIATION OF ORANGE  
 COUNTY and Defendant BT  
 INVESTMENT PROPERTIES,  
 LLC

Dated: January 13, 2023

DISABILITY RIGHTS CALIFORNIA, LEGAL  
 ADVOCACY UNIT

By:   
 Lili V. Graham  
 Lucia J. Choi  
 Navneet K. Grewal  
 Attorneys for Defendant-Intervenors  
 LUNYEA WILLIS, DONNA ROSALIE  
 CARRANZA, KATHLEEN PAULO

1 **PROOF OF SERVICE**

2 I, Bernadette C. Antle, declare:

3 I am a citizen of the United States and employed in Orange County, California. I am over  
4 the age of eighteen years and not a party to the within-entitled action. My business address is  
5 18300 Von Karman Avenue, Suite 650, Irvine, CA 92612. On January 13, 2023, I served a copy  
6 of the within document(s):

- 7 1. JOINT TRIAL EXHIBIT LIST;
- 8 2. JOINT LIST OF CONTROVERTED ISSUES;
- 9 3. JOINT LIST OF STIPULATED FACTS;
- 4. JOINT TRIAL WITNESS LIST;
- 5. STATEMENT OF COMPLIANCE;

10  by placing the document(s) listed above in a sealed envelope with postage thereon  
11 fully prepaid, the United States mail at Santa Ana, California addressed as set forth  
12 below.

13  by transmitting via my electronic service address (jvaldez@bwslaw.com) the  
14 document(s) listed above to the person(s) at the e-mail address(es) set forth below.

15 ServiceList

16 I am readily familiar with the firm's practice of collection and processing correspondence  
17 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same  
18 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on  
19 motion of the party served, service is presumed invalid if postal cancellation date or postage  
20 meter date is more than one day after date of deposit for mailing in affidavit.

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

23 Executed on January 13, 2023, at Santa Ana, California.

24 

25 Bernadette C. Antle

**SERVICE LIST**

*City of Santa Ana, et al. v. Orange County Association of Mental Health dba Mental Health Association of Orange County, et al.*

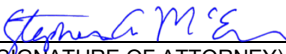


OCSC Case No: 30-2020-01124174-CU-MC-CJC

<p>Isaiah Z. Weedn, Esq. Zachary J. Golda, Esq. <b>SHEPPARD, MULLIN, RICHTER &amp; HAMPTON, LLP</b> 650 Town Center Drive, 10<sup>th</sup> Floor Costa Mesa, CA 92626-1993 E-mail: <a href="mailto:iweedn@sheppardmullin.com">iweedn@sheppardmullin.com</a> E-mail: <a href="mailto:zgolda@sheppardmullin.com">zgolda@sheppardmullin.com</a> E-mail: <a href="mailto:crocha@sheppardmullin.com">crocha@sheppardmullin.com</a> Tel: (714) 513-5100 Fax: (714) 513-5130</p>	<p><i>Attorneys for Defendants/Cross-Complainants</i></p> <p>ORANGE COUNTY ASSOCIATION OF MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY and BT INVESTMENT PROPERTIES, LLC</p>
<p>Kenneth W. Babcock, Esq. Jonathan D. Bremen, Esq. <b>PUBLIC LAW CENTER</b> 601 Civic Center Drive West Santa Ana, CA 92701 E-mail: <a href="mailto:jbremen@publiclawcenter.org">jbremen@publiclawcenter.org</a> Tel: (714) 541-1010 Fax: (714) 541-5157</p>	<p><i>Attorneys for Defendants/Cross-Complainants</i></p> <p>ORANGE COUNTY ASSOCIATION OF MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY and BT INVESTMENT PROPERTIES, LLC</p>
<p>Lili V. Graham, Esq. Lucia J. Cho, Esq. Navneet K. Grewal, Esq. <b>DISABILITY RIGHTS CALIFORNIA, LEGAL ADVOCACY UNIT</b> 350 South Bixel Street, Suite 290 Los Angeles, CA 90017 E-mail: <a href="mailto:lili.graham@disabilityrightsca.org">lili.graham@disabilityrightsca.org</a> E-mail: <a href="mailto:lucia.choi@disabilityrightsca.org">lucia.choi@disabilityrightsca.org</a> E-mail: <a href="mailto:navneet.grewal@disabilityrightsca.org">navneet.grewal@disabilityrightsca.org</a> E-mail: <a href="mailto:gabrielle.hoverter@disabilityrightsca.org">gabrielle.hoverter@disabilityrightsca.org</a> Tel: (213) 213-8000 Fax: (213) 213-8001</p>	<p><i>Attorneys for Interveners and Real Parties In Interest</i></p> <p>LUNYEA WILLIS, DONNA ROSALIE CARRANZA, and KATHLEEN PAULO</p>

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name & Address): Stephen A. McEwen, Esq. BURKE, WILLIAMS & SORENSEN, LLP 18300 Von Karman Avenue, Suite 650 Irvine, CA 92612 Telephone No.: 949.863.3363 Fax No. (Optional): 949.863.3350 E-Mail Address (Optional): smcewen@bwslaw.com ATTORNEY FOR (Name): Plaintiffs City of Santa Ana, et al Bar No: 186512	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE</b> <input checked="" type="checkbox"/> Central Justice Center, 700 Civic Center Dr. West, Santa Ana, CA 92701-4045 <input type="checkbox"/> Civil Complex Center, 751 W. Santa Ana Blvd., Santa Ana, CA 92701-4512	
PLAINTIFF/PETITIONER: CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA DEFENDANT/RESPONDENT: ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH dba MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY, et al.	CASE NUMBER: 30-2020-01124174-CU-MC-CJC
<b>STATEMENT OF COMPLIANCE</b> Unlimited Civil	Case assigned to: Judge: John C. Gastelum Department: C-11 Date complaint filed: January 13, 2020 Hearing/trial date: January 17, 2023

This Statement of Compliance shall be executed by all counsel and filed with the court clerk in the department of the judge to whom the case has been assigned for trial.

1. Counsel has inspected all exhibits and diagrams and the exhibits are ready for premarking by the clerk. All stipulations as to admission into evidence or waiver of foundation are submitted with the exhibits(s).
2. Pretrial motions have been exchanged by all parties.
3. If trial is by jury, proposed jury instructions, proposed special findings and/or general verdict and/or special verdicts will be exchanged before the commencement of trial.
4. Joint Statement of the case and joint witness list has been prepared for submission to the court as required. \*\*
5. Counsel has prepared a joint list of controverted issues.\*\*
6. All counsel have prepared a list of stipulated facts and made a good faith effort to stipulate to as many documents, waiver of foundational requirements, etc., as reasonably possible.\*\*
7. Each party agrees that once the trial commences, witnesses shall be available to utilize to the fullest extent possible every trial day.
8. Parties have agreed on a division of jury fees (if applicable) and reporter fees, which are due each day before trial commences.

 _____, Attorney for <b>Pifs &amp; X-Def</b> (SIGNATURE OF ATTORNEY)	City of Santa Ana and The People of the State of California _____ 1/12/23 (NAME OF PARTY) (DATE)
 _____, Attorney for <b>Defcs</b> (SIGNATURE OF ATTORNEY)	Orange County Association for Mental Health dba Mental Health Association of Orange County _____ 1/13/23 (NAME OF PARTY) (DATE)
 _____, Attorney for <b>Defcs/Intervenors</b> (SIGNATURE OF ATTORNEY)	Lunyea Willis, Donna Rosalie Carranza, Kathleen Paulo _____ 1/13/23 (NAME OF PARTY) (DATE)

\*\*Please attach to this Statement of Compliance: Joint Statement of Case, Joint Witness List, Stipulated Facts, Requested Voir Dire Questions and List of Controverted Issues.

**STATEMENT OF COMPLIANCE**

1 **PROOF OF SERVICE**

2 I, Bernadette C. Antle, declare:

3 I am a citizen of the United States and employed in Orange County, California. I am over  
4 the age of eighteen years and not a party to the within-entitled action. My business address is  
5 18300 Von Karman Avenue, Suite 650, Irvine, CA 92612. On January 13, 2023, I served a copy  
6 of the within document(s):

- 7 1. JOINT TRIAL EXHIBIT LIST;
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10  by placing the document(s) listed above in a sealed envelope with postage thereon  
11 fully prepaid, the United States mail at Santa Ana, California addressed as set forth  
12 below.

13  by transmitting via my electronic service address (jvaldez@bwslaw.com) the  
14 document(s) listed above to the person(s) at the e-mail address(es) set forth below.

15 ServiceList

16 I am readily familiar with the firm's practice of collection and processing correspondence  
17 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same  
18 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on  
19 motion of the party served, service is presumed invalid if postal cancellation date or postage  
20 meter date is more than one day after date of deposit for mailing in affidavit.

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

23 Executed on January 13, 2023, at Santa Ana, California.

24 

25 \_\_\_\_\_  
Bernadette C. Antle



**SERVICE LIST**

*City of Santa Ana, et al. v. Orange County Association of Mental Health dba Mental Health Association of Orange County, et al.*

OCSC Case No: 30-2020-01124174-CU-MC-CJC

<p>Isaiah Z. Weedn, Esq. Zachary J. Golda, Esq. <b>SHEPPARD, MULLIN, RICHTER &amp; HAMPTON, LLP</b> 650 Town Center Drive, 10<sup>th</sup> Floor Costa Mesa, CA 92626-1993 E-mail: <a href="mailto:iweedn@sheppardmullin.com">iweedn@sheppardmullin.com</a> E-mail: <a href="mailto:zgolda@sheppardmullin.com">zgolda@sheppardmullin.com</a> E-mail: <a href="mailto:crocha@sheppardmullin.com">crocha@sheppardmullin.com</a> Tel: (714) 513-5100 Fax: (714) 513-5130</p>	<p><i>Attorneys for Defendants/Cross-Complainants</i></p> <p>ORANGE COUNTY ASSOCIATION OF MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY and BT INVESTMENT PROPERTIES, LLC</p>
<p>Kenneth W. Babcock, Esq. Jonathan D. Bremen, Esq. <b>PUBLIC LAW CENTER</b> 601 Civic Center Drive West Santa Ana, CA 92701 E-mail: <a href="mailto:jbremen@publiclawcenter.org">jbremen@publiclawcenter.org</a> Tel: (714) 541-1010 Fax: (714) 541-5157</p>	<p><i>Attorneys for Defendants/Cross-Complainants</i></p> <p>ORANGE COUNTY ASSOCIATION OF MENTAL HEALTH DBA MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY and BT INVESTMENT PROPERTIES, LLC</p>
<p>Lili V. Graham, Esq. Lucia J. Cho, Esq. Navneet K. Grewal, Esq. <b>DISABILITY RIGHTS CALIFORNIA, LEGAL ADVOCACY UNIT</b> 350 South Bixel Street, Suite 290 Los Angeles, CA 90017 E-mail: <a href="mailto:lili.graham@disabilityrightsca.org">lili.graham@disabilityrightsca.org</a> E-mail: <a href="mailto:lucia.choi@disabilityrightsca.org">lucia.choi@disabilityrightsca.org</a> E-mail: <a href="mailto:navneet.grewal@disabilityrightsca.org">navneet.grewal@disabilityrightsca.org</a> E-mail: <a href="mailto:gabrielle.hoverter@disabilityrightsca.org">gabrielle.hoverter@disabilityrightsca.org</a> Tel: (213) 213-8000 Fax: (213) 213-8001</p>	<p><i>Attorneys for Interveners and Real Parties In Interest</i></p> <p>LUNYEA WILLIS, DONNA ROSALIE CARRANZA, and KATHLEEN PAULO</p>

## ROUGH DRAFT TRANSCRIPT

Pursuant to Code of Civil Procedure Section 2025(r) (2) this rough draft transcript may not be certified and may not be used, cited, or transcribed as the certified transcript of the proceedings.

The rough draft transcript may not be cited or used in any way or at any time to rebut or contradict the certified Transcript of proceedings as provided by the Certified shorthand reporter.\_

SANTA ANA, CALIFORNIA - WEDNESDAY, NOVEMBER 15, 2023

MORNING SESSION

\* \* \* \* \*

(THE FOLLOWING PROCEEDINGS WERE HELD IN OPEN COURT:)

THE COURT: ALL RIGHT. WE'RE BACK ON CITY OF SANTA ANA.

APPEARANCES, PLEASE.

MR. AUSTIN: GOOD MORNING, YOUR HONOR. MARK AUSTIN FROM BURKE, WILLIAMS & SORENSEN ON BEHALF OF PLAINTIFFS.

MR. MCEWEN: GOOD MORNING, YOUR HONOR. STEPHEN MCEWEN FROM BURKE, WILLIAMS & SORENSEN ON BEHALF OF PLAINTIFFS.

MR. WEEDN: GOOD MORNING, YOUR HONOR. ISAIAH WEEDN ON BEHALF OF DEFENDANT AND CROSS-COMPLAINANT MHA, AS WELL AS DEFENDANT BT INVESTMENTS. WITH ME IN COURT ARE ZACHARY GOLDA,

AS WELL AS JEFFREY THRASH, THE CEO OF MHA.

I ALSO EXPECT THAT CHRISTOPHER LAWRENCE AND AVA HABIBIAN FROM SHEPPARD MULLIN WILL BE JOINING US AT SOME POINT TODAY.

MS. GRAHAM: GOOD MORNING, YOUR HONOR. LILI GRAHAM FROM DISABILITY RIGHTS OF CALIFORNIA ON BEHALF OF INTERVENOR.

THE COURT: ALL RIGHT. I SEE WE HAVE MR. CONOD BACK ON THE STAND.

GOOD MORNING, SIR.

THE WITNESS: GOOD MORNING, YOUR HONOR.

THE COURT: REMIND YOU, YOU'RE STILL UNDER OATH. IS THAT CLEAR?

THE WITNESS: YES, SIR.

THE COURT: ALL RIGHT. WHERE WERE WE ON THE EXAMINATION?

MR. WEEDN: THAT'S ME, YOUR HONOR.

THE COURT: GO AHEAD, MR. WEEDN, WHENEVER YOU'RE READY.

MR. WEEDN: THANK YOU, YOUR HONOR.

**DIRECT EXAMINATION** (RESUMED)

BY MR. WEEDN:

Q MR. CONOD, WHEN WE LEFT OFF LAST WEEK, WE WERE DISCUSSING THE VARIOUS THINGS THAT MHA DOES TO ADDRESS CLIENT BEHAVIOR THAT THE GENERAL PUBLIC MIGHT PERCEIVE TO BE NEGATIVE.

DO YOU RECALL THAT?

A YES, I DO.

Q THE EXHIBIT BINDER IN FRONT OF YOU SHOULD BE OPENED TO EXHIBIT -- WHAT IS LABELED AS EXHIBIT NUMBER 65.

DO YOU HAVE THAT IN FRONT OF YOU?

A YES, I DO.

Q GIVE THE COURT AN OPPORTUNITY AND OPPOSING COUNSEL AN OPPORTUNITY TO GET THAT IN FRONT OF THEM, THEN I'LL ASK YOU SOME QUESTIONS ABOUT IT.

MR. CONOD, DO YOU KNOW WHAT THIS DOCUMENT IS?

A YES, I DO.

Q CAN YOU TELL US WHAT IT IS?

A THIS IS AN EXIT LETTER THAT WAS PROVIDED TO A MEMBER REGARDING THE STATUS OF THEIR EXIT.

Q OKAY. AND WOULD YOU CONSIDER THIS TO BE REPRESENTATIVE OF THE TYPES OF EXITING LETTERS THAT MHA PROVIDES TO ITS MEMBERS WHEN THEY HAVE VIOLATED THE SOCIAL AGREEMENT AND ARE BEING EXITED FROM THE PROGRAM AS A RESULT?

A YES, THAT'S --

MR. AUSTIN: OBJECTION LACK OF FOUNDATION.

THE COURT: SUSTAINED AT THIS POINT. I DON'T KNOW IF HE'S SEEN ANY OF LETTERS BESIDES THIS ONE.

MR. WEEDN: FAIR ENOUGH.

BY MR. WEEDN:

Q MR. CONOD, HAVE YOU SEEN OTHER EXITING LETTERS THAT MHA HAS PROVIDED TO MEMBERS?

A YES, I HAVE.

Q OKAY. AND DO YOU PREPARE THESE LETTERS?

A EITHER MYSELF, MY ASSISTANT DIRECTOR CARMEN, OR THE ASSIGNED CASE MANAGER, YES.

Q SO YOU HAVE ACTUALLY PREPARED THIS TYPE OF LETTER BEFORE?

A YES, I HAVE.

Q I'M GOING TO ASK UP THE SAME QUESTION I ASKED YOU BEFORE: WOULD YOU CONSIDER THIS EXHIBIT 65 TO BE A REPRESENTATIVE SAMPLE OF WHAT A TYPICAL EXITING LETTER LOOKS LIKE?

A YES, I DO.

MR. WEEDN: YOUR HONOR, WITH THAT, I WOULD ASK THAT EXHIBIT 65 BE ADMITTED INTO EVIDENCE.

THE COURT: ANY OBJECTION?

MR. AUSTIN: YEAH. I GUESS I WOULD OBJECT, YOUR HONOR, BECAUSE THERE'S BEEN NO TESTIMONY ABOUT THIS PARTICULAR LETTER WHICH I THINK IS BEFORE THIS WITNESS' TENURE.

IF THEY HAVE OTHER LETTERS THAT HE PREPARED OR SENT DURING HIS TENURE, THAT HE SAYS HE HAS REVIEWED, THEN I THINK WE SHOULD TRY TO ADMIT THOSE. BUT WE WOULD OBJECT TO THIS ONE FOR LACK OF AUTHENTICATION.

THE COURT: ALL RIGHT, SIR. YOU DIDN'T WRITE THIS LETTER; IS THAT CORRECT?

THE WITNESS: THAT'S CORRECT, YOUR HONOR.

THE COURT: THE OBJECTION'S SUSTAINED.

MR. WEEDN: YOUR HONOR, MAY WE BE HEARD ON THIS?

THE COURT: GO AHEAD.

MR. WEEDN: HE'S TESTIFIED THAT HE'S PREPARED EXITING LETTERS LIKE IT AND THAT IT IS TYPICAL OF THE TYPES OF THOSE EXITING LETTERS.

AS WE'VE DISCUSSED BEFORE, MR. CONOD WAS NOT HIRED UNTIL DISCOVERY CUTOFF HAD PASSED BY OVER A YEAR. HE WAS HIRED LAST DECEMBER. HE'S HAD ALMOST A YEAR OF EXPERIENCE AS THE PROGRAM DIRECTOR. I THINK HE CAN PROVIDE TESTIMONY.

AND I ALSO THINK THAT THIS EXHIBIT MIGHT HAVE ACTUALLY -- THIS WAS ON THE CITY'S EXHIBIT LIST. I THINK THAT THERE'S NO REAL DISPUTE HERE AS TO THE AUTHENTICITY OF THIS.

WE'RE MERELY ASKING THAT IT BE ADMITTED, AGAIN, AS A REPRESENTATIVE SAMPLE OF THE EXITING LETTERS THAT ARE PROVIDED TO MEMBERS, TO THE EXTENT THEY VIOLATE SOCIAL CONTRACT AND I THINK IT'S ADMISSIBLE FOR THAT PURPOSE.

THE COURT: MR. AUSTIN, I NOTICE ON THE EXHIBIT LIST THAT APPARENTLY THE PARTIES STIPULATED TO AUTHENTICITY.

MR. AUSTIN: RIGHT. I WILL ADD TO MY OBJECTIONS -- THAT WAS JUST POINTED OUT ME BY MR. MCEWEN, SO MY APOLOGIES.

I WOULD ADD TO MY OBJECTIONS, THOUGH, THAT TO THE EXTENT HE'S RELYING UPON THIS TO STATE WHAT OTHER LETTERS SAY THAT IT'S BOTH HEARSAY AND SECONDARY EVIDENCE RULE.

WHY DO WE HAVE THIS LETTER TELLING US WHAT OTHER LETTERS SAY?

THE COURT: IT'S A SAMPLE. SO I'M GOING TO OVERRULE THAT, AND I'LL ADMIT 65.

MS. GRAHAM: THANK YOU, YOUR HONOR.

(EXHIBIT 65 ADMITTED)

BY MR. WEEDN:

Q MR. CONOD, DOES THE MSC HAVE SECURITY?

A YES, WE DO.

Q OKAY. WHAT DOES THAT SECURITY CONSIST OF?

A OUR SECURITY CONSISTS OF ONE SECURITY GUARD AND  
A -- SECURITY CAMERAS AROUND THE BUILDING.

Q OKAY. DOES THE -- DO YOU, AS THE PROGRAM  
DIRECTOR, UTILIZE THE SECURITY GUARD TO ENFORCE THE MEMBERS'  
SOCIAL AGREEMENTS?

A YES, I DO.

Q HOW SO?

A I DIRECT HIM TO CONDUCT ROUNDS. HE REPORTS  
BACK TO ME ON WHAT OCCURRED DURING THOSE ROUNDS, WHETHER HE'S  
MET AND ENGAGED WITH ANY MEMBER OR NONMEMBER WHILE HE IS  
MAKING THOSE ROUNDS; WITH ANY MEMBERS, HE'S DIRECTED TO REMIND  
THEM OF OUR GOOD NEIGHBOR POLICY IN THE SOCIAL AGREEMENT, AND  
REPORT BACK TO EITHER MYSELF OR CARMEN REGARDING ANY  
INDIVIDUAL THAT HE MAY HAVE COME IN CONTACT WITH.

Q OKAY. AND WHEN YOU SAY MAKE HIS ROUNDS, WHAT  
ARE YOU -- WHAT DO THE ROUNDS CONSIST OF?

A THE ROUNDS CONSIST OF WALKING THE SURROUNDING  
AREA BETWEEN WARNER AND DYER TO ENFORCE OUR GOOD NEIGHBOR  
POLICY, ENGAGING WITH ANY INDIVIDUALS THAT MAY BE LOITERING  
WITHIN THAT AREA AND ALSO ENGAGING WITH BUSINESS OWNERS AS

WELL.

Q AND TO CLARIFY, WHEN YOU REFER TO THE SURROUNDING AREA AND THE AREA BETWEEN WARNER AND DYER, ARE YOU REFERRING TO THE AREA BETWEEN WARNER AND DYER ON MAIN STREET?

A YES, THAT IS CORRECT.

Q AND TO THE EXTENT THAT THE SECURITY GUARD REPORTS BACK TO YOU AND INDICATES THAT HE HAS OBSERVED MSC MEMBERS ENGAGE IN ACTIVITY THAT COULD BE A VIOLATION OF THE SOCIAL AGREEMENT, WHAT WOULD YOU TYPICALLY DO THEN?

A WITH THAT INFORMATION, WE WOULD THEN PUT IT IN OUR COMMUNICATION LOG WHERE WE TRACK ALL MEMBER BEHAVIORS OR INTERACTIONS. WE WOULD SPEAK TO THE MEMBER UPON THEIR ENTRY TO OUR CENTER; REMIND THEM OF THE GOOD NEIGHBOR POLICY, AND IF THIS HAS BEEN A REPEATED PATTERN, THEN THEY WOULD BE PLACED ON BEHAVIORAL EXIT.

Q OKAY. AND WHAT IS THE PROCESS FOR THAT -- WHAT HAPPENS WHEN A BEHAVIORAL EXIT HAPPENS?

A WHEN A BEHAVIORAL EXIT HAPPENS, THE MEMBER IS INFORMED THAT THEY ARE ON AN EXIT FOR X AMOUNT OF DAYS, AND THEY ARE PROVIDED ONE OF THE EXIT LETTERS STATING WHY THEY'RE BEING ON THE EXIT, THE DATE OF THEIR EXIT; REMINDING THEM THAT IF THEY'RE LOITERING, THERE WOULD BE ADDITIONAL TIMES TO THEIR RETURN, POSSIBLE STIPULATIONS THAT MIGHT NEED TO BE COMPLETED PRIOR TO THEIR RETURN, AND ALSO OTHER RESOURCES THAT THEY COULD UTILIZE WHILE NOT BEING ABLE UTILIZE THE CENTER, SUCH AS ORANGE COUNTY HUB, THE HEALTHCARE AGENCY, CAL OPTIMA, AND ...



Q YOU MENTION A FEW THING THAT SOUND LIKE THEY'RE KIND OF VARYING FACTORS, WHETHER IT BE THE LENGTH OF THE EXITING, WHAT THE MEMBER MIGHT HAVE TO DO TO GET BACK IN, YOU KNOW, ADDITIONAL RESOURCES AVAILABLE TO THEM WHILE THEY'RE ON EXIT.

HOW DOES MHA DETERMINE -- MAKE DETERMINATIONS ON THOSE FACTORS AND WHAT TO ACTUALLY PUT INTO THE EXITING LETTER?

A A LOT OF IT DEPENDS ON THE MEMBER'S HISTORY. IF THEY'VE BEEN EXITED FREQUENTLY, THEN -- OR MISSED APPOINTMENTS, THOSE ARE THINGS WE WOULD TAKE INTO CONSIDERATION TO TRY TO GET THEM TO MEET THESE REQUIREMENTS ENGAGE IN TREATMENT.

IF IT'S FOR ANY SORT OF SUBSTANCE USE OR ABUSE, WE WOULD TAKE THAT INTO ACCOUNT, AND THEN WE WOULD RECOMMEND OR HAVE THEM REQUIRED TO ATTEND EITHER A SUPPORT GROUP WITH AA, NA, OR ALSO GOING TO THE ORANGE COUNTY HEALTHCARE AGENCY SUBSTANCE USE DISORDER PROGRAM TO ADDRESS THEIR SUBSTANCE USE.

SO IT REALLY DEPENDS ON THE INDIVIDUAL AND WHAT THE ACTUAL EXIT IS FOR.

Q UNDERSTOOD.

AND IN TERMS OF HAVE YOU DONE ANY I GUESS NEIGHBORHOOD OUTREACH AS TO THE -- WELL, FIRST OF ALL, DO YOU UNDERSTAND WHAT I MEAN BY THE TERM "NEIGHBORHOOD OUTREACH"?

A I HAVE AN IDEA. COULD YOU CLARIFY, PLEASE?

Q SURE. WHAT I'M TALKING ABOUT IS EFFORTS TO

ENGAGE WITH THE MSC'S NEIGHBORS TO ADDRESS ANY CONCERNS THAT THEY MIGHT HAVE, AND, YOU KNOW, AGAIN, TRY TO BE A GOOD FAITH PARTNER HERE.

MR. AUSTIN: OBJECTION, LEADING.

THE COURT: HE'S TRYING TO CLARIFY THE TERM.  
OVERRULED.

MR. WEEDN: THANK YOU.

BY MR. WEEDN:

Q SO WITH THAT CLARIFICATION, IN TERMS OF NEIGHBORHOOD OUTREACH, HAVE YOU DONE ANY NEIGHBOR OUTREACH SINCE YOU'VE BEEN THE PROGRAM DIRECTOR?

A YES, I HAVE.

Q OKAY. CAN YOU DESCRIBE WHAT THAT HAS CONSISTED OF?

A YES.

WHEN I MAKE ROUNDS WITH MY SECURITY GUARD, I -- WE ENGAGE WITH LOCAL BUSINESS OWNERS. I'VE SPOKEN TO THE OWNER OF THE LAWNMOWER SHOP, IRVINE PIPE & SUPPLY, THE CAR DEALERSHIPS, JUST GIVING THEM MY BUSINESS CARD, GIVING THEM THE GOOD NEIGHBOR POLICY, AND JUST INTRODUCING MYSELF AND LETTING THEM KNOW IF THERE'S ANY SORT OF ISSUE OR CONCERN, REACH OUT, COME TO OUR CENTER -- YOU'RE ALWAYS WELCOME.

SO I CONTINUE TO HAVE THOSE ENGAGEMENTS AND INTERACTIONS AS I'M OUT IN THE COMMUNITY.

WE ALSO DO -- HAVE BEEN HOSTING OUR COMMUNITY ADVISORY COMMITTEE MEETINGS, WHICH IS PART OF OUR GOOD

NEIGHBOR POLICY AND I INVITE THEM PERSONALLY TO THOSE MEETINGS.

Q OKAY. AND WHERE ARE THOSE MEETINGS HELD?

A THOSE MEETINGS ARE HELD AT THE MULTI-SERVICE CENTER.

Q OKAY. AND HOW -- YOU SAID YOU INVITE THEM PERSONALLY, HOW DO YOU DO THAT?

A WE CREATE A FLYER INDICATING THE LOCATION, THE DATE, THE TIME. AND I PROVIDE THAT TO THEM, AS WELL AS MY BUSINESS CARD ONCE AGAIN.

Q OKAY. AND WHEN DO YOU TYPICALLY HAVE THOSE MEETINGS?

A THEY'RE ABOUT ONCE A QUARTER.

Q OKAY. AND HOW MANY OF THOSE HAVE YOU HAD SO FAR IN YOUR TIME AS PROGRAM DIRECTOR?

A TWO.

Q OKAY. AND HAVE YOU HAD FOLKS ATTEND THOSE MEETINGS?

A NONE OF THE LOCAL BUSINESSES HAVE ATTENDED THOSE MEETINGS.

Q OKAY. HAS ANYBODY ELSE ATTENDED THOSE MEETINGS?

A OUR COUNTY PARTNERS, OUR CONTRACT MONITOR, HIS SUPERVISOR. WE'VE HAD SOME CITY COUNCIL ATTEND THOSE MEETINGS, AS WELL. AND OF COURSE, MYSELF AND JEFF.

Q AND I WANT TO CLARIFY WHAT YOU MEAN BY CITY

COUNCIL.

ARE YOU TALKING ABOUT CITY'S ATTORNEYS OR CITY COUNCIL MEMBERS, LIKE IN C-O-U-N--C-I-L, CITY COUNCIL?

A NOT ATTORNEYS, THE MEMBERS. ONE OF THE INDIVIDUALS THAT I CAN RECALL WAS REPRESENTING SARMIENTO. SO HE ATTENDED BOTH OF THOSE MEETINGS. AND THERE WAS ANOTHER REPRESENTATIVE, THAT I CANNOT RECALL SPECIFICALLY WHO SHE WAS REPRESENTING, BUT SHE ONLY CAME TO THE FIRST ONE AND DID NOT RETURN FOR THE SECOND.

Q UNDERSTOOD.

AND WHEN YOU MENTION "SARMIENTO," ARE YOU REFERRING TO SUPERVISOR VICENTE SARMIENTO OF THE ORANGE COUNTY BOARD OF SUPERVISORS?

A YES.

Q IN TERMS OF -- BETWEEN TODAY AND YOUR PREVIOUS TESTIMONY, WE'VE TALKING ABOUT THE MSC'S EVIDENCE EFFORTS TO ADDRESS WHAT'S PERCEIVED AS CLIENT BEHAVIORAL ISSUES AT THE MSC AND SURROUNDING COMMUNITY.

YOU KNOW, YOU'VE HAD OBVIOUSLY PREVIOUS WORK EXPERIENCE WORKING WITH THIS POPULATION.

HOW DOES -- DO THE MSC'S EFFORTS TO BE A GOOD NEIGHBOR, FOR LACK OF A BETTER TERM, COMPARE TO THOSE OTHER PLACES THAT YOU'VE WORKED?

MR. AUSTIN: OBJECTION, LEADING. LACK OF FOUNDATION.

MR. WEEDN: I CAN ADDRESS IT, IF YOU'D LIKE, YOUR HONOR.

THE COURT: I DON'T KNOW HOW IT'S LACK OF FOUNDATION, COMPARING WITH WHAT HE KNOWS TO WHAT HE'S DOING NOW.

OVERRULED. YOU CAN ANSWER.

THE WITNESS: THE MULTI-SERVICE CENTER'S ONE OF THE MOST STRICT IN REGARDS TO THE AGREEMENT THAT THEY HOLD THEIR MEMBERS TO, AND ONE OF THE MOST PROACTIVE FROM ANY OTHER PLACE THAT I'VE WORKED.

MR. WEEDN: I HAVE NO FURTHER QUESTIONS AT THIS TIME, YOUR HONOR.

THE COURT: ALL RIGHT. FOR THE CITY CROSS?

MR. AUSTIN: YES, YOUR HONOR.

**CROSS-EXAMINATION**

BY MR. AUSTIN:

Q GOOD MORNING, MR. CONOD.

A GOOD MORNING.

Q SO STARTING ON THAT LAST ISSUE.

SO WHEN YOU SAY YOU WORKED AT OTHER PLACES THAT YOU COMPARE TO MHA, WHAT ARE THOSE PLACES?

A THE OTHER PLACES THAT I HAVE WORKED ARE FOR TELECARE, WHICH IS A FULL SERVICE PARTNERSHIP PROGRAM. I ALSO WORKED IN IN-PATIENT FACILITIES AND HOSPITALS.

Q OKAY. I DIDN'T HEAR A HOMELESS MULTI-SERVICE CENTER LISTED IN THAT LIST.

IS EITHER OF THEM A HOMELESS MULTI-SERVICE CENTER?

MR. WEEDN: VAGUE AND AMBIGUOUS AS TO "HOMELESS

MULTI-SERVICE CENTER." ALSO CALLS FOR SPECULATION FOR LEGAL CONCLUSION TO THE EXTENT HE IS REFERRING TO THE CITY ORDINANCE.

MR. AUSTIN: YOUR HONOR, WE'RE NOT MAKING ANY ARGUMENT ABOUT WHAT HE PURPORTEDLY SAYS OR DOESN'T SAY. EVERYBODY IN THIS CASE, INCLUDING MHA PERSONNEL, HAS BEEN REFERRING TO THE FACILITY AS A MULTI-SERVICE CENTER, INCLUDING THIS WITNESS.

AND SO I'M SIMPLY LIKE TO KNOW IF IT'S A SIMILAR FACILITY THAT DOES SIMILAR WORK.

MR. WEEDN: I'D LIKE TO CLARIFY. MHA BEGAN REFERRING TO ITS AS HOMELESS MULTI-SERVICE CENTER IN 2001. THE CITY'S ORDINANCE DID NOT COME ABOUT UNTIL ABOUT A DECADE LATER. I DON'T THINK THAT THE WORDING OF THE CITY'S ORDINANCE WAS AN ACCIDENT, AND I DON'T BELIEVE THAT COUNSEL'S CONTINUING REFERENCE TO THE MHA REFERRING TO THE FACILITY AS MULTI-SERVICE CENTER IS AN ACCIDENT.

I THINK IT'S IMPROPER.

MR. AUSTIN: YOUR HONOR, HE CAN MAKE ALL THE ARGUMENT HE WANTS THAT THIS DOES NOT FIT UNDER THE DEFINITION OF MULTI-SERVICE CENTER UNDER OUR ORDINANCE. BUT CLEARLY, THERE IS COLLOQUIAL UNDERSTANDING THAT THIS IS A MULTI-SERVICE CENTER AS SHOWN BY EVERY WEBSITE, EVERY ARTICLE, EVERYTHING THAT THEY PRODUCED REFERS TO IT AS A MULTI-SERVICE CENTER, AND THEIR OWN WITNESSES HAVE DONE.

IT'S A SEPARATE ISSUE AS TO WHETHER, AS COUNSEL

WANTS TO ARGUE, IT FITS UNDER THE DEFINITION OF THE ORDINANCE,  
AND THAT'S NOT WHAT I'M ASKING.

MR. WEEDN: THERE'S NO FOUNDATION FOR THE ARGUMENT  
THAT THE TERM "MULTI-SERVICE CENTER" IS SOME SORT OF  
ESTABLISHED COLLOQUIALISM. IT'S WHAT THE MHA REFERRED TO  
SOLELY AS IN 2001. IT'S JUST THE NAME THEY CHOSE.

THE COURT: ALL RIGHT. AT THIS POINT THE ONLY  
QUESTION PENDING IS WHETHER HIS PRIOR EMPLOYMENT, IN THE TWO  
INSTANCES HE MENTIONED, WERE EITHER OF THOSE A MULTI-SERVICE  
CENTER. AND HE CAN ANSWER THAT QUESTION.

THE WITNESS: YES AND NO.

BY MR. AUSTIN:

Q HOW DO YOU DEFINE MULTI-SERVICE CENTER?

A SO THE -- THE WAY THAT I DEFINE MULTI-SERVICE  
CENTER, IS A CENTER THAT PROVIDES MULTIPLE SERVICES SUCH AS  
CASE MANAGEMENT, SUPPORT GROUPS, THERAPY, AND MEETS THE  
INDIVIDUAL'S NEEDS.

Q THAT'S HOW YOU DEFINE MULTI-SERVICE CENTER?

A UH-HUH.

Q OKAY. SO LET'S START WITH THE FIRST EXAMPLE  
YOU GAVE WHICH IS THE TELECARE.

WAS THAT AT A PHYSICAL LOCATION?

A YES, IT WAS.

Q SO WHY THE TERM TELECARE, WHICH, TO ME, SORT OF  
ME IMPLIES IT'S OVER THE PHONE OR REMOTE?

MR. WEEDN: OBJECTION. CALLS FOR SPECULATION.

THE COURT: I THINK HE'S TRYING TO FRAME A QUESTION.  
OVERRULED.

THE WITNESS: THAT IS -- I HAD THE SAME UNDERSTANDING  
WHEN I FIRST WORKED THERE. I HEARD TELECARE AND I THOUGHT IT  
WAS OVER THE PHONE, BUT IT IS NOT. IT'S A COUNTY CONTRACTED  
AGENCY. THAT -- THAT IS JUST THE NAME THAT THEY WERE -- THEY  
PROVIDE SERVICES UNDER.

BY MR. AUSTIN:

Q WHAT COUNTY?

A ORANGE COUNTY.

Q AND WHERE IS THIS TELECARE FACILITY LOCATED?

A I WORKED AT MULTIPLE DIFFERENT PROGRAMS ALL  
THROUGHOUT ORANGE COUNTY. MY -- I'VE WORKED IN ANAHEIM,  
ORANGE, AND SANTA ANA.

Q SO WHEN YOU REFER TO THIS EXAMPLE THAT YOU  
COMPARE TO MHA AS THE TELECARE FACILITY, IS THAT ONE UMBRELLA  
ENTITY THAT HAD ALL THESE THREE LOCATION THAT YOU JUST  
MENTIONED?

A YES.

Q SO YOU'VE GOT SHUFFLED AROUND TO THOSE THREE  
LOCATIONS DURING YOUR TENURE THERE?

A YES.

Q OKAY. AND HOW LONG WAS YOUR TENURE WITH THIS  
TELECARE FACILITY?

A FIVE YEARS.

Q AND HOW LONG AT EACH INDIVIDUAL LOCATION?



A TWO YEARS IN ORANGE, TWO YEARS IN SANTA ANA,  
AND THEN ONE YEAR IN ANAHEIM.

Q OKAY. AND WHAT SORT OF SERVICES WERE PROVIDED  
AT EACH OF THOSE FACILITIES?

LET ME BACK UP.

WAS THE SAME SCOPE OF SERVICES PROVIDED AT EACH  
OF THE FACILITIES?

A YES.

Q WHAT WERE THOSE SERVICES?

A THOSE SERVICES WERE EDUCATIONAL GROUPS, CASE  
MANAGEMENT, THERAPY, AND WORKING ON PROVIDING THEM WITH  
RESOURCES FOR THEIR INDIVIDUAL NEEDS.

Q OKAY. ANY MENTAL HEALTH SERVICES?

A YES.

Q UNDER THE CONTRACTS -- WELL -- STRIKE THAT.  
SO ALL OF THE FACILITIES WERE SUBJECT TO A  
COUNTY CONTRACT?

A THAT IS CORRECT.

Q AND HAVE YOU SEEN THAT CONTRACT?

A I DID NOT BECAUSE I WAS NOT IN AN  
ADMINISTRATIVE POSITION AT THOSE FACILITIES.

Q DO YOU KNOW WHETHER AT THOSE FACILITIES, THE  
POPULATION WAS LIMITED TO THOSE WITH SEVERE MENTAL ILLNESS?

A YES.

Q IS THAT BY CONTRACT?

MR. WEEDN: OBJECTION. CALLS FOR SPECULATION.

MR. AUSTIN: JUST HIS UNDERSTANDING.

THE COURT: SIR, YOU DIDN'T SEE THE CONTRACT. DO YOU HAVE AN UNDERSTANDING OF THIS ISSUE?

THE WITNESS: MY UNDERSTANDING WAS THE POPULATION THAT WE SERVED, THAT I HAVE LEARNED THROUGH BOTH MY TRAINING AND SUPERVISION AND ALSO THE SCREENING PROCESS ON WHICH WE PUT -- WE COMPLETED ON POTENTIAL MEMBERS.

BY MR. AUSTIN:

Q SO AT THESE TELECARE FACILITIES, WERE THEY WALK-IN CENTERS?

A THEY WERE NOT.

Q SO TRANSPORTATION WAS PROVIDED?

A MY APOLOGIES. I MISUNDERSTOOD WHAT YOU MEANT BY A WALK-IN CENTER.

TRANSPORTATION WAS PROVIDED TO MEMBERS TO THINGS SUCH AS SOCIAL SECURITY OFFICE, DOCTORS' APPOINTMENTS. THEY ALSO WERE GIVEN BUS PASSES. AND WE CASE MANAGERS WOULD SUPPORT THE MEMBERS IN UTILIZING VEYO AS WELL WHICH IS MEDI-CAL TRANSPORTATION SERVICE.

Q WERE THEY THE SORTS OF FACILITIES THAT SOMEONE COULD JUST SORT OF WALK IN AND RECEIVE SERVICES AT ANY TIME THEY WANTED?

A THANK YOU FOR THE CLARIFICATION.

NO, THAT IS WHY THERE WAS SCREENING PROCESS PRIOR TO AN INDIVIDUAL BEING ENROLLED INTO THE PROGRAM.

Q OKAY. AND THEN AFTER THAT SCREENING PROCESS,

DID THEY HAVE TO MAKE AN APPOINTMENT TO RECEIVE SERVICES THEREAFTER?

A AFTER THE SCREENING, THEY WOULD BE PROVIDED AN INTAKE APPOINTMENT, WHERE THEY WOULD COME IN, COMPLETE THE PAPERWORK. AND THEN ONCE THEY COMPLETED THE PAPERWORK, THEY WOULD BE ABLE TO THEN BEGIN TO UTILIZE THE SERVICES.

Q OKAY. SO ONCE THEY PASS THAT, COULD SOMEONE JUST WALK IN AND RECEIVE SERVICES AT ANY TIME?

A YES.

Q AND WHERE WOULD THEY COME FROM?

MR. WEEDN: OBJECTION. CALLS FOR SPECULATION.

THE COURT: SIR, I DON'T WANT YOU TO GUESS. IF YOU KNOW WHERE PEOPLE WOULD COME FROM, FINE. IF YOU DON'T, TELL US THAT.

THE WITNESS: THEY WOULD COME FROM DIFFERENT CITIES; GARDEN GROVE, SANTA ANA, ANAHEIM WERE THE MAIN CITIES THAT THE MEMBERS WOULD TRAVEL.

BY MR. AUSTIN:

Q SO MOST OF THEM THEN HAD SOME FORM OF TRANSPORTATION TO THESE FACILITIES; RIGHT?

MR. WEEDN: OBJECTION LACK OF FOUNDATION.

THE COURT: SUSTAINED.

BY MR. AUSTIN:

Q DO YOU KNOW WHETHER OR NOT PEOPLE GENERALLY HAD TRANSPORTATION TO THESE FACILITIES?

A YES.

Q OKAY. DID THEY OR DID THEY NOT?

A THEY DIDN'T.

Q OKAY. SO RARELY WERE PEOPLE WALKING IN OFF THE STREET FROM WHEREVER THEY ARE LIVING OR CAMPED OR WHAT HAVE YOU, TO THESE TELECARE FACILITIES?

MR. WEEDN: OBJECTION. VAGUE. CALLS FOR SPECULATION.

MR. AUSTIN: SAME FOUNDATION HE JUST STATED HE HAD FOR TRANSPORTATION.

THE COURT: ALL RIGHT. OVERRULED.

YOU CAN ANSWER.

THE WITNESS: IT WAS A VARIETY OF WAYS COMING IN. THERE WERE PEOPLE THAT HAD SPECIFIC TRANSPORTATION IN REGARDS TO, AS I MENTION, VEYO BUS. BUT THERE ARE ALSO PEOPLE WALKING IN, RIDING A BIKE. IT WAS WHATEVER MEANS THAT INDIVIDUAL HAD TO GET TO THE CENTER.

BY MR. AUSTIN:

Q WHAT'S THE NAME OF THIS COMPANY?

A TELECARE.

Q JUST TELECARE?

A THE LOCATION I'M SPEAKING OF IS TELECARE NORTH.

Q TELECARE NORTH?

A YES.

Q AND TELECARE NORTH COVERS THE THREE LOCATIONS YOU MENTIONED; ANAHEIM, SANTA ANA, AND ORANGE?

A NO.

Q OKAY.

A IT JUST COVERS ANAHEIM.

Q AND HOW LONG WERE YOU AT ANAHEIM?

A A YEAR.

Q DURING WHAT TIME PERIOD?

A PRIOR TO MY EMPLOYMENT AT MHA.

Q IMMEDIATELY PRIOR?

A YES.

Q NOW I'M CONFUSED.

BECAUSE AT WHAT POINT DID YOU START ANSWER MY QUESTIONS ONLY WITH RESPECT TO THIS ONE ANAHEIM FACILITY?

A WELL, THE SERVICES PROVIDED AT EACH LOCATION WERE IDENTICAL ACROSS THE BOARD. IT WAS JUST UNDER A DIFFERENT PROGRAM.

Q OKAY. AND SO ANSWERS ABOUT TRANSPORTATION, THEY'RE THE SAME ACROSS THE THREE FACILITIES?

A YES, THAT'S CORRECT.

Q BUT EACH OF THE FACILITIES HAD A DIFFERENT NAME?

A THAT IS CORRECT.

Q SO WHAT ARE THE THREE NAMES?

A SO THERE WAS TELECARE WIT, WHATEVER IT TOOK. AND THEN TELECARE NORTH. WIT WAS RELOCATED FROM ORANGE TO SANTA ANA.

Q OKAY. WHY?

MR. WEEDN: OBJECTION. CALLS FOR SPECULATION.

THE COURT: IF YOU KNOW, TELL US. IF YOU DON'T KNOW, TELL US NO.

THE WITNESS: THE CITY REMOVED TELECARE FROM ORANGE AND WE HAD TO RELOCATE.

BY MR. AUSTIN:

Q DO YOU KNOW IF THAT HAD ANYTHING TO DO WITH IMPACTS ON THE SURROUNDING PROPERTIES?

A WHAT I DO KNOW IS THAT THERE WAS A PETITION SIGNED BY PEOPLE TO HAVE OUR PROGRAM REMOVED THAT PASSED.

Q WAS IT DURING YOUR TENURE THERE?

A YES.

Q SO WHAT CAN YOU TELL ME ABOUT THE IMPACTS THAT THE MEMBERS OF THIS TELECARE FACILITY HAD ON THE SURROUNDING PROPERTIES AT EACH OF THESE LOCATIONS?

MR. WEEDN: CALLS FOR SPECULATION. CALLS FOR NARRATIVE RESPONSE.

THE COURT: AT THIS POINT SUSTAINED.

MR. AUSTIN: YOUR HONOR, THIS WITNESS HAS TESTIFIED THAT --

THE COURT: I THINK YOU'RE ASSUMING HE KNOWS. I DON'T EVEN KNOW IF HE KNOWS IT YET.

MR. AUSTIN: WELL, IF HE -- YOUR HONOR, IF HE DOES NOT KNOW, THEN WHAT IS THE BASIS FOR HIM COMPARING MHA'S SERVICES TO THESE OTHER FACILITIES?

THE COURT: YOU ASKED ABOUT IMPACTS ON THE COMMUNITY.

WHY DON'T YOU FIRST START OUT BY ASKING IF HE

KNOWS WHAT IMPACT TELECARE HAD ON THE COMMUNITY.

BY MR. AUSTIN:

Q SIR, DO YOU HAVE ANY UNDERSTANDING, AS TO EACH OF THESE TELECARE LOCATIONS, WHAT IMPACT THE HOMELESS COMMUNITY HAS ON THE SURROUNDING PROPERTIES?

MR. WEEDN: OBJECTION. COMPOUND. VAGUE AS TO TIME PERIOD.

THE COURT: ARE WE TALKING ABOUT HIS FIVE-YEAR TERM AT THE THREE LOCATIONS?

MR. AUSTIN: DURING HIS TENURE AT THESE LOCATIONS.

THE COURT: ALL RIGHT. YOU CAN ANSWER.

THE WITNESS: CAN YOU REPEAT THE QUESTION?

BY MR. AUSTIN:

Q YES.

SO AT EACH OF THESE LOCATIONS, DO YOU HAVE AN UNDERSTANDING OF THE EXTENT TO WHICH THE MEMBERS OR POPULATION OF THESE FACILITIES HAD AN IMPACT ON THE SURROUNDING PROPERTIES, IN TERMS OF LOITERING, TRASH, THAT SORT OF THING?

A I HAVE SOME IDEA.

Q WHAT WAS YOUR ROLE AT THESE FACILITIES?

A MY ROLE WAS I WAS A CASE MANAGER, THEN I MOVED TO A THERAPIST, THEN I MOVED TO A TEAM LEAD/SUPERVISOR.

Q BUT YOU WERE NEVER THE DIRECTOR AT ANY OF THESE FACILITIES?

A THAT IS CORRECT.

Q SO SECURITY WAS NOT UNDER YOUR PURVIEW AT ANY

OF THESE FACILITIES; IS THAT RIGHT?

A THAT IS CORRECT.

Q DID ANY OF THESE OTHER FACILITIES HAVE A SECURITY GUARD?

A NO.

Q THE SECOND CATEGORY OF FACILITY THAT YOU MENTIONED WAS AN IN-PATIENT FACILITY; IS THAT RIGHT?

A YES, THAT'S CORRECT.

Q IS THAT A SINGLE FACILITY YOU'RE REFERRING TO?

A YES, IT IS.

Q WHAT IS THAT FACILITY?

A COLLEGE HOSPITAL, CERRITOS.

Q COLLEGE HOSPITAL OF CERRITOS?

A THAT IS CORRECT.

Q WHEN DID YOU WORK THERE?

A I WORKED THERE FOR THREE YEARS IN 2018 TO 2021.

Q OKAY. AND WHAT WAS YOUR ROLE THERE?

A I WAS A PER DIEM SOCIAL WORKER.

Q WHAT DOES THAT MEAN, PER DIEM?

A THAT MEANS I WOULD WORK OVER THE WEEKENDS AND I WAS NOT FULL-TIME.

Q SO LIKE AS-NEEDED, BASICALLY?

A YOU COULD SAY THAT, YES.

Q OKAY. AND SO AGAIN, SECURITY WAS NOT UNDER YOUR PURVIEW TO THE EXTENT YOU WORKED AT THIS HOSPITAL; RIGHT?

A THAT IS CORRECT.



Q AND IS IT FAIR TO SAY THAT THIS HOSPITAL TREATED MORE THAN JUST HOMELESS INDIVIDUALS?

A YES.

Q OKAY. AND IS IT FAIR TO SAY THAT THIS HOSPITAL TREATED MORE THAN JUST SEVERE MENTALLY ILL?

A ABSOLUTELY NOT.

Q THEY ONLY TREATED THE SEVERELY MENTALLY ILL?

A YES.

Q UNDER SOME CONTRACT WITH A PUBLIC AGENCY OR?

A NO. BECAUSE YOU WOULD NOT SEE AN INDIVIDUAL WITHOUT SEVERE MENTAL ILLNESS IN A LOCKED HOSPITAL, WITH THINKING ABOUT KILLING THEMSELVES OR ATTEMPTING SUICIDE.

Q AND THAT'S HOW YOU COME BY YOUR UNDERSTANDING THAT THIS IS A SEVERELY MENTALLY ILL POPULATION, BASED ON WHAT YOU JUST SAID?

A THAT IS ONE OF THE SYMPTOMS THAT THESE INDIVIDUALS EXPERIENCE DUE TO THEIR MENTAL ILLNESS. THERE WERE OTHER OBSERVABLE THINGS THAT IDENTIFY THEM AS HAVING A SEVERE AND PERSISTENT MENTAL ILLNESS.

Q OKAY. AND YOU ACTED AS A PART-TIME SOCIAL WORKER THERE; RIGHT?

A YES, THAT'S CORRECT.

Q OKAY. DO YOU HAVE ANY UNDERSTANDING AS TO THE IMPACTS OF THE POPULATION AT THE HOSPITAL ON THE SURROUNDING PROPERTIES?

A NO, I DO NOT.

Q OKAY. DO YOU EVEN KNOW IF THERE ARE BUSINESSES AROUND OR ANYTHING LIKE THAT IN THE VICINITY?

A YES, I DO.

Q THERE ARE OR ARE NOT?

A THERE ARE.

Q SITTING HERE TODAY, YOU DON'T HAVE AN UNDERSTANDING AS TO THE EXTENT TO WHICH THE POPULATION AT THIS HOSPITAL WOULD LOITER OR CAUSE IMPACTS ON SURROUNDING PROPERTIES, LEAVE TRASH, ET CETERA?

A THAT IS CORRECT.

Q COULD YOU REMIND ME WHAT YOUR TENURE HAS BEEN AT MHA?

LET ME REPHRASE THAT?

Q CAN YOU REMIND ME THE DATES THAT YOU WORKED AT MHA?

A I STARTED WORKING AT -- THE MULTI-SERVICE CENTER IN -- ON DECEMBER 20, 2022.

Q DECEMBER 20TH, 20 --

A '22.

Q SO YOU AT THIS POINT, YOU'VE BEEN THERE LESS THAN A YEAR; RIGHT?

A THAT IS CORRECT.

Q AND YOU CALL IT A MULTI-SERVICE CENTER WHEN YOU REFERRED TO THE FACILITY; CORRECT?

A THAT IS CORRECT.

Q ARE YOU A LICENSED PSYCHIATRIST?

A NO, I'M NOT.

Q DO YOU CONSIDER YOURSELF AN EXPERT IN THE FIELD OF PSYCHIATRY?

A I DO NOT.

Q DO YOU HAVE ANY REASON TO DISPUTE THE TESTIMONY THAT'S BEEN GIVEN IN THIS CASE AS TO WHETHER OR NOT MHA PROVIDES PSYCHIATRIC SERVICES AT ITS MAIN STREET FACILITY?

MR. WEEDN: OBJECTION, LACKS FOUNDATION.

I DON'T BELIEVE THE WITNESS WAS PRESENT FOR ANY OF THE TESTIMONY ON THAT ISSUE.

THE COURT: I DON'T RECALL HIM BEING HERE FOR THAT TESTIMONY. I'M GOING TO SUSTAIN.

BY MR. AUSTIN:

Q DO YOU HAVE ANY UNDERSTANDING AS TO WHAT HAS BEEN STATED IN TESTIMONY IN THIS CASE REGARDING WHETHER OR NOT MHA PROVIDES PSYCHIATRIC SERVICES AT ITS MULTI-SERVICE CENTER?

MR. WEEDN: OBJECTION. TO THE EXTENT IT CALLS FOR ATTORNEY-CLIENT PRIVILEGED COMMUNICATIONS.

THE COURT: YOU CAN ANSWER THE QUESTION, SIR. BUT DON'T REVEAL ANY KIND OF COMMUNICATIONS OR DISCUSSIONS YOU'VE HAD WITH YOUR ATTORNEYS ABOUT THIS. IF THAT'S ALL IT IS, TELL US.

THE WITNESS: YES, I HAVE.

BY MR. AUSTIN:

Q THE FIELD OF SOCIAL WORK IS SEPARATE FROM THE FIELD OF PSYCHIATRY; CORRECT?

A THAT IS CORRECT.

Q I BELIEVE YOU USED A TERM IN YOUR PRIOR TESTIMONY THAT I HAVE NOT HEARD BEFORE BIOPSYCHOSOCIAL, DID I WRITE THAT DONE CORRECTLY?

A YES, YOU DID.

Q HOW IS THAT DIFFERENT FROM PSYCHOSOCIAL REHABILITATION?

A THE BIOPSYCHOSOCIAL IS AN ASSESSMENT. THE PSYCHOSOCIAL REHABILITATION IS A TREATMENT MODEL.

Q I SEE.

SO WHEN YOU REFER TO THE TERM BIOPSYCHOSOCIAL, YOU'RE REFERRING TO ASSESSMENT THAT'S GIVEN TO MHA MEMBERS?

A YES.

Q AND IS THAT UNDER THE FIELD OF SOCIAL WORK THAT YOU LEARNED ABOUT THAT?

A THAT IS CORRECT.

Q SAME FOR PSYCHOSOCIAL REHABILITATION MODEL?

A THAT IS CORRECT.

Q THESE ARE BOTH SOCIAL WORK DISCIPLINES; CORRECT?

MR. WEEDN: OBJECTION. CALLS FOR EXPERT OPINION.

MR. AUSTIN: HE'S A SOCIAL WORKER.

THE COURT: JUST HIS UNDERSTANDING AS A SOCIAL WORKER?

THE WITNESS: YES. IT COULD BE USED IN SOCIAL WORK, BUT IT ALSO CAN BE USED IN OTHER PROFESSIONS.

BY MR. AUSTIN:

Q I BELIEVE YOU TESTIFIED THAT AS A PROGRAM DIRECTOR, YOU SUPERVISE A STAFF OF 13 INDIVIDUALS; IS THAT CORRECT?

A THAT IS CORRECT.

Q AND MY APOLOGIES IF I MISSED SOME, BUT WHAT I HEARD YOU SAY IN TERMS OF THE LIST OF THOSE STAFF MEMBERS WERE CASE MANAGERS, COUNSELORS, DUAL DIAGNOSIS SPECIALISTS, AN ASSISTANT OR ASSISTANTS, AND A SECRETARY.

WHAT AM I MISSING FROM THAT LIST?

A THAT LIST YOU ARE MISSING A HOUSING SPECIALIST AND AN EMPLOYMENT SPECIALIST, AND THERE IS ONLY ONE ASSISTANT.

Q AM I CORRECT IN MY UNDERSTANDING THAT YOUR COUNSELORS -- WELL -- STRIKE THAT.

HOW MANY COUNSELORS ARE THERE?

A THERE ARE FOUR.

Q AM I CORRECT IN MY UNDERSTANDING THAT ALL OF THESE COUNSELORS ARE PARAPROFESSIONALS?

A YES.

Q SO I BELIEVE YOU TESTIFIED PREVIOUSLY THAT A MEMBER, POTENTIAL MEMBER -- STRIKE THAT.

A POTENTIAL MEMBER MIGHT SHOW UP AT THE MAIN STREET FACILITY AND RECEIVE SOME KIND OF ASSESSMENT FROM YOU; RIGHT?

A YES.

Q OR FROM YOUR STAFF?

A THAT'S -- IT'S A SUPERVISOR.

Q OKAY. SO WHO UNDER THE -- STRIKE THAT.  
SO IT'S NOT YOU WHO DOES THE ASSESSMENT.  
WHO UNDER THE LIST OF 13 DOES THE ASSESSMENTS?

A THAT'S NOT WHAT I SAID. I DO COMPLETE  
ASSESSMENTS. I AM PART OF THAT SUPERVISOR TEAM.

Q NO, I UNDERSTAND THAT YOU DO.  
BUT TO THE EXTENT YOU DON'T AND OTHERS DO -- I  
THOUGHT YOU REFERRED TO SUPERVISORS WHO ALSO DO IT; RIGHT?

A CORRECT.

Q SO WHO ARE THOSE SUPERVISORS WHO DO IT OTHER  
THAN YOU?

A THE REGIONAL CLINICAL DIRECTOR, PARISA, AND  
CARMEN.

Q ARE THOSE BOTH ON SITE EVERY DAY?

A CARMEN IS. PARISA IS NOT THERE EVERY DAY.

Q PARISA IS THE REGIONAL CLINICAL DIRECTOR?

A THAT IS CORRECT.

Q AND YOUR ASSESSMENTS OF THESE INDIVIDUALS, ARE  
THEY IN WRITING?

A NO.

Q DO YOU REQUIRE ANY KIND OF DOCUMENTATION IN  
RELATION TO THIS ASSESSMENT?

A THE ONLY DOCUMENTATION THAT IS COMPLETED ONCE  
I'VE FINISHED MY ASSESSMENT IS THE INTAKE WHICH CONSISTS OF A  
MENTAL STATUS EXAM.

Q IS THAT SOMETHING THEY TAKE OR SOMETHING YOU  
FILL OUT AS PART OF THE ASSESSMENT?

A THAT'S SOMETHING I FILL OUT.

Q SO THERE IS SOMETHING IN WRITING THAT YOU  
PRODUCE IN CONJUNCTION WITH THESE ASSESSMENTS; IS THAT  
CORRECT?

A YES.

Q AND IS IT FAIR TO SAY THAT THAT ASSESSMENT FORM  
IS JUST A LIST OF QUESTIONS THAT YOU ASK THE INDIVIDUAL?

A NO.

Q CAN YOU DESCRIBE IT FOR ME?

A A MENTAL STATUS EXAM LOOKS OVER DIFFERENT  
ASPECTS OF AN INDIVIDUAL, RANGING FROM THEIR APPEARANCE, THEIR  
THOUGHT PROCESS, THEIR SPEECH, THEIR MOOD, ANY THOUGHTS OF  
HARM, AND THEIR JUDGMENT.

Q OKAY. IS THERE A COMPONENT ABOUT WHAT'S BEEN  
REFERRED TO AS SELF-REPORTING, WHERE THEY TELL YOU WHAT  
DIAGNOSES THEY BELIEVE THEY HAVE?

A YES.

Q AND IS IT FAIR TO SAY THAT MHA USUALLY ACCEPTS  
THOSE STATEMENTS OF WHAT DIAGNOSES THEY HAVE?

A YES.

Q SO IT DOESN'T INDEPENDENTLY EVALUATE, IT  
ACCEPTS THEM?

MR. WEEDN: OBJECTION, MISSTATES TESTIMONY. I  
BELIEVE MAYBE FINISH EXPLAINING HOW THEY EVALUATE.

THE COURT: ALL RIGHT. SUSTAINED.

BY MR. AUSTIN:

Q DO YOU INDEPENDENTLY EVALUATE WHETHER OR NOT PEOPLE HAVE MENTAL ILLNESS, SEPARATE FROM WHAT THEY TELL YOU?

A WHEN I MEET WITH AN INDIVIDUAL, I AM ASSESSING, YES.

Q OKAY. HOW MUCH WEIGHT DO YOU GIVE TO THE FACT THAT TELL YOU THEIR DIAGNOSES?

MR. WEEDN: OBJECTION. VAGUE, OVERBROAD.

THE COURT: OVERRULED.

YOU CAN ANSWER.

THE WITNESS: I DON'T DISCREDIT IT. I GIVE IT EQUAL VALUE. I LISTEN TO WHAT THEY REPORT AND SAY AND THEN I CONDUCT MY OWN ASSESSMENT AS WELL.

BY MR. AUSTIN:

Q WHERE DID YOU RECEIVE YOUR TRAINING, IF AT ALL, ABOUT HOW TO DIAGNOSE MENTAL ILLNESSES?

A IN MY MASTER'S PROGRAM AT CAL STATE L.A.

Q SOCIAL WORK PROGRAM?

A THAT IS CORRECT.

Q DO YOU HAVE AN UNDERSTANDING AS TO WHY THE MAIN STREET FACILITY DOES NOT PROVIDE OVERNIGHT SERVICES?

A I HAVE MY OWN THOUGHT ABOUT THAT, BUT I DON'T HAVE A SPECIFIC UNDERSTANDING OF, THIS IS WHY WE DO NOT DO THIS.

Q WHAT YOU ARE YOUR THOUGHTS ON THAT?



MR. WEEDN: OBJECTION. RELEVANCE, CALLS FOR SPECULATION.

THE COURT: WHEN YOU SAY "THOUGHTS," WHAT ARE YOU TALKING ABOUT, SIR?

THE WITNESS: MY OWN IDEA FROM THE UNDERSTANDING OF OUR CONTRACT AND WHERE OUR FUNDING COMES, AND WHAT WOULD ACTUALLY BE REQUIRED TO RUN A SHELTER OR OVERNIGHT FACILITY.

THE COURT: ALL RIGHT. CAN YOU GIVE US YOUR UNDERSTANDING BASED ON THAT.

THE WITNESS: BASED ON THAT, IT IS A FUNDING THING. WE ARE NOT PROVIDED THE FUNDING THROUGH OUR COUNTY AGENCY TO PROVIDE THE OVERNIGHT SERVICES OR A SHELTER. THERE ARE OTHER AGENCIES THAT ARE CONTRACTED, AS WELL, THAT PROVIDE THOSE THINGS. WE JUST ARE NOT ONE OF THEM.

BY MR. AUSTIN:

Q SO PROVIDING OVERNIGHT SERVICES WOULD REQUIRE MORE FUNDING FROM THE COUNTY, IN YOUR VIEW?

A YES, THAT'S CORRECT.

MS. GRAHAM: OBJECTION TO THE EXTENT --

BY MR. AUSTIN:

Q AS OF NOW THE, COUNTY DOES NOT PROVIDE THAT FUNDING?

MS. GRAHAM: YOUR HONOR, MAY I OBJECT TO THE EXTENT THAT THIS CALLS FOR A LEGAL CONCLUSION.

THE COURT: AGAIN, THIS IS JUST GOING TO BE HIS UNDERSTANDING.

MS. GRAHAM: THANK YOU.

THE WITNESS: CAN YOU REPEAT THE QUESTION, PLEASE?

MR. AUSTIN: YOUR HONOR, COULD I HAVE ME QUESTION  
READ BACK.

THE COURT: MADAM REPORTER.

(RECORD READ)

THE WITNESS: YES, THAT IS CORRECT.

BY MR. AUSTIN:

Q ARE YOU AWARE OF ANY OF THE TESTIMONY THAT'S  
BEEN GIVEN IN THIS CASE REGARDING THE ENFORCEMENT PRACTICES AT  
MHA, BY EITHER CARMEN BALANDRAN OR JEFFREY THRASH?

MR. WEEDN: AGAIN, YOUR HONOR, I WOULD OBJECT TO THE  
EXTENT THAT IT'S ASKING FOR MR. CONOD TO EXPRESS HIS  
UNDERSTANDING BASED ON DISCUSSIONS THAT ARE SUBJECT TO THE  
ATTORNEY-CLIENT PRIVILEGE.

THE COURT: AGAIN, SIR, DON'T DISCUSS ANYTHING THAT  
YOU HAVE TALKED TO YOUR ATTORNEYS ABOUT. BUT OTHER THAN THAT,  
YOU CAN ANSWER.

THE WITNESS: NO.

BY MR. AUSTIN:

Q DURING YOUR TENURE WITH MHA, HAS ANYONE EVER  
BEEN PERMANENTLY EXITED FROM THE PROGRAM?

A NO.

Q COULD YOU PLEASE TURN TO EXHIBIT 65. TAB 65 IN  
FRONT OF YOU.

SIR, I BELIEVE YOU TESTIFIED THAT THIS

EXHIBIT 65 IS SIMILAR IN CONTENT TO EXITING LETTERS THAT YOU HAVE PREPARED OR OVERSEEN; IS THAT RIGHT?

A THAT IS CORRECT.

Q DURING YOUR TENURE, ABOUT HOW MANY SUCH LETTERS HAVE BEEN SENT OUT BY MHA?

A I PERSONALLY HAVE WRITTEN ONE.

Q ONE?

A YES.

Q DURING YOUR YEAR THERE?

A YES.

Q OKAY. SO WHEN YOU SAY, THIS IS SIMILAR TO OTHERS THAT YOU HAVE BEEN INVOLVED WITH, WERE YOU JUST REFERRING TO THAT ONE?

A FOR ME SPECIFICALLY, YES, THAT I HAVE WRITTEN.

Q DO YOU HAVE AN UNDERSTANDING AS TO HOW MANY HAVE BEEN WRITTEN BY OTHERS?

A YES.

Q SO WHO OTHER THAN YOU DOES THE WRITING?

A AS I MENTIONED, IT'S EITHER MYSELF, CARMEN, OR ASSIGNED CASE MANAGER.

Q AND HOW MANY HAVE EACH OF THOSE INDIVIDUALS WRITTEN AND SENT OUT?

MR. WEEDN: OBJECTION TO THE EXTENT IT CALLS FOR SPECULATION.

THE COURT: AGAIN, SIR, I DON'T WANT YOU TO GUESS OR SPECULATE. TO THE EXTENT YOU KNOW, YOU CAN ANSWER.

THE WITNESS: THE EXTENT THAT I KNOW, THERE HAS BEEN  
FOUR.

BY MR. AUSTIN:

Q ONE?

A FOUR.

Q AND DO YOU HAVE THAT UNDERSTANDING BASED ON  
CONVERSATIONS YOU'VE HAD WITH CARMEN AND THIS SUPERVISOR?

A CONVERSATIONS AND SEEING THEM, YES.

Q SO THEY TOLD YOU, THIS IS WHAT I HAVE WRITTEN  
AND SENT?

A YES.

Q OKAY. SO THAT WOULD BE FIVE TOTAL?

A YES, THAT'S CORRECT.

Q AND ALL OF THOSE INDIVIDUALS WERE LET BACK INTO  
THE PROGRAM; CORRECT?

A THAT'S CORRECT.

Q TURNING TO EXHIBIT 65, THERE ARE REFERENCES TO  
LOITERING ON MHA OR NEIGHBORS' PROPERTIES.

DO YOU SEE THAT?

A (NO AUDIBLE RESPONSE.)

Q LOOK AT THE SENTENCE THAT BEGINS, "ANY  
LOITERING ON..."

A YES.

Q SO DID THE ONE LETTER THAT YOU PREPARED ALSO  
INCLUDE THIS STATEMENT ABOUT LOITERING ON MHA OR NEIGHBORS'S  
PROPERTIES?

A YES.

Q OKAY. SO MHA HAS A POLICY AGAINST ITS MEMBERS LOITERING ON ITS OWN PROPERTY; IS THAT RIGHT?

A AFTER BUSINESS HOURS, YES.

Q ARE THEY ALLOWED TO LOITER ON MHA PROPERTY DURING BUSINESS HOURS?

MR. WEEDN: OBJECTION. VAGUE AS TO "LOITERING" IN THIS CONTEXT.

MR. AUSTIN: YOUR HONOR, THEY WERE HERE DISCUSSING THEIR SUPPOSED EXITING GUIDELINES AND THE BASES FOR WHICH THE EXIT -- THIS WITNESS CLEARLY HAS AN UNDERSTANDING OF LOITERING, IF HE'S SENDING OUT ENFORCEMENT LETTERS BASED ON LOITERING.

MR. WEEDN: IN THIS CONTEXT, YOUR HONOR, THIS IS A DAY PROGRAM WHERE MEMBERS ATTEND AND GET SERVICES, THEY HANG OUT, THEY SUPPORT EACH OTHER. I DON'T BELIEVE THE WAY THAT COUNSEL IS USING THE TERM "LOITERING" IN THIS CONTEXT -- IT'S CONFUSING, IT'S VAGUE, AND I THINK IT'S UNCLEAR.

MR. AUSTIN: I DON'T THINK IT'S REMOTELY CONFUSING. THE WITNESS CAN TELL US HIS UNDERSTANDING.

THE COURT: SIR, WHAT'S MHA'S POLICY ABOUT A MEMBER REMAINING ON MHA'S PROPERTY AFTER THEY'VE RECEIVED SERVICES AND THEY'RE DONE DEALING WITH MHA?

CAN THEY JUST STAY THERE DURING THE BUSINESS HOURS THE REST OF DAY OR IS THERE SOME POLICY AGAINST THAT?

THE WITNESS: THERE IS NO POLICY AGAINST IT, AS LONG

AS OUR DOORS ARE OPEN BETWEEN 6:30 TO 4:30, MEMBERS ARE ABLE TO UTILIZE OUR CENTER.

WE HAVE A SMOKING SECTION BACK IN OUR PARKING LOT THAT THEY CAN GO AND UTILIZE AND SMOKE AND SUPPORT ONE ANOTHER, SPEND TIME.

IT'S AFTER HOURS THAT THEY ARE NOT ALLOWED TO BE ON THE PROPERTY, THAT WE CONSIDER -- WHAT I WOULD SAY WOULD BE IN THAT DEFINITION OF LOITERING.

BY MR. AUSTIN:

Q SO LET ME CLARIFY. I'M NOT REFERRING TO LOITERING OR HANGING OUT IN THE FACILITY ITSELF. I'M REFERRING TO OUTSIDE THE DOORS OF THE FACILITY.

SO DOES MHA HAVE ANY POLICY ABOUT AN INDIVIDUAL NOT ON A SMOKE BREAK, WHO COMES OUT AND LOITERS IN THE PARKING LOT OR ON THE SIDEWALK OUTSIDE OF MHA DURING BUSINESS HOURS.

MS. GRAHAM: OBJECTION. LACK OF FOUNDATION.

WE DON'T HAVE A GOOD UNDERSTANDING HOW LOITERING IS BEING USED.

THE COURT: AGAIN, SIR, I'M TRYING TO GET TO THE BOTTOM OF THIS.

YOU HAVE AN MHA MEMBER WHO GOES INTO THE BUILDING, UTILIZES SERVICES, EXITS THE BUILDING. THEY'RE DONE ACCESSING SERVICES. ARE THEY FREE TO REMAIN ON MHA PROPERTY AS LONG AS THE DOORS ARE OPEN?

THE WITNESS: YES. BUT THEY ARE NOT ALLOWED TO HANG -- SORRY. THEY'RE NOT ALLOWED TO SPEND TIME ON THE

SIDEWALK OR IN FRONT OF THE DOOR OR ANYTHING LIKE THAT.

WITH THAT, WE REMIND THEM OF OUR GOOD NEIGHBOR POLICY, AND IF THEY ARE GOING TO CONTINUE TO SPEND TIME AROUND THE CENTER, WE ENCOURAGE THEM TO GO TO THE BACK TO OUR SMOKING AREA.

I MEAN, OUR CENTER IS A PLACE OF SAFETY FOR THESE INDIVIDUALS. SO FOR THIS PERIOD OF TIME WHERE THEY'RE THERE AND WE'RE OPEN AND WE'RE AVAILABLE, WE ALLOW THEM TO UTILIZE THAT. BECAUSE FOR THOSE HOURS, THAT MIGHT BE THE ONLY SENSE OF REPRIEVE THEY GET THROUGHOUT THE DAY BEFORE THEY GO BACK BEING SHUFFLED AROUND, WHATEVER THEY HAVE TO EXPERIENCE THROUGHOUT THE NIGHT. SO WE DON'T KICK THEM OUT.

THE COURT: IF THEY'RE ON SIDEWALK IN FRONT OF MHA, IN THE CIRCUMSTANCE I EXPLAINED, YOU WOULD REDIRECT THEM GO TO THE BACK SMOKING AREA?

THE WITNESS: ABSOLUTELY.

THE COURT: AND IF THEY WERE JUST STANDING THERE RIGHT IN FRONT OF FRONT DOOR, YOU'D DO THE SAME?

THE WITNESS: ABSOLUTELY.

THE COURT: OKAY.

BY MR. AUSTIN:

Q AND WHAT THE JUDGE JUST DESCRIBED, WOULD YOU CONSIDER THAT LOITERING WHEN THEY'RE HANGING OUT IN FRONT AND NOT MOVING?

A YES.

Q THIS EXHIBIT 65, YOU WERE NOT WORKING AT MHA

WHEN THIS WAS SENT; RIGHT?

A THAT IS CORRECT.

Q BUT BY ITS TERMS, AM I CORRECT IN MY UNDERSTANDING THAT THE EXITING THAT HAPPENED HERE WAS LESS THAN A MONTH?

A IT WOULD BE 30 DAYS FROM THE DATE.

Q OKAY. WELL, CORRECT ME IF I'M WRONG BUT THE DATE OF THE LETTER IS JUNE 28TH. WHEREAS, THE RETURN DATE IS JULY 25TH; IS THAT RIGHT?

A THAT'S CORRECT.

Q SO NOT QUITE 30 DAYS; RIGHT?

A CORRECT.

Q AND IS THIS EXITING TIMEFRAME COMPARABLE TO THE TIMEFRAMES IN THE EXITING LETTERS YOU'VE BEEN INVOLVED WITH?

A YES.

Q SIR, THERE SHOULD BE ANOTHER BINDER BEHIND YOU. IT'S GOING TO BE BINDER 2 OF 9. IF YOU COULD GRAB THAT, PLEASE. THE SHELF BELOW THAT ONE.

SIR, DO YOU UNDERSTAND THIS EXHIBIT 59 TO BE THE CURRENT EXITING GUIDELINES FOR THE MAIN STREET FACILITY?

A YES.

Q THIS IS THE CURRENT EXITING GUIDELINES?

A YES.

Q SO THESE ARE THE GUIDELINES THAT YOU AND YOUR PERSONNEL FOLLOW IN DETERMINING WHETHER AND TO WHAT EXTENT TO EXIT SOMEBODY FROM THE FACILITY?



A YES, THAT IS CORRECT.

Q ARE YOU AWARE OF MS. BALANDRAN'S TESTIMONY THAT STAFF MEMBERS ARE GIVEN DISCRETION BASED ON AN INDIVIDUAL'S NEEDS, TO SHORTEN THE LENGTH OF ANY EXIT THAT MIGHT BE SUGGESTED BY THESE GUIDELINES?

A NO, I'M NOT.

Q OKAY. ARE YOU AWARE THAT THAT'S A PRACTICE AT MHA?

A YES.

Q OKAY. SO DESPITE WHAT IT SAYS IN HERE, STAFF ALWAYS HAS DISCRETION TO SHORTEN ANY EXITING TIMEFRAME BASED ON THEIR OWN ASSESSMENT OF THE INDIVIDUAL'S NEEDS; RIGHT?

A IT IS A DISCUSSION THAT WE HAVE AS A TEAM AS A WHOLE THAT I AM ALSO INVOLVED IN, TO ASSESS THE INDIVIDUAL AND THE SITUATION. AND WE ARE A RECOVERY FIRST TYPE OF PROGRAM, SO WE LOOK AT WHAT WOULD BENEFIT THIS INDIVIDUAL, MORE SO THAN JUST BEING PUNITIVE AND EXITING AND KICKING THEM OUT FOR THIS SPECIFIC AMOUNTS OF DAYS BECAUSE THIS PAPER SAYS SO.

Q OKAY. SO YOU WILL -- SO THE SUMMARY OF THAT IS, YOU AND OTHER STAFF WILL SORT OF DISREGARD ANY EXITING TIMEFRAME SET FORTH IN THESE GUIDELINES, IF, IN YOUR ASSESSMENT, A SHORTER TIMEFRAME IS WARRANTED BASED ON INDIVIDUAL NEEDS?

MR. WEEDN: OBJECTION MISSTATES TESTIMONY.

THE COURT: ALL RIGHT, SIR. IS THAT YOUR UNDERSTANDING OF WHAT YOU DO OR WAS THAT NOT?

THE WITNESS: THAT IS NOT. WE DO NOT DISREGARD THE GUIDELINES AND THE DATES. WE USE THAT AS OUR BASIS, AND IF THIS -- IF STICKING SPECIFICALLY TO THIS DATE WILL BE MORE DETRIMENTAL TO THIS MEMBER, THEN WE MAKE THE MOST RECOVERY CENTER CHOICE ON THEIR EXIT, WHICH IS WHY, AS I MENTIONED PREVIOUSLY, WE COULD ALSO ADD STIPULATIONS TO A MEMBER RETURNING SO WE CAN TRY AND ENCOURAGE THEM TO DO THINGS TO SUPPORT THEIR RECOVERY.

BY MR. AUSTIN:

Q OKAY. SO THEN I THINK WE'RE ON THE SAME PAGE.

BECAUSE WHAT I HEAR YOU SAYING IS THAT YOU WILL USE THE TIME PERIOD SET FORTH IN THESE GUIDELINES AS A STARTING POINT, BUT YOU'LL SHORTEN THEM IF YOU THINK THAT'S BEST FOR THE INDIVIDUAL; RIGHT?

A YES.

Q COULD YOU PLEASE TURN ONE TAB IN TO EXHIBIT 58.

A OKAY.

Q COULD YOU PLEASE TURN TO PAGE 58-3.

STRIKE THAT.

THIS DOCUMENT OVERALL, THIS IS THE GOOD NEIGHBOR POLICY -- OR EXCUSE ME -- THE SOCIAL AGREEMENT THAT YOU HAVE MEMBERS SIGN; CORRECT?

A YES, THAT'S CORRECT.

Q AND THIS SOCIAL AGREEMENT SETS FORTH THE RULES THAT GOVERN BEHAVIOR OF MEMBERS AT MHA; RIGHT?

A YES, THAT'S CORRECT. IT DEFINES THE

EXPECTATIONS OF A MEMBER WITHIN THE CENTER.

Q NOW, PLEASE TURN TO PAGE 58-3 WHERE YOU'LL SEE A SUBHEADING, "DESIGNATED AREAS."

DO YOU SEE THAT?

A YES, I DO.

Q WHAT IS THIS SECTION INTENDED TO COVER?

A THIS SECTION IS INTENDED TO COVER SPECIFIC AREAS WHERE MEMBERS ARE ABLE TO DO THINGS, SUCH AS GOING TO THE BACK TO SMOKE, RATHER THAN SMOKING UP AT THE FRONT OF THE PARKING LOT OR ON THE SIDEWALK OR IN THE STREET.

ALSO, THE EXPECTATION OF, LIKE -- THERE'S THE MEMBERS CENTER AND THEN NOT OBSTRUCTING ANY EXIT OR OCCUPYING THE SHOWER OR BATHROOM, BECAUSE WE HAVE TO ALLOW FOR THE FLOW OF THE CENTER.

Q OKAY. AND THESE DESIGNATED AREAS, THESE APPLY BOTH DURING AND AFTER HOURS; CORRECT?

A YES.

Q OKAY. IF YOU LOOK AT THE THIRD BULLET POINT DOWN, IT SAYS: "I AGREE NOT TO SIT IN ANY CARS AND/OR HANG OUT BY CARS DURING AND AFTER CENTER OPERATING HOURS."

DO YOU SEE THAT?

A YES, I DO.

Q DID I READ THAT ACCURATELY?

A YES, YOU DID.

Q OTHER THAN THE SIDEWALK OUT FRONT AND DESIGNATED SMOKING AREA IN THE BACK, IS IT FAIR TO SAY THAT

MHA'S PROPERTY IS COMPRISED OF THE PARKING LOT?

A YES.

Q OBVIOUSLY I'M REFERRING ONLY TO ITS OUTDOOR PROPERTY.

SO TO THE EXTENT THIS PROHIBITS HANGING OUT BY CARS, THAT WOULD BE BASICALLY IN THE PARKING LOT; RIGHT?

A YES.

Q AND THEN TURN TO THE NEXT PAGE, PLEASE, 58-4. YOU'LL SEE A HEADING ENTITLED, "GOOD NEIGHBOR POLICY."

DO YOU SEE THAT?

A YES, I DO.

Q AM I CORRECT IN MY UNDERSTANDING THAT THIS GOVERNS HOW MEMBERS ARE TO BEHAVE WITH RESPECT TO NON-MHA PROPERTIES THAT SURROUND MHA?

A YES, THAT IS CORRECT.

Q SO IN YOUR DIRECT TESTIMONY, YOU -- YOU STATED THAT MEMBERS GET EXITED, QUOTE, FREQUENTLY.

DO YOU RECALL THAT?

A NO.

Q YOU DO NOT?

A I DO NOT.

Q DO YOU RECALL TESTIFYING THAT SOME MEMBERS GET EXITED FREQUENTLY?

A I DON'T RECALL USING THE SPECIFIC WORD FREQUENTLY.

Q OKAY. WOULD YOU SAY CERTAIN MEMBERS GET EXITED FREQUENTLY?

A NO.

Q NO, YOU WOULD NOT?

A NO, I WOULD NOT.

Q OKAY. DURING YOUR TENURE THERE, HAS ANYBODY EVER BEEN EXITED MORE THAN ONCE?

A YES.

Q THAT'S A YES?

A YES.

Q HOW MANY TIMES WAS THAT INDIVIDUAL EXITED?

A TWICE.

Q ANYBODY ELSE WHO HAS BEEN EXITED MULTIPLE TIMES DURING YOUR TENURE?

A YES.

Q HOW MANY TIMES FOR THE OTHER INDIVIDUAL?

A TWICE.

Q OKAY. ANYBODY ELSE?

A YES.

Q OKAY. HOW MANY TIMES WAS THIS THIRD INDIVIDUAL EXITED?

A ONCE.

Q ONCE, OKAY.

SO I BELIEVE IN RESPONSE TO MY QUESTIONING YOU IDENTIFIED FIVE TOTAL LETTERS THAT WERE PREPARED DURING YOUR TENURE; ONE THAT YOU WERE INVOLVED IN AND FOUR OTHERS THAT

YOU'RE AWARE OF. RIGHT?

A YES.

Q SO IS IT FAIR TO SAY THAT TWO OF THOSE LETTERS WERE FOR ONE PERSON, TWO OF THE OTHER LETTERS WERE FOR ANOTHER PERSON, AND THE FIFTH LETTER WAS FOR THIS SINGLE-TIME INDIVIDUAL?

A YES.

Q OKAY. AND THE INDIVIDUALS WHO WERE EXITED MORE THAN ONCE, WAS IT FOR SIMILAR ACTIONS AND BEHAVIOR?

A YES.

Q SO I BELIEVE YOU SAID THAT YOU REGULARLY WALK THE SURROUNDING AREA; IS THAT RIGHT?

A YES, THAT'S CORRECT.

Q OKAY. DO YOU DO THAT IN CONJUNCTION WITH THE SECURITY GUARD OR ON YOUR OWN?

A IN CONJUNCTION.

Q SO YOU WALK WITH HIM?

A YES.

Q OKAY. DO YOU WALK HIS ENTIRE ROUTE?

A YES.

Q HOW MANY TIMES PER DAY DO YOU DO THAT?

A TWICE.

Q OKAY. DO YOU HAVE ANY -- ARE YOU AWARE OF THE TESTIMONY GIVEN BY YOUR SECURITY GUARD AS TO HOW LONG THAT ONE ROUND TAKES?

A NO.

MR. WEEDN: SAME OBJECTION AS BEFORE TO THE EXTENT THAT IT CALLS FOR A WITNESS TO TESTIFY ABOUT COMMUNICATIONS WITH COUNSEL ABOUT OTHERS TESTIMONY.

THE COURT: ALL RIGHT. WELL, HE SAID HE'S NOT AWARE, SO THE ANSWER IS NO.

BY MR. AUSTIN:

Q SO HOW MANY TIMES DOES THE SECURITY GUARD ON A DAILY BASIS MAKE THE ROUNDS?

A I'D SAY ABOUT SIX TIMES.

Q SIX TIMES?

A (NO AUDIBLE RESPONSE.)

Q AND DO I UNDERSTAND YOUR TESTIMONY THAT YOU GO OUT WITH HIM AND MAKE THOSE ROUNDS TWICE A DAY?

A YES, THAT'S CORRECT.

Q OKAY. WHY DO YOU FEEL THE NEED TO GO OUT THERE IF YOU HAVE A SECURITY GUARD?

A THAT IS MY COUNTY CONTRACT OBLIGATION.

Q YOUR PERSONAL COUNTY CONTRACT OBLIGATION OR MHA'S?

A MHA'S.

Q WHAT ARE YOU REFERRING TO IN THAT REGARD?

A I'M REFERRING THAT THE PROGRAM DIRECTOR IS TO MAKE ROUNDS TWICE A DAY.

Q THE CONTRACT STATES THAT IN YOUR UNDERSTANDING?

A YES.

Q WHAT IS YOUR UNDERSTANDING AS TO WHY THAT

PROVISION IS IN THE CONTRACT?

MR. WEEDN: OBJECTION. IT CALLS FOR LEGAL CONCLUSION AS TO WHAT HIS UNDERSTANDING IS.

THE COURT: DO YOU HAVE ANY UNDERSTANDING OF WHY THAT'S IN THE CONTRACT?

THE WITNESS: NO.

BY MR. AUSTIN:

Q IS IT FAIR TO SAY THAT YOU CONSIDER IT PART OF YOUR TASKS WHEN MAKING THESE ROUNDS TO LOOK FOR MHA MEMBERS ON SURROUNDING PROPERTIES?

A YES, IT'S -- I AM -- AS WELL AS THE SECURITY GUARD, I AM WALKING AND COMPLETING THESE ROUNDS TO ENSURE THAT THE GOOD NEIGHBOR POLICY IS BEING FOLLOWED AND ANY MEMBER, NONMEMBER WE ENGAGE WITH AND ASK THEM IF THEY CAN MOVE ALONG AND -- SO THEY'RE NOT LOITERING IN THE SURROUNDING AREAS.

Q AND SOMETIMES YOU DO FIND MEMBERS ON THE SURROUNDING PROPERTIES; RIGHT?

A YES.

Q DURING THOSE ROUNDS?

A YES.

Q OKAY. YOU REFERRED TO COMMUNICATION LOGS THAT ARE GIVEN TO YOU BY THE SECURITY GUARD.

DO YOU RECALL THAT TESTIMONY?

A WHAT I RECALL I SAID IS WE HAVE A COMMUNICATION LOG, WHICH IS A BOOK WITHIN OUR CENTER THAT ALL STAFF HAS ACCESS TO, WHERE WE DOCUMENT ANY SORT OF BEHAVIOR OR



ENGAGEMENT.

Q AND THAT'S DIFFERENT THAN THE SECURITY GUARD'S LOG OF HIS ROUNDS; RIGHT?

A YES.

Q OKAY. DO YOU HAVE ANY UNDERSTANDING AS TO WHETHER THIS SUPPOSED COMMUNICATION LOG WAS EVER PRODUCED IN THIS CASE?

A NO.

Q BUT THAT COMMUNICATION LOG WOULD SET FORTH ANY INTERNAL COMMUNICATION ABOUT THE BEHAVIOR OF MHA MEMBERS ON SURROUNDING PROPERTIES; IS THAT RIGHT?

A IT WOULD BE ALL-ENCOMPASSING; SURROUNDING PROPERTIES AND WITHIN THE CENTER.

Q SO PROBLEMATIC BEHAVIOR BOTH IN THE CENTER AND OUTSIDE THE CORRECT?

A CORRECT.

Q AND THAT'S CONTAINED IN THIS COMMUNICATION LOG?

A CORRECT.

Q AND THIS COMMUNICATION LOG, DID IT EXIST AT THE TIME YOU GOT THERE OR IS THIS A NEW CREATION BY YOU?

A IT EXISTED.

Q IT EXISTED?

A YES.

Q DO YOU KNOW HOW FAR BACK?

A I DO NOT.

Q HAVE YOU PERSONALLY REVIEWED THIS COMMUNICATION

LOG?

A YES, I HAVE.

Q BASED ON THAT REVIEW, CAN YOU TELL ME HOW FAR BACK IT GOES IN TIME?

A IT'S BEEN IN PLACE EVER SINCE I'VE BEEN THERE. I HAVEN'T REVIEWED BACK SINCE BEFORE I STARTED. IT IS SOMETHING THAT WE BRING INTO OUR WEEKLY STAFF MEETINGS THAT WE REVIEW UP UNTIL THAT DATE. SO SINCE I'VE STARTED, I'VE SEEN THE COMMUNICATION LOG.

Q OKAY. IS THIS A PHYSICAL BOOK?

A YES.

Q SO IT DOES NOT EXIST IN ELECTRONIC FORM, IT'S PURELY PHYSICAL FORM; RIGHT?

A CORRECT.

Q DO YOU KNOW WHETHER THERE ARE MULTIPLE VOLUMES OF THIS BOOK, MEANING VOLUMES FILLED UP BEFORE THE ONE YOU REVIEWED?

A I DO NOT KNOW.

Q YOU'VE NEVER SEEN PRIOR VOLUMES?

A NO.

MR. AUSTIN: YOUR HONOR, COULD WE TAKE A SHORT BREAK?

THE COURT: SURE. TAKE TEN MINUTES.

(MORNING RECESS)

THE COURT: ALL RIGHT. I THINK WE HAVE EVERYONE BACK AND OUR WITNESS ON THE STAND.

MR. AUSTIN.

MR. AUSTIN: THANK YOU.

BY MR. AUSTIN:

Q MR. CONOD, I BELIEVE YOU TESTIFIED THAT YOU ENGAGED IN NEIGHBORHOOD OUTREACH; IS THAT RIGHT?

A YES.

Q AND YOU ARE REFERRING TO OUTREACH EFFORTS TO THE PROPERTY OWNERS ON THE SURROUNDING -- OF THE SURROUNDING PROPERTIES; CORRECT?

A YES, THAT'S CORRECT.

Q AND IF I UNDERSTAND CORRECTLY, THOSE OUTREACH EFFORTS CONSIST OF, YOU KNOW, YOU GIVE THEM YOUR CARD, YOU GIVE THEM A COPY OF THE GOOD NEIGHBOR POLICY, AND YOU TELL THEM TO CONTACT YOU IF THERE ARE ISSUES?

A YES, THAT'S CORRECT.

Q OKAY. HOW MANY TIMES HAVE YOU HAD THIS SORT OF INTERACTION WITH A PROPERTY OWNER?

A THERE'S BEEN TWO SPECIFIC, WHEN I INVITED THEM TO THE COMMUNITY ADVISORY MEETING. BUT IT'S A HANDFUL OF TIMES THAT HAPPEN AS I'M WALKING, ONE OF THE BUSINESS OWNERS MIGHT BE OUTSIDE, I MIGHT GO IN AND STOP IN AND CHECK THIS SEE HOW THINGS ARE GOING WITH THEM AROUND THEIR BUSINESS AND HOW THEY'RE DOING.

SO IT'S -- I WOULD SAY A HANDFUL OF TIMES.

Q SO LESS THAN SIX?

A I'D PROBABLY -- I WOULD SAY MAYBE AROUND, LIKE, EIGHT.

Q OKAY. AND SO I'M CORRECT IN MY UNDERSTANDING THAT YOU MAKE NO GUARANTEES WHEN YOU HAVE THESE INTERACTIONS; RIGHT?

A CORRECT.

Q YOU DON'T GUARANTEE THAT THINGS WILL CHANGE IF THEY HAVE AN ISSUE; RIGHT?

A CORRECT.

Q AND IN FACT, YOU ESSENTIALLY JUST PROVIDE THEM WITH ASSURANCES OF WHAT MHA IS ALREADY DOING; RIGHT?

MR. WEEDN: OBJECTION. MISSTATES TESTIMONY.

THE COURT: YOU CAN ANSWER YES OR NO.

THE WITNESS: YES. AND I ALSO REASSURE THEM THAT WE WILL DO EVERYTHING IN OUR POWER TO SUPPORT THEM.

AGAIN, NO GUARANTEES BECAUSE INDIVIDUALS ARE GOING TO BE THEIR OWN -- MAKE THEIR OWN CHOICES, AND WE ARE NOT POLICE, WE CAN'T FORCE ANYONE TO DO ANYTHING. ALL WE CAN DO IS SHOW UP AND PROVIDE SUPPORT.

BY MR. AUSTIN:

Q IS THAT THE WORD YOU USE WHEN TALKING TO THEM, "SUPPORT"?

"WE WILL SUPPORT YOU"?

A YEAH.

Q DO YOU DESCRIBE WHAT YOU MEAN BY THAT WHEN YOU'RE TALKING TO THEM?

A I DO.

Q WHAT DO YOU MEAN -- WHAT DO YOU SAY TO THEM

ABOUT WHAT YOU MEAN BY SUPPORTING THEM?

A WHEN I SAY SUPPORT, I SAY THAT WE ARE ALWAYS AVAILABLE FOR THEM TO CALL, TO COME IN; IF THERE IS ANYONE LOITERING AROUND THE AREA, WE WILL SUPPORT THEM IN -- BY GOING OVER, HAVING A CONVERSATION WITH THE INDIVIDUAL AND TRYING TO GET THEM TO MOVE ALONG.

Q OKAY. BUT IT SOUNDS LIKE IN THESE CONVERSATIONS, YOU DON'T EVER MAKE A COMMITMENT TO CHANGE ANYTHING; RIGHT?

A CORRECT.

Q YOU DESCRIBED COMMUNITY ADVISORY COMMITTEE MEETINGS.

DO YOU RECALL THAT TERM?

A YES, I DO.

Q AND YOU SAID A COUPLE THINGS.

FIRST, YOU SAID YOU THINK THEY HAPPEN ABOUT ONCE PER QUARTER; RIGHT?

A THAT'S CORRECT.

Q OKAY. BUT THEN DURING YOUR APPROXIMATELY YEAR OF BEING THERE, THEY ONLY HAPPENED TWICE; RIGHT?

A THAT IS CORRECT.

Q OKAY. SO IT'S MORE LIKE ONCE EVERY SIX MONTHS?

A OUR THIRD ONE HAS NOT COME UP YET BUT IT HAS BEEN DISCUSSED.

Q DISCUSSED THE POSSIBILITY OF DOING IT?

A WE ARE GOING TO DO IT. IT WAS -- THE DATE WAS

DETERMINED.

Q THESE COMMUNITY ADVISORY COMMITTEE MEETINGS, IS THIS SOMETHING YOU INSTITUTED WHEN YOU GOT THERE?

A NO.

Q WAS THIS AN EDICT THAT CAME DOWN FROM ON HIGH?

A A WHAT?

Q WAS THIS A DIRECTIVE THAT YOU WERE GIVING BY A HIGHER UP AT MHA?

A YES.

Q WHO TOLD YOU THAT YOU SHOULD START DOING THESE MEETINGS?

A WELL, IT STEMMED FROM COUNTY THROUGH JEFF AND THEN DOWN TO ME. IT'S A PROGRAM EXPECTATION THAT WE -- WE HAVE THESE MEETINGS, WHICH IS WHY IT'S PART OF OUR GOOD NEIGHBOR POLICY, WHICH IS PROVIDED TO COUNTY WHEN WE GO FOR OUR CONTRACT.

SO IT IS SOMETHING THAT WE ARE OBLIGATED TO UPHOLD AND PERFORM.

Q YOU UNDERSTAND IT'S A CONTRACTUAL OBLIGATION?

A YES.

Q OKAY. DO YOU KNOW WHETHER THESE COMMUNITY ADVISORY MEETINGS HAPPENED BEFORE YOUR TENURE?

A I DO NOT KNOW.

Q YOU HAVE NO UNDERSTANDING ONE WAY OR THE OTHER?

A I DO NOT. I CAN'T -- I CAN'T SAY THAT THEY WERE HELD OR NOT. I DON'T HAVE THAT KNOWLEDGE.

Q OKAY. SO WHAT HAPPENS AT THESE MEETINGS?

A WE HAVE A SPACE FOR DIALOGUE TO DISCUSS WHAT'S GOING ON IN THE SURROUNDING AREA, HOW WE CAN WORK TOGETHER AND COLLABORATE TO ADDRESS THIS SITUATION AND CREATE A PARTNERSHIP BETWEEN ALL OF US INVOLVED, LET THEM KNOW WHAT IT IS THAT WE ACTUALLY DO AT THE CENTER, PROVIDE THEM A TOUR OF THE CENTER.

BUT UNFORTUNATELY, WE HAVE NOT HAD THAT OPPORTUNITY AS OF YET.

Q OKAY. SO WHEN YOU SAY YOU HAVEN'T HAD THAT OPPORTUNITY, YOU MEAN THE SURROUNDING PROPERTY OWNERS HAVEN'T SHOWED UP?

A CORRECT.

Q AND IF I UNDERSTAND CORRECTLY, IF THEY DID SHOW UP, WHAT YOU WOULD CHIEFLY DO IS JUST EXPLAIN WHAT MHA DOES AND GIVE THEM A TOUR OF THE FACILITY?

A THAT IS ONLY PART OF IT. WE WOULD ALSO HAVE A CONVERSATION AND DIALOGUE OF WHAT IS THEIR EXPERIENCE, WHAT ARE THEY SEEING, WHAT DO THEY NEED HELP AND SUPPORT IN, WHAT CAN WE DO, AND JUST CREATE AN OPEN DIALOGUE FOR COMMUNICATION AND PARTNERSHIP BETWEEN EVERYONE IN THE SURROUNDING AREA.

Q BUT YOU ALREADY HAVE A PRETTY GOOD UNDERSTANDING OF WHAT THE CONCERNS ARE OF THE SURROUNDING PROPERTIES; RIGHT?

A YES.

Q OKAY. SO WHETHER THEY SHOW UP AT THESE MEETINGS OR NOT, YOU HAVE A PRETTY GOOD UNDERSTANDING?

A YES.

Q AND CAN YOU LIST FOR ME, SITTING HERE TODAY, ALL OF CONCESSIONS OR CHANGES THAT YOU WOULD BE WILLING TO OFFER AT SUCH MEETINGS?

MR. WEEDN: OBJECTION. CALLS FOR SPECULATION. AND IRRELEVANT.

MR. AUSTIN: IT'S COMPLETELY RELEVANT, YOUR HONOR. IF THESE ARE JUST MEETINGS WHERE THEY SAY, LOOK AT WHAT A GREAT JOB WE DO, ET CETERA, THEN WHY WOULD THEY SHOW UP?

IF THEY'RE NOT GOING TO MAKE ANY CONCESSIONS, IF THEY'RE GOING TO OFFER CHANGES AND IT'S THE SAME OLD THING THEY'VE BEEN DEALING WITH, THEN MAKE PERFECT SENSE THE NEIGHBORS WOULDN'T SHOW UP.

MR. WEEDN: I'D SAY IT LACKS FOUNDATION BECAUSE NOBODY'S ASKED THEM TO MAKE ANY CHANGES.

MR. AUSTIN: THEY'VE ASKED THEM TO FIX THE PROBLEM.

MR. WEEDN: THERE'S NO EVIDENCE THAT MHA CAUSED THE PROBLEM.

THE COURT: OBJECTION IS SUSTAINED. SPECULATIVE AT THIS POINT.

BY MR. AUSTIN:

Q SIR, IN PREPARATION FOR ANY OF THESE MEETINGS, HAVE YOU EVER PREPARED A LIST, WHETHER WRITTEN DOWN OR IN YOUR HEAD, OF CONCESSIONS OR CHANGES THAT MHA WOULD BE WILLING TO MAKE OR OFFER TO THE SURROUNDING PROPERTY OWNERS?

MR. WEEDN: SAME OBJECTION, YOUR HONOR. ASKED AND



ANSWERED NOW.

MR. AUSTIN: I'M ASKING WHETHER HE --

MR. WEEDN: THE OBJECTION WAS SUSTAINED. THE  
QUESTION IS INAPPROPRIATE --

THE COURT: THIS IS A DIFFERENT QUESTION AND YOU CAN  
ANSWER.

THE WITNESS: NO, I HAVE NO CREATED SUCH LIST.

BY MR. AUSTIN:

Q SO IS IT FAIR TO SAY THAT EVEN IF PROPERTY  
OWNERS WERE TO GO TO THIS MEETINGS, YOU WOULD NOT OFFER ANY  
CHANGES TO MHA'S POLICIES OR PRACTICES --

MR. WEEDN: OBJECTION. CALLS FOR SPECULATION.

BY MR. AUSTIN:

Q -- TO HELP ADDRESS THEIR ISSUES?

MS. GRAHAM: YOUR HONOR, JOIN. AND ALSO INCOMPLETE  
HYPOTHETICAL.

THE COURT: SUSTAINED.

BY MR. AUSTIN:

Q HAVE YOU EVER ASKED AROUND AT MHA ABOUT WHETHER  
THESE MEETINGS WERE HELD BEFORE YOUR TENURE?

A NO.

Q AND WHAT IS IT THAT DO YOU TO INVITE  
SURROUNDING PROPERTY OWNERS?

A I PROVIDE THEM WITH A FLYER OF THE DATE, THE  
TIME, THE LOCATION, AND MY BUSINESS CARD.

Q DO YOU TELL THEM WHAT THE AGENDA IS FOR THESE

MEETINGS?

A I EXPLAIN IT TO THEM AS I EXPLAINED IT TO YOU;  
WE ARE INVITING YOU TO COME TO OUR CENTER SO WE CAN HAVE A  
CONVERSATION OF ISSUES REVOLVING AROUND THE LOCAL AREA AND SEE  
HOW WE CAN SUPPORT ONE ANOTHER.

Q OKAY. AND DO YOU HAND THESE NOTICES TO THEM OR  
DO YOU MAIL IT TO THEM?

A I PERSONALLY HANDY DELIVER THEM TO EACH  
BUSINESS OWNER.

Q DO YOU KNOW HOW MANY MEMBERS -- EXCUSE ME.  
DO YOU KNOW HOW MANY HOMELESS INDIVIDUALS MHA  
SERVES PER DAY?

A YES.

Q WHAT IS THAT NUMBER, IN YOUR UNDERSTANDING?

A I'D SAY ANYWHERE FROM 64 TO ABOUT 80.

Q PER DAY?

A UH-HUH.

THE COURT: IS THAT "YES"?

THE WITNESS: SORRY. YES, THAT'S CORRECT.

BY MR. AUSTIN:

Q AND ARE YOU AWARE OF MR. THRASH'S TESTIMONY  
THAT THEY SERVE APPROXIMATELY 1,200 HOMELESS INDIVIDUALS PER  
YEAR?

MR. WEEDN: OBJECTION. LACKS FOUNDATION.

THE WITNESS HAS ALREADY TESTIFIED HE WASN'T  
PRESENT FOR MR. THRASH'S TESTIMONY. ANY DISCUSSION BETWEEN

COUNSEL AND HIM WOULD BE PRIVILEGED.

THE COURT: AGAIN, WITHOUT GOING INTO ANY COMMUNICATIONS WITH YOUR ATTORNEY, ARE YOU AWARE OF ANY SUCH TESTIMONY FROM MR. THRASH?

THE WITNESS: NO, I AM NOT.

BY MR. AUSTIN:

Q ASSUMING THAT WAS HIS TESTIMONY, WOULD YOU AGREE WITH THAT ESTIMATE, APPROXIMATELY 1,200 PER YEAR?

A I DO NOT FEEL COMFORTABLE ASSUMING ANYTHING IN COURT.

Q I'M ASKING YOU TO ASSUME IN ANSWERING THE QUESTION.

WELL, LET ME JUST COME AT IT A DIFFERENT WAY.

ARE YOU AWARE OF ANNUALLY HOW MANY HOMELESS INDIVIDUALS MHA SERVES DURING YOUR TENURE?

A I DO KNOW IT'S OVER A THOUSAND.

Q AND IS IT FAIR TO SAY THAT -- STRIKE THAT.

IS THIS A GROUP OF HOMELESS INDIVIDUALS WHO COME TO MHA ON A DAILY OR REGULAR BASIS THAT ARE NOT PROVIDED SERVICES?

A NO.

Q SO PRETTY MUCH EVERY HOMELESS INDIVIDUAL THAT SHOWS UP AT MHA IS GIVEN SERVICES 'CORRECT?

MR. WEEDN: OBJECTION. CALLS FOR SPECULATION. LACK OF FOUNDATION.

MR. AUSTIN: HE'S THE PROGRAM DIRECTOR.

THE COURT: SIR, I DON'T WANT YOU TO GUESS OR SPECULATE. BUT IF YOU HAVE AN ANSWER, YOU CAN TELL US.

THE WITNESS: WHEN YOU SAY GROUP OF HOMELESS INDIVIDUALS, YOU ARE SPEAKING OF MEMBERS; CORRECT? NOT JUST ANYONE IN THE -- A HOMELESS INDIVIDUAL COMING INTO THE CENTER?  
BY MR. AUSTIN:

Q I'M NOT -- WELL, TESTIMONY'S BEEN PROVIDED IN THIS CASE THAT A MEMBER IS CONSIDERED ANYONE WHO RECEIVES SERVICES.

SO WITH THAT DEFINITION -- WELL, SO I'M NOT ASKING YOU RIGHT NOW ABOUT MEMBER VERSUS NONMEMBER. I'M JUST ASKING ABOUT THE RECEIPT OF SERVICES.

OKAY. SO IN YOUR UNDERSTANDING IS IT COMMON FOR A HOMELESS INDIVIDUAL TO SHOW UP AT MHA AND NOT BE PROVIDED SERVICES?

MR. WEEDN: OBJECTION. VAGUE AS TO "COMMON." OVERBROAD. INCOMPLETE HYPOTHETICAL.

THE COURT: ARE YOU AWARE OF ANY HOMELESS INDIVIDUALS WHO APPEAR AT MHA AND DON'T GET SERVICES?

THE WITNESS: NO. ANYONE WHO WALKS THROUGH OUR DOOR, WE PROVIDE SOME SORT OF SERVICE OR REFERRAL, WHETHER IT BE WE ENROLL THEM AS MEMBERS OR NOT, WE PROVIDE THEM WITH RESOURCES OUT IN THE COMMUNITY THAT THEY CAN USE.

IF THEY DO NOT MEET QUALIFICATIONS FOR OUR PROGRAM OR ARE NOT MEMBERS FOR OUR MEMBERS, WE ADDRESS ALL THEIR -- THEIR NEEDS THAT DAY.

SO WHATEVER THEY NEED FOR THAT DAY, THAT MOMENT, WHETHER THAT'S SHOWER, DO LAUNDRY, SOME FOOD, SCHEDULING AN APPOINTMENT, SITTING DOWN TALKING WITH THEM.

SO EVERYONE THAT COMES TO THE CENTER RECEIVES SOME FORM OF SERVICE.

BY MR. AUSTIN:

Q OKAY. SO WHEN YOU USE THE PHRASE, "EVERYONE THAT COMES TO THE CENTER RECEIVES SOME KIND OF SERVICE," YOU INCLUDE EVEN INDIVIDUALS WHO, IN YOUR UNDERSTANDING, ARE NOT MEMBERS; RIGHT?

MR. WEEDN: OBJECTION, YOUR HONOR. I THINK THERE'S AN ISSUE WITH A VAGUE DEFINITION SERVICES IN THIS CASE.

THE COURT: HE IS THE PROGRAM DIRECTOR. I THINK HE OUGHT TO BE AWARE OF WHAT SERVICES THEY PROVIDE.

YOU UNDERSTAND WHAT WE MEAN WHEN WE'RE TALKING ABOUT SERVICES FROM MHA?

THE WITNESS: YES.

THE COURT: ALL RIGHT. YOU CAN ANSWER.

THE WITNESS: CAN YOU REPEAT THE QUESTION?

MR. AUSTIN: SURE.

YOUR HONOR, MAY HAVE I THE QUESTION READ BACK.

THE COURT: MADAM REPORTER.

(RECORD READ)

THE WITNESS: YES, THAT IS CORRECT. AS I MENTIONED, WE WOULD PROVIDE THEM WITH A REFERRAL AND RESOURCES TO GO TO OTHER PLACES WHERE THEY CAN RECEIVE SERVICES TO ADDRESS THEIR

INDIVIDUAL NEED.

BY MR. AUSTIN:

Q OKAY. ARE YOU AWARE OF THE NUMBER OF HOMELESS INDIVIDUALS WHO COME TO THE AREA OF MHA AND SURROUNDING PROPERTIES ON A DAILY BASIS?

A NO.

Q IN YOUR UNDERSTANDING, IS THERE A GROUP OF HOMELESS INDIVIDUALS WHO COME TO THAT AREA I JUST DESCRIBED, WHO ARE NOT AMONGST THE APPROXIMATELY 80 WHO RECEIVE SERVICES?

MR. WEEDN: OBJECTION. CALLS FOR SPECULATION.

THE COURT: AGAIN, SIR, I DON'T WANT YOU GUESSING OR SPECULATING. BUT IF YOU KNOW, YOU CAN TELL US. IF YOU DON'T, YOU CAN TELL US THAT.

THE WITNESS: I DON'T KNOW.

BY MR. AUSTIN:

Q SO ON THIS ISSUE OF THE NEIGHBORHOOD ADVISORY COMMITTEE MEETINGS, HOW DID IT COME ABOUT THAT YOU SHOULD START HAVING THOSE MEETINGS?

A IT WAS PUT INTO -- IT WAS IN OUR GOOD NEIGHBOR POLICY, AND IT WAS DIRECTED BY OUR COUNTY CONTRACT MONITOR AND THE CEO.

Q IS IT WAS DIRECTED BY YOUR COUNTY CONTRACT MONITOR?

A YES.

Q WHO IS THAT INDIVIDUAL?

A HIS NAME IS CARLOS ESPINOZA.

Q CARLOS ESPINOZA?

A THAT IS CORRECT.

Q SO THAT DIRECTION WAS GIVEN DURING YOUR TENURE;  
IS THAT RIGHT?

A THE ASSURANCE THAT WE WERE HAVING THESE MEETING  
WAS GIVEN DURING MY TENURE.

Q THE ASSURANCE?

A THE COUNTY MONITORING THAT WE WERE FOLLOWING  
THROUGH AND HAVING THESE MEETINGS OCCURRED DURING MY TENURE.

Q OKAY. WAS THERE A TIME WHERE THERE WAS, DURING  
YOUR TENURE, WHERE THERE WAS A DIRECTIVE FROM SOMEONE THAT,  
YOU KNOW, WE'RE NOT HAVING THESE MEETINGS, START DOING THESE  
MEETINGS?

DID THAT HAPPEN DURING YOUR TENURE?

A YES.

Q WHERE DID THAT DIRECTIVE COME FROM?

A OUR CONTRACT MONITOR AND CEO.

Q OKAY. SO IT WASN'T JUST AN ASSURANCE  
CONVERSATION. THEY SAID, START DOING THESE MEETINGS. IS THAT  
RIGHT?

A YES.

Q HOW SOON INTO YOUR TENURE WAS THAT DIRECTIVE  
GIVEN?

A THREE, FOUR MONTHS.

Q OKAY.

MR. AUSTIN: I HAVE NO FURTHER QUESTIONS.

THE COURT: MS. GRAHAM, ANY QUESTIONS?

MS. GRAHAM: NOT AT THIS TIME, YOUR HONOR.

IF I MAY FOLLOW MR. WEEDN, IF I HAVE ADDITIONAL QUESTIONS?

MR. WEEDN: I ONLY HAVE ONE VERY BRIEF QUESTION, YOUR HONOR.

THE COURT: MR. WEEDN, GO AHEAD.

**REDIRECT EXAMINATION**

BY MR. WEEDN:

Q DO YOU RECALL DURING MR. AUSTIN'S TESTIMONY -- OR EXCUSE ME -- MR. AUSTIN'S QUESTIONING, A DISCUSSION OF THE INDIVIDUALS WHO ARE UNDER YOUR SUPERVISION AS THE PROGRAM DIRECTOR OF THE MSC?

A YES.

Q AND I BELIEVE HE LISTED OUT SOME INDIVIDUALS AND YOU CONFIRMED AND ALSO ADDED TO THAT LIST?

A YES.

Q BETWEEN THE TWO OF YOU, I DON'T RECALL HEARING MENTION EVER ANY NURSES ON STAFF.

ARE THERE NURSES ON STAFF AT THE MSC?

A YES, THERE ARE.

Q OKAY. HOW MANY?

A TWO.

Q OKAY. AND ARE THEY UNDER YOUR SUPERVISION AS WELL?

A YES.



MR. WEEDN: THAT'S IT.

MS. GRAHAM: I HAVE NO QUESTIONS, YOUR HONOR. THANK  
YOU.

THE COURT: MR. AUSTIN?

MR. AUSTIN: I HAVE NO FOLLOW-UP QUESTIONS.

THE COURT: CAN THIS WITNESS BE EXCUSED?

MR. AUSTIN: YES.

THE COURT: THANK YOU. YOU MAY STEP DOWN.

THE WITNESS: THANK YOU, YOUR HONOR.

THE COURT: DO WE HAVE ANOTHER WITNESS?

MR. WEEDN: YES, YOUR HONOR. WE CALL PARISA  
MEHRINFAR.

THE COURT: I'M SORRY. WHAT WAS THE NAME?

MR. WEEDN: PARISA MEHRINFAR. I'M NOT TOTALLY  
CERTAIN OF THE PRONUNCIATION MYSELF, YOUR HONOR.

**PARISA MEHRINFAR,**

CALLED AS A WITNESS ON BEHALF OF THE WHOEVER, AND HAVING BEEN  
FIRST DULY SWORN, WAS EXAMINED AND TESTIFIED AS FOLLOWS:

THE WITNESS: YES.

THE CLERK: PLEASE STATE AND SPELL YOUR FIRST AND  
LAST NAME FOR THE RECORD.

THE WITNESS: PARIS MEHRINFAR. P-A-R-I-S-A, LAST  
NAME M-E-H-R-I-N-F-A-R.

THE CLERK: THANK YOU. HAVE A SEAT IN THE WITNESS  
STAND.

THE COURT: GOOD MORNING, MS. MEHRINFAR.

THE WITNESS: GOOD MORNING.

THE COURT: AM I PRONOUNCING THAT CORRECT?

THE WITNESS: UH-HUH. PERFECT.

THE COURT: HAVE YOU EVER TESTIFIED IN COURT BEFORE?

THE WITNESS: NO.

THE COURT: OKAY. LET ME GIVE YOU SOME QUICK INSTRUCTIONS SO YOU NOW HOW THIS WORKS.

YOU ARE HERE TODAY TO ANSWER QUESTIONS FROM THE ATTORNEYS. PLEASE LISTEN CAREFULLY TO ALL OF QUESTIONS THEY ASK YOU. IF AT ANY TIME YOU GET A QUESTION YOU DON'T UNDERSTAND, BY THAT I MEAN YOU DON'T KNOW WHAT THEY'RE ASKING YOU, JUST TELL US THAT RIGHT AWAY. DON'T TRY TO GUESS IT OR FORCE IT OUT ON YOUR OWN. IF YOU LET US KNOW THERE'S A PROBLEM, WE WILL MAKE SURE YOU HAVE A QUESTION THAT YOU DO UNDERSTAND BEFORE YOU ANSWER.

IS THAT CLEAR?

THE WITNESS: CLEAR. THANK YOU.

THE COURT: OKAY. IF YOU HEAR THE ATTORNEYS SAY ANYTHING LIKE, "OBJECTION," OR "I OBJECT," JUST STOP TALKING. IT JUST MEANS ONE OF THEM HAS A PROBLEM WITH THAT PARTICULAR QUESTION. SO I'LL DEAL WITH THEM AND LET YOU KNOW IF YOU SHOULD OR SHUNT ANSWER THE QUESTION. OKAY?

THE WITNESS: OKAY.

THE COUR: SEATED RIGHT IN FRONT OF YOU THERE IS OUR COURT REPORTER. SHE'S MAKING A RECORD OF EVERYTHING WE SAY IN THE COURTROOM. DO YOUR BEST WITH COUPLE RULES FOR US.

FIRST, TRY TO AVOID ANSWERING QUESTIONS WITH PHRASES LIKE "UH-HUH" OR "HU-HUH." IF YOU COULD JUST STICK WITH SIMPLE YESES AND NOES, IT WILL BE A BIG HELP. OKAY?

THE WITNESS: UH-HUH. YES.

THE COURT: WE DIDN'T GET THAT FAR. BUT OKAY, YOU CAUGHT YOURSELF.

ALL RIGHT. THE SECOND ONE, TRY NOT TO SPEAK AT THE SAME TIME ANOTHER PERSON IS ALREADY SPEAKING. IF YOU CAN IMAGINE IF EVERYONE IN THE COURTROOM SPOKE AT ONCE, THERE WOULD BE NO WAY TO KEEP TRACK OF WHO SAID WHAT.

DO YOUR BEST WITH THAT. TRY TO WAIT UNTIL THE QUESTIONER FINISHES THE QUESTION. I'M GOING TO ASK THEM TO WAIT UNTIL YOU FINISH YOUR ANSWER. OKAY?

THE WITNESS: OKAY.

THE COURT: GOOD.

NOW FINALLY, THE LAST THING IS: I KNOW THIS KIND OF SEEMS LIKE A CONVERSATION BACK AND FORTH WITH THE ATTORNEY, BUT IT'S NOT REALLY THAT. IT'S QUESTION AND ANSWER. AND MANY TIMES A QUESTION MAY ASK TO YOU GIVE A YES-OR-NO ANSWER AND NOTHING MORE.

I'LL GIVE YOU EXAMPLE SO YOU HAVE SOME IDEA WHAT I'M TALKING ABOUT. IF I ASKED YOU RIGHT NOW, IS THIS ROBE TODAY I'M WEARING BLACK? WHAT'S YOUR ANSWER?

THE WITNESS: YES.

THE COURT: PERFECT. AND THAT'S ALL YOU WERE ASKED AND ALL YOU NEED TO DO TO ANSWER THE QUESTION. SOMETIMES YOU

FIND YOURSELF IN THAT SITUATION AND MAYBE THERE'S MORE YOU WANT TO SAY ABOUT IT. THAT'S FINE, BUT YOU WEREN'T ASK FOR THAT OTHER INFORMATION.

SO IF YOU FIND YOURSELF IN THAT SITUATION AND THERE'S MORE YOU WANT TO SAY, JUST ANSWER THE QUESTION THE BEST YOU CAN; YES, NO, OR NO, I DON'T REMEMBER. AND THEN WAIT FOR ONE OF THE ATTORNEYS TO ASK YOU TO GIVE US THAT OTHER INFORMATION. IS THAT CLEAR?

THE WITNESS: OKAY.

THE COURT: GREAT. DO YOUR BEST.

THE WITNESS: THANK YOU.

THE COURT: ALL RIGHT. COUNSEL.

MS. HABIBIAN: THANK YOU, YOUR HONOR.

**DIRECT EXAMINATION**

BY MS. HABIBIAN:

Q GOOD MORNING, MS. MEHRINFAR.

A HELLO.

Q ARE YOU CURRENTLY EMPLOYED?

A YES.

Q AND WHO ARE YOU EMPLOYED BY?

A MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY.

Q AND WHAT IS YOUR POSITION?

A I'M REGIONAL CLINICAL SUPERVISOR.

Q AND HOW LONG WERE YOU -- HAVE YOU BEEN IN THAT ROLE?

A LITTLE OVER A YEAR, 15 MONTHS.

Q AND HAVE YOU RECEIVED ANY TRAINING PRIOR TO WORKING IN THAT ROLE SPECIFICALLY FOR THAT ROLE?

A YES. I HAVE A BACHELOR'S DEGREE FROM THE UNIVERSITY OF CALIFORNIA, IRVINE IN SOCIAL SCIENCES, SOCIAL ECOLOGY. I HAVE A MASTER'S DEGREE IN CLINICAL PSYCHOLOGY FROM THE CHICAGO SCHOOL OF PROFESSIONAL PSYCHOLOGY.

I ALSO HAVE CONTINUING EDUCATION UNIT AS A CERTIFIED APPLIED BEHAVIORAL ANALYSIS, COGNITIVE BEHAVIORAL THERAPY, AND FUNCTIONAL BEHAVIORAL ASSESSMENTS.

Q AND HAVE YOU RECEIVED ANY PROFESSIONAL CERTIFICATES OR LICENSES THAT WILL QUALIFY YOU FOR THIS ROLE?

A YES. I'M A BOARD CERTIFIED LICENSED MARITAL AND FAMILY THERAPIST.

Q PRIOR TO WORKING AT THE MHA, DID YOU WORK AT ANY OTHER ROLES USING YOUR CERTIFICATE?

A YES. I WORKED AS A CLINICAL DIRECTOR AT AN IN-PATIENT FACILITY AND I WORKED AS A THERAPIST AT AN OUTPATIENT CLINIC.

Q COULD YOU PLEASE JUST GIVE US A BRIEF SUMMARY OF YOUR POSITION AT MHA?

A I PROVIDE SUPERVISION -- CLINICAL SUPERVISION FOR STAFF, CLINICAL CONSULTATION, MANAGEMENT. FOR ALL STAFF, I PROVIDE ONGOING TRAINING STAFF DEVELOPMENT. QUALITY ASSURANCE. I MAKE SURE WE'RE IN ACCORDANCE TO ORANGE COUNTY HEALTHCARE AGENCY, OUR IN-HOUSE MHA POLICIES AND PROCEDURES, ANY DISCIPLINARY ACTION THAT NEEDS TO TAKE PLACE, ANY ONGOING

TRAININGS THAT NEEDS TO TAKE PLACE.

Q YOU MENTIONED QUALITY ASSURANCE?

A YES.

Q CAN YOU EXPLAIN WHAT THAT IS?

A SO WE DO -- WE HAVE ENROLLMENT INTAKES AND ASSESSMENTS FOR EACH CLIENT THAT WE ENROLL. SO REVIEW ALL OF THE INTAKE ASSESSMENTS THE MINI MENTAL STATUS EXAMS, THE TREATMENT GOALS, OUR CASE MANAGEMENT NOTES, ALL OF THAT I REVIEW.

Q AND WHO REPORTS TO YOU?

A PATRICK CONOD, OUR PROGRAM DIRECTOR, AND CARMEN, OUR ASSISTANT PROGRAM DIRECTOR.

Q AND TO WHOM DO YOU REPORT?

A I REPORT TO OUR CEO, JEFF THRASH.

Q SO WHAT IS YOUR ROLE AS A CLINICIAN AT THE MHA?

A I PROVIDE DIRECT SERVICES TO THE MEMBERS. SO I CAN DO INDIVIDUAL PSYCHOTHERAPY COUNSELING. I HELP FACILITATE LOTS OF TRAININGS ON MENTAL HEALTH DIAGNOSES WITH THE STAFF INTERVENTION TO UTILIZE WITH THE STAFF BEST PRACTICES TO USE WITH THE STAFF.

Q AND DO YOU ALSO PARTICIPATE IN ASSESSMENTS AS WELL?

A YES. OH, I DO INTAKES ALL THE TIME.

Q HOW DO YOU SUMMARIZE MHA'S PROGRAM?

A MHA OR THE MULTI-SERVICE CENTER?

Q MULTI-SERVICE CENTER. THANK YOU.

A IT'S A MENTAL HEALTH FACILITY WHERE WE UTILIZE PSYCHOSOCIAL REHABILITATION APPROACH.

Q AND YOU SAID THE PSYCHO REHABILITATION APPROACH -- ARE YOU FAMILIAR WITH THE "TERM TREATMENT MODEL"?

A YES.

Q SO WHAT IS THE TREATMENT MODEL THAT THE MSC USES?

A THE MSC UTILIZES PSYCHOSOCIAL REHABILITATION MODEL, YES.

Q AND SO WHAT IS A PSYCHOSOCIAL REHABILITATION MODEL?

A IT'S A THERAPEUTIC APPROACH WHERE WE FOCUS ON MULTITUDES OF DIFFERENT ASPECTS OF AN INDIVIDUAL'S LIFE. SO TO TARGET THEIR MENTAL HEALTH, WE APPROACH VOCATIONAL SKILLS, LIFE SKILLS, DAILY LIVING SKILLS, EDUCATION SKILLS, COPING SKILLS. AND THE FOCUS IS TO EMPOWER THEM AND THEY HAVE AUTONOMY. AND IT'S A COLLABORATIVE APPROACH WHERE THEY ARE A PARTICIPANT IN THEIR TREATMENT PLAN.

Q WHAT IS THE VOCATIONAL SKILL?

A FOR WORKING. SO LIKE RESUME BUILDING, JOB INTERVIEW PRACTICING, ET CETERA.

Q AND IS THIS PARTICULAR TREATMENT MODEL IMPORTANT FOR THE INDIVIDUALS THAT THE MSC SERVES?

A YES.

Q WHY?

A IT'S IMPERATIVE BECAUSE THESE

INDIVIDUALS -- FOR INSTANCE, EVEN BOOKING AN APPOINTMENT JUST AT THE DMV, THEY HAVE SO MANY BARRIERS FOR THAT; THEY HAVE LACK OF TRANSPORTATION, LACK OF KNOWLEDGE, LACK OF CONFIDENCE.

SO, WHAT WE WOULD DO IS WE HAVE A CASE MANAGER HELP THEM AND ASSIST THEM MAKE THAT APPOINTMENT. WE ENCOURAGE THEM TO GIVE THEM THAT AUTONOMY TO MAKE THAT APPOINTMENT. AND WE HAVE THE APPOINTMENT, WE PROVIDE THE TRANSPORTATION FOR THEM, WE PROVIDE EMOTIONAL SUPPORT.

WE PROVIDE, YOU KNOW, SKILLS LIKE, HEY, WHEN WE GET IN THERE -- WE DEBRIEF THEM -- THIS IS GOING TO HAPPEN, YOU'RE GOING TO TAKE A NUMBER. ALL OF THIS EMOTIONAL SUPPORT THIS INDIVIDUAL HAS NEVER RECEIVED OR HAS NOT IN A VERY LONG TIME. SO IT'S IMPERATIVE THAT THEY'RE GETTING THIS.

Q AND ARE YOU AWARE OF THE TERM OR THE PHRASE, I SHOULD SAY, "TRAUMA INFORMED CARE"?

A YES.

Q HOW ARE YOU FAMILIAR WITH IT?

A THROUGH MY MASTER'S EDUCATION.

Q AND WHAT IS TRAUMA INFORMED CARE?

A TRAUMA INFORMED CARE IS AN APPROACH MENTAL HEALTH PROFESSIONS USE WHERE YOU TAKE INTO CONSIDERATION A CLIENT'S BACKGROUND; SPECIFICALLY, IF THEY'VE BEEN UNDER EXPOSURE TO TRAUMA.

AND AGAIN, IT'S TO EMPOWER THE CLIENT. SO IT COULD BE AS LITTLE AS, DO YOU FEEL MORE COMFORTABLE SEEING A MALE OR FEMALE THERAPIST? DO YOU -- I DON'T KNOW -- DOES



MORNING OR EVENING WORK BETTER FOR YOU?

WE PROVIDE CHOICES AND YOU TAKE INTO CONSIDERING THEIR PAST LIFE EVENTS, AND WE INTERVENE DIFFERENTLY.

Q YOU SAID "DIFFERENTLY." CAN YOU ELABORATE A LITTLE BIT MORE ON THAT?

A SURE.

SO SOMEONE WHO HAS EXPERIENCED TRAUMA, IT CAN SHOW UP IN A LOT OF DIFFERENT WAYS THROUGH SYMPTOMATOLOGY. THEY CAN HAVE NIGHT TERRORS, TREMORS, HYPERVIGILANCE, EXPLOSIVITY. YOU KNOW, THEY MIGHT HAVE SHORT TEMPERAMENT.

SO WE INTERVENE IN ACCORDANCE TO TREAT THAT PASSED LIFE TRAUMA EVENT.

Q AND SO BASED ON A CONVERSATION, IS THIS WHAT IS ALSO OFFERED THAT THE MHA PROVIDES?

A YES.

Q AND IS THIS IMPORTANT FOR THE INDIVIDUALS THAT THE MSC SERVES?

A DEFINITELY. A MAJORITY OF OUR MEMBERS HAVE EXPERIENCED A TRAUMATIC EVENT AT LEAST ONCE IN THEIR LIVES.

Q ARE YOU ARE OF HARM REDUCTION MODEL?

A YES.

Q HOW ARE YOU FAMILIAR WITH IT?

A THROUGH MY GRADUATE PROGRAM.

Q WHAT IS IT?

A HARM REDUCTION IS AN APPROACH TO TREAT

SUBSTANCE ABUSE WHERE YOU ENCOURAGE THE CLIENTS WHO TAPER OFF WHATEVER SUBSTANCE THAT THEY'RE ABUSING. INSTEAD OF COLD TURKEY, YOU KNOW, HEY, INSTEAD OF DRINKING TEN BEERS LAST NIGHT, LET'S BREAK IT DOWN TO NINE, EIGHT, SEVEN.

SO YOU'RE TRYING TO REDUCE THE INTENSITY AND FREQUENCY OF THE MALADAPTIVE BEHAVIOR.

Q AND IS THIS USED AT THE MSC AS WELL?

A YES.

MR. MCEWEN: OBJECTION. CALLS FOR EXPERT OPINION.

THE COURT: OVERRULED. THE ANSWER WILL REMAIN.

THE WITNESS: YES.

BY MS. HABIBIAN:

Q AND BASED ON YOUR EXPERIENCE, IS THIS APPROACH IMPORTANT IN THE TREATMENT OF INDIVIDUALS AT THE MSC?

A DEFINITELY, YES.

MR. MCEWEN: OBJECTION. CALLS FOR EXPERT OPINION.

ALSO VAGUE AS TO "IMPORTANT."

THE COURT: OVERRULED.

BY MS. HABIBIAN:

Q AND WOULD THESE MODELS BE CONSIDERED AS MENTAL HEALTH SERVICES BASED ON YOUR TRAINING AND EXPERIENCE?

A DEFINITELY, YES.

Q TO WHOM DOES MHA PROVIDE THESE TREATMENTS AT THE SOUTH MAIN STREET LOCATION?

A TO OUR CLIENTS.

Q AND WHAT DEMOGRAPHIC ARE YOUR CLIENTS?

A CHRONICALLY MENTALLY ILL, CHRONICALLY HOMELESS INDIVIDUALS.

MR. AUSTIN: OBJECTION. CALLS FOR EXPERT TESTIMONY. AND MOVE TO STRIKE. THEY HAVE NO DESIGNATED EXPERT ON MENTAL HEALTH DIAGNOSES OF THEIR CLIENTELE.

THE COURT: I THINK SHE TESTIFIED AS THE REGIONAL SUPERVISOR WHO THEIR CLIENTS ARE WHO THEY TREAT.

OVERRULED.

BY MS. HABIBIAN:

Q TO WHOM DOES THE MSC PROVIDE THESE TREATMENTS AT THE SOUTH MAIN TREAT LOCATION?

A CHRONICALLY MENTALLY ILL INDIVIDUALS, CHRONICALLY HOMELESS.

Q ANYONE ELSE?

A VETERAN POPULATION.

Q IS THE VETERAN POPULATION UNHOUSED AS WELL?

A CORRECT.

Q PRIOR TO JOINTING THE MSC, DID YOU HAVE EXPERIENCE WORKING WITH UNHOUSED MENTALLY ILL POPULATION?

A YES.

Q WHERE?

A BEHAVIORAL -- YEAH, STARS BEHAVIORAL HEALTH GROUP, IT WAS IN-PATIENT RESIDENTIAL FACILITY.

Q ANYWHERE ELSE?

A NO.

Q OKAY. CAN YOU PLEASE WALK US THROUGH THE

PROCESS OF HOW AN INDIVIDUAL CAN BECOME A MEMBER AT THE MSC.

SO BEGIN FROM THE VERY BEGINNING. SOMEBODY WALKS IN. WHAT'S THE FIRST THING THAT HAPPENS?

A THEY MEET WITH EITHER MYSELF OR PATRICK, OUR SUPERVISOR. AND WE CONDUCT A BRIEF SCREENING WITH THEM.

Q AND WHAT HAPPENS AT THIS SCREENING?

A THE SCREENING IS BASICALLY A BRIEF ASSESSMENT BASED OFF THEIR SYMPTOMATOLOGY OF PRESENTING SYMPTOMS, PAST BEHAVIORAL SYMPTOMS, PAST MENTAL HEALTH TREATMENT, AND DIAGNOSES THAT THEY HAVE ACQUIRED, AND PRESENTLY THE WAY THEY'RE PRESENTING.

Q AND THEN AFTER THIS ASSESSMENT, WHAT HAPPENS NEXT?

A THEY ARE -- THEY GO THROUGH A LENGTHY INTAKE PROCESS TO BECOME A MEMBER.

Q AND CAN YOU GIVE US A BRIEF DESCRIPTION OF THIS LENGTHY PROCESS.

A IT -- WE HAVE LIKE A MINI MENTAL STATUS EXAM WHERE WE DOCUMENT OBSERVABLE BEHAVIORS IN A MEMBER THAT CONTRIBUTE TO THEIR SYMPTOMATOLOGY.

WE HAVE AN ISP, WHICH IS AN INDIVIDUALIZED SERVICE PLAN WHICH IS BASICALLY A TREATMENT PLAN FOR THE INDIVIDUAL TO TARGET THE MALADAPTIVE SYMPTOMS THAT WE WANT TO FOCUS ON.

WE HAVE -- WE COLLECT A LOT OF NARRATIVE DATA, BACKGROUND DATA, HOW LONG THEY'VE BEEN HOMELESS. PSYCHO -- A

SUBSTANCE USE ASSESSMENT AS WELL.

Q SO AFTER THIS ASSESSMENT, WHAT HAPPENS NEXT?

A WE MAKE A BEHAVIORAL HEALTH APPOINTMENT WITH THE MEMBER. WE GIVE THEM A TOUR. WE SET THEM UP WITH THEIR CASE MANAGER.

Q SO IF AN INDIVIDUAL DURING THAT ASSESSMENT PROCESS DOES NOT EXHIBIT A MENTAL HEALTH ILLNESS, WOULD THEY BECOME A MEMBER OF THE MSC?

A NO.

MR. AUSTIN: OBJECTION. CALLS FOR EXPERT TESTIMONY.

MS. GRAHAM: YOUR HONOR, IF I MAY.

THE COURT: GO AHEAD.

MS. GRAHAM: UNDER MOTION IN LIMINE NO. 3, WE RAISED THESE ISSUES. WE DO NOT NEED EXPERT TESTIMONY TO ESTABLISH MENTAL HEALTH DISABILITY OR A PERCEIVED MENTAL HEALTH DISABILITY.

THERE'S CASE LAW THAT WE CITED TO THAT DOES NOT REQUIRE EXPERT TESTIMONY. AND THAT'S WHY THE WITNESS HERE SHOULD BE ABLE TO TESTIFY TO WHETHER A PERSON HAS ACTUAL MENTAL HEALTH DISABILITY.

IF I COULD JUST LIST THREE CASES?

THE COURT: GO AHEAD.

MS. GRAHAM: IN RE: KHALID H, 6 CAL.APP.4TH, 733, REJECTING ARGUMENT THAT EXPERT TESTIMONY WAS REQUIRED TO SHOW THE PARENT WAS MENTALLY ILL.

LAURIE S. V. SUPERIOR COURT, 26 CAL.APP.4TH,

195, QUOTE: "IF THAT ASSESSMENT CAN BE MADE WITH ORDINARY EXPERIENCE, NO EXPERT IS NECESSARY."

AND FINALLY, YOUR HONOR, SOCIAL RECOVERY LLC V. CITY OF COSTA MESA, CASE NUMBER 20-55820, 2023, WESTLAW, 19-467, ^ NINTH CIRCUIT, JANUARY 3RD, 2023.

AND THAT'S, "DISABILITY CAN BE ESTABLISHED THROUGH NONMEDICAL EVIDENCE."

THANK YOU, YOUR HONOR.

MR. AUSTIN: YOUR HONOR, SHE'S FOCUSING ON THE WORD DISABILITY, WHICH IS NOT THE TERMS THAT'S BEING USED HERE.

THOSE CASES INVOLVE THE TERM "DISABILITY," NOT MENTAL HEALTH DIAGNOSIS, NOT MENTAL ILLNESS. SPECIFICALLY DISABILITY. AND THE TERM "DISABILITY," IN THE CONTEXT OF DISCRIMINATION AGAINST DISABLED INDIVIDUALS, THE CONCEPT OF PERCEPTIVE DISABILITY HAS GREATER MEANING.

IT HAS NO MEANING HERE, LIKE WHAT SHE PERCEIVES THEM TO BE IS NOT RELEVANT TO THIS CASE. BUT IF SOMEBODY PERCEIVES SOMEBODY HAVING A DISABILITY AND THEREBY DISCRIMINATES AGAINST THEM, THEN, YES, YOU DON'T NECESSARILY NEED EXPERT TESTIMONY TO SAY THEY PERCEIVED THEM AS DISABLED.

BUT THAT'S NOT A RELEVANT ISSUE RIGHT HERE IN THOSE RIGHT NOW.

WHAT WE DON'T WANT IS A NONDESIGNATED, NONEXPERT WITNESS TRYING TO ESTABLISH FACTUALLY THAT THEIR CLIENTELE HAS THESE MENTAL ILLNESSES. IF THE TESTIMONY'S BEING LIMITED TO WHAT SHE UNDERSTANDS THEIR CLIENTELE IS

SUPPOSED TO BE UNDER THE CONTRACT OR WHATEVER YOU, WE'RE FINE WITH THAT.

BUT WHERE I RAISE OBJECTIONS IS WHERE THEY'RE GOING TO POINT IN THE RECORD LATER TO TESTIMONY FROM THIS INDIVIDUAL OR OTHER NONDESIGNATED EXPERTS, TO SAY, LOOK, WE ESTABLISHED THESE PEOPLE HAVE MENTAL HEALTH DISABILITIES OR MENTAL HEALTH PROBLEMS OR DIAGNOSES.

MS. HABIBIAN: YOUR HONOR -- IF I MAY. THIS WITNESS IS OFFERING PERCIPIENT WITNESS TESTIMONY IN HER ROLE DIRECTLY AT THE MSC. YOU KNOW, THESE QUESTIONS ARE SPECIFICALLY ASKING HER IN HER ROLE, WHAT HAS SHE SEEN AND HOW THE PROCESS OF THE TREATMENTS WORK.

I'M NOT -- I'M NOT ASKING DIRECTLY WHETHER OR NOT WE'RE GIVING SPECIFIC DIAGNOSES IN WHETHER THESE INDIVIDUALS, AS THE QUESTION IS SUGGESTING.

I'M ASKING HER IN HER ROLE, AS SHE'S EXHIBITING, HOW THEY PROVIDE THESE TREATMENTS TO THESE INDIVIDUALS.

MR. AUSTIN: NO. THE QUESTION SPECIFICALLY SAYS, DO THEY HAVE MENTAL HEALTH DISABILITIES -- I FORGET EXACTLY HOW IT WAS PHRASED, BUT YOU WERE ASKING HER TO CONFIRM THE EXISTENCE OF THESE MENTAL HEALTH ISSUES.

THE COURT: LAST QUESTION I HEARD IS: IF YOU SEE NO SIGNS OF MENTAL HEALTH DISABILITY, WOULD YOU ACCEPT THEM AS A MEMBER AND SHE SAID NO?

MR. AUSTIN: AND OUR OPINION, THAT CALLS FOR EXPERT

TESTIMONY.

THE COURT: I'M GOING TO LIMIT IT TO WHAT SHE'S PERCEIVED AND WHAT HER UNDERSTANDING OF MHA'S ROLE IS TO TREAT WHO THEIR CLIENTS ARE.

BY MS. HABIBIAN:

Q SO AFTER YOU'VE DONE THE -- EXAMS, ISP, CREATE A TREATMENT PLAN, AND AN INDIVIDUAL IS ADMITTED AS A MEMBER, WHAT HAPPENS NEXT?

A THEY MEET WITH THEIR CASE MANAGER AND THEN WE BEGIN THE PROCESS OF WORKING ON THEIR TREATMENT GOALS.

Q AND THEN AFTER THAT?

A DURING THE PROCESS OF THEIR ENROLLMENT OR MEMBERSHIP?

Q MEMBERSHIP.

A OKAY. YEAH. SO THEY VISIT THE CENTER. WE ESTABLISH A VERY STRONG THERAPEUTIC ALLIANCE. WE GET TO KNOW THE INDIVIDUAL. THEY CAN RECEIVE SERVICES -- GOES AS FAR AS, YOU KNOW, TRANSPORTATION TO BEHAVIORAL HEALTH LINKAGES. THEY RECEIVE MEDICAL, DENTAL, VISION ASSISTANCE FROM A MEDICAL MOBILE CLINIC.

THEY RECEIVE ASSISTANCE FROM OUR HOUSING SPECIALIST FOR EITHER TRANSITIONAL LIVING, SECTION 8 HOUSING. THEY RECEIVE SERVICES FROM OUR EMPLOYMENT SPECIALIST FOR VOCATIONAL SKILL BUILDING, LEADS TO JOB INTERVIEWS. THEY CAN SEE OUR NURSE. THEY CAN RECEIVE NURSING CONSULTATION AND ASSESSMENT AND TREATMENT.



I'M LEAVING SOMETHING OUT. THERE'S SO MANY THINGS THAT THEY RECEIVE.

Q CAN YOU ELABORATE WHAT THERAPEUTIC ALLIANCE IS?

A YES. SO IT'S VERY IMPERATIVE PART OF PSYCHOTHERAPY WE'RE YOU'RE ESTABLISHING A RELATIONSHIP WITH THAT INDIVIDUAL. AND THAT IN ITSELF, IS THERAPEUTIC FOR THE INDIVIDUAL. AND YOU'RE BUILDING A RAPPORT AND A RELATIONSHIP SO THEY HAVE THAT BUY IN AND TRUST WITH YOU.

Q AND DURING THIS PROCESS, DO YOU EVER DO ANY REVIEWS WITH THE INDIVIDUALS TO SEE HOW THEIR TREATMENT IS GOING ALONG?

A YES.

Q HOW OFTEN DO THESE REVIEWS HAPPEN?

A DAILY. BUT IT'S NOT AS STERILE OR AS IMPERSONAL. IT'S VERY PERSONAL. YOU KNOW, WE'VE HAVING CONVERSATIONS WITH THESE INDIVIDUALS. WE'RE MEETING THEM WHERE THEY'RE AT.

HEY, I NOTICE YOU DIDN'T MAKE YOUR APPOINTMENT YESTERDAY, WHAT HAPPENED?

OH, YOU KNOW, I'M REALLY STRESSED ABOUT X, Y, Z.

OKAY, YOU WANT TO COME SIT AND TALK ABOUT IT? WHAT'S GOING ON.

AND WE BUILD IT FROM THERE.

Q YOU MENTIONED "BUY IN." CAN YOU ELABORATE ON WHAT YOU MEAN BY THAT AND WHAT THAT IS.

A SO A LOT OF THESE INDIVIDUALS HAVE BEEN INSTITUTIONALIZED IN THE PAST WHETHER IT'S INCARCERATION OR PSYCHIATRIC HOSPITAL. AND THEY'RE USED TO BEING TOLD WHAT TO DO AND NOT HAVING ANY AUTONOMY.

AND THIS PROGRAM IS A VOLUNTARY PROGRAM. SO IT'S VERY IMPORTANT THAT WE WANT THAT INDIVIDUAL TO WANT TO WORK ON THESE GOALS. THAT'S WHY WE MAKE IT A COLLABORATIVE EFFORT.

SO, I CAN MAKE SOMEONE DO SOMETHING. RIGHT? IT'S DEFINITELY EMPOWERING THEM TO WANT TO START THE BEHAVIORAL CHANGES.

Q YOU ALSO MENTIONED MEETING THEM WHERE THEY'RE AT. WHAT DOES THAT MEAN?

A IT WOULD BE BASICALLY ON THEIR BASELINE OF SYMPTOMS OF WHAT THEIR CAPACITY IS. RIGHT?

SO IF SOMEONE IS DOING METH SEVEN DAYS A WEEK, I'M NOT GOING TO TELL THEM, YOU NEED TO QUICK COLD TURKEY. I'M GOING TO SAY, OKAY, LET'S SAVE A LITTLE BIT OF MONEY; HOW ABOUT SIX DAYS A WEEK. LET'S USE THAT MONEY TO BUY A BIKE LOCK.

OKAY. NOW YOU HAVE A BIKE LOCK. OKAY. NOW NEXT STEP, YOU'RE SHOWERED, YOU'RE FEELING MORE CONFIDENT. OH, YOU KNOW WHAT, I'M ANXIOUS ABOUT MY TEETH. OKAY. LET'S MAKE YOU A DENTAL APPOINTMENT.

YOU MEET WITH THE DENTIST. NOW YOU HAVE THIS CONFIDENCE, AND YOU ARE USING SUBSTANCES LESS. SO NOW YOU'RE

READY TO START APPLYING FOR A JOB. OKAY, LET'S GO APPLY FOR THIS IS JOB.

BEFORE YOU KNOW IT, IT BUILDS -- IT'S A CATALYST OF POSITIVE BEHAVIORAL CHANGE.

Q IN YOUR ROLE, WHAT TYPES OF MENTAL HEALTH ILLNESSES HAVE YOU OBSERVED AMONGST THE INDIVIDUALS AND THE MEMBERS OF MSC?

A AT MSC?

MR. MCEWEN: OBJECTION. CALLS FOR EXPERT TESTIMONY. A DIRECT QUESTION ABOUT WHAT MENTAL ILLNESSES SPECIFIC MEMBERS HAVE.

MS. HABIBIAN: YOUR HONOR, YES, SAME RESPONSE. I ASKED SPECIFICALLY WHAT SHE OBSERVED IN HER ROLE.

MS. GRAHAM: YOUR HONOR, SAME ISSUES THAT WERE RAISED IN MOTION IN LIMINE NUMBER 3. THE ISSUE OF NOT NEEDING EXPERT TESTIMONY FOR MENTAL HEALTH DISABILITIES, THE CASES ALSO INTERRELATED WITH MENTAL ILLNESS.

MR. AUSTIN: YOUR HONOR, IF I UNDERSTAND CORRECTLY, THIS QUESTION IS ASKING HER HOW SHE WOULD DIAGNOSE THESE INDIVIDUALS AND SHE'S NOT BEEN -- SHE'S NOT AN EXPERT ON THAT, SHE'S NOT BEEN DESIGNATED AS AN EXPERT, SHE HAS NOT BEEN QUALIFIED AS AN EXPERT ON THAT.

MS. HABIBIAN: SHE'S QUALIFIED TO ANSWER THIS BASED ON THE -- WHAT SHE'S ALREADY ESTABLISHED SHE'S BEEN TRAINED IN THIS PARTICULAR CAPACITY TO DO. AND WITH HER TRAINING, HER POST-BACHELOR'S DEGREE, PRIOR WORK EXPERIENCE, SHE'S BEEN IN

THIS ENVIRONMENT. SHE'S TESTIFYING TO HER OWN EXPERIENCE AT THE MSC.

MR. AUSTIN: I DISPUTE THAT. BUT EVEN IF THAT WERE THE CASE, SHE'S NOT BEEN DESIGNATED. THEY HAD OPPORTUNITY TO DESIGNATE THE WITNESS ON THIS TOPIC IN THEIR EXPERT DESIGNATION AND THEY DID NOT.

AND THIS IS A SORT OF LAST-MINUTE WITNESS PUT ON TO SHORE UP ISSUES WHICH WE DID NOT GET CHANCE TO DEPOSE ANYBODY AND THEY PRESENTED NO EXPERT.

THE COURT: BASED ON YOUR PRIOR TRAINING AND EXPERIENCE, DOES ANY OF THAT QUALIFY YOU TO RECOGNIZE SYMPTOMS OF MENTAL ILLNESS?

THE WITNESS: SO MY STATE LICENSE WITH THE BOARD OF BEHAVIORAL SCIENCES, I AM PERMITTED TO GIVE DIAGNOSES TO INDIVIDUALS.

THE COURT: ALL RIGHT. YOU CAN GIVE US YOUR UNDERSTANDING, WHAT YOU'VE OBSERVED REGARDING ANY PERCEIVED MENTAL ILLNESSES.

THE WITNESS: I'VE OBSERVED -- EVEN WITH -- I'VE OBSERVED PSYCHOSIS, WHICH IS OBSERVED THROUGH A MEMBER RESPONDING TO INTERNAL STIMULI, REPORTING GRANDIOSE BELIEFS. I'VE OBSERVED MANIA. I'VE OBSERVED DEPRESSION. I'VE OBSERVED ANXIETY, TRAUMA, BIPOLAR DISORDER -- SCHIZOAFFECTIVE DISORDER, SUBSTANCE USE, MULTITUDE OF DIAGNOSES.

BY MS. HABIBIAN:

Q DOES THE MSC OFFER MEDICATIONS TO ITS MEMBERS?

A NO.

Q AND WHY NOT?

A IT'S NOT PART OF APPROACH OF THE PSYCHOSOCIAL REHAB MODEL.

Q WHY IS IT NOT PART OF PSYCHOSOCIAL REHAB MODEL?

A THE MEMBER ISN'T READY FOR THAT STAGE YET.

Q DO YOU THINK IT WOULD HELP THESE INDIVIDUALS' TREATMENT PROCESS IF THEY WERE TO RECEIVE ANY SORT OF MEDICATION?

A IT WOULDN'T BE SAFE AT THAT POINT. BECAUSE WE DON'T KNOW IF THE INDIVIDUAL'S BEEN FREE OF SUBSTANCES FOR 72 HOURS, WHICH IS A BIG PART. THEY DON'T HAVE THAT BUY IN THAT I WAS SPEAKING OF EARLIER. THEY'RE NOT STABLE YET. THEY'RE NOT READY.

THIS IS THE PHASE ONE IN THE CONTINUUM OF TREATMENT. SO WE'RE WORKING ON THE ENGAGEMENT APPROACH AT THE CENTER.

MR. AUSTIN: YOUR HONOR, I NEED TO OBJECT AND MOVE TO STRIKE. WE ARE GETTING INTO CORE EXPERT TESTIMONY INVOLVING NOW IMPACTS OF MEDICATION, THE APPROPRIATENESS OF PRESCRIBING MEDICATION, ET CETERA.

AND IT JUST -- WE WERE SANDBAGGED. THIS WITNESS WAS NOT DESIGNATED ON EXPERT WITNESS DESIGNATION, ON ANY OF THESE TOPICS. NONE OF THIS WAS.

MR. WEEDN: YOUR HONOR, MAY BE HEARD ON THIS?

THE COURT: YES.

MS. GRAHAM: WE FILED OPPOSITION TO COUNSEL'S ORAL MOTION TO EXCLUDE THE WITNESS TESTIMONY OF PATRICK CONOD THAT WAS ADVANCED WHEN HE ORIGINALLY STARTED HIS DIRECT EXAMINATION.

I'M HAPPY TO PROVIDE A COURTESY COPY OF THAT AFTER LUNCH BREAK, IF YOU WOULD LIKE. BUT IT'S BEEN FILED WITH THE COURT AND SERVED ON COUNSEL.

THERE'S NO NEED TO DESIGNATE PERCIPIENT WITNESSES AS EXPERTS. MR. CONOD WAS HIRED AFTER THE CLOSE OF DISCOVERY. MS. MEHRINFAR WAS HIRED AFTER THE CLOSE OF DISCOVERY. THERE WAS NO CONCEALMENT OF THESE WITNESSES.

THEY ARE IN THEIR CURRENT ROLES, HAVE BEEN IN THESE CURRENT ROLES. MS. MEHRINFAR OVER A YEAR, MR. CONOD FOR COMING UP ON A YEAR. THEY ARE QUALIFIED TO PROVIDE PERCIPIENT WITNESS TESTIMONY AS TO WHAT GOES ON AT THE MSC, AND WHAT HOW THEY SERVE THEIR CLIENTELE THERE.

THIS IS NOT THE SUBJECT OF EXPERT TESTIMONY. THIS IS PERCIPIENT WITNESS TESTIMONY.

AND BEYOND THAT, THESE WITNESSES WERE IDENTIFIED IN THE PARTIES' JOINTLY SUBMITTED WITNESS LIST. THEIR TITLES WERE IDENTIFIED. THE SUBJECT MATTER OF THEIR TESTIFY WAS IDENTIFIED. AND THE CITY NEVER -- DID NOT OBJECT, DID NOT RAISE -- DID NOT FILE A MOTION IN LIMINE TO EXCLUDE THEIR TESTIMONY. SO THIS MOTION TO STRIKE TO EXCLUDE THEIR TESTIMONY IS IMPROPER. THEY HAVE WAIVED THEIR OBJECTIONS TO THESE WITNESS' TESTIMONY.

AND MOREOVER, IT'S BELATED AND IT'S IMPROPER. THERE'S NO BASIS TO EXCLUDE THEM. THEY WERE NOT KNOWN DURING THE DISCOVERY PROCESS BECAUSE THEY WERE NOT HIRED UNTIL AFTER THE DISCOVERY PROCESS HAD CLOSED.

MR. AUSTIN: YOUR HONOR, WE FILED MOTION IN LIMINE ON THIS VERY ISSUE, STATING THAT THEY HAVE NO DESIGNATED EXPERT ON THE SUBJECT OF DIAGNOSING THEIR INDIVIDUAL MEMBERS WITH MENTAL ILLNESSES. SO IT'S ABSOLUTELY FALSE THAT WE DID NOT FILE A MOTION IN LIMINE ON THIS.

IT DOESN'T MATTER TO ME HOW MANY TIMES MR. WEEDN EMPHASIZES THE TERM "PERCIPIENT WITNESS," "PERCIPIENT WITNESS." THIS IS NOT PERCIPIENT TESTIMONY. WE ARE GETTING BEYOND FROM HER OBSERVATIONS AND INTO CONCLUSORY EXPERT TESTIMONY DIAGNOSING THEIR MEMBERS WITH SPECIFIC ILLNESSES, AND HOW TO TREAT THEM AND THE APPROPRIATENESS OF GIVING MEDICATION, ET CETERA.

THESE ALL BLEED OVER BEYOND JUST WHAT THEY DO, INTO HER OPINIONS OF TREATMENTS AND WHAT ILLNESSES THESE INDIVIDUALS HAVE.

MR. WEEDN: I OBJECT TO COUNSEL'S CHARACTERIZATION OF MY STATEMENT IS FALSE. THERE WAS NO MOTION IN LIMINE FILED AS TO EITHER MS. MEHRINFAR'S TESTIMONY OR AS TO MR. CONOD'S TESTIMONY.

THE OBJECTION AND ATTEMPT TO EXCLUDE THEIR TESTIMONY IS ONLY HAPPENING AFTER THEY'VE ALREADY STARTED THEIR TESTIMONY AND APPARENTLY AFTER THE CITY DOES NOT LIKE

THEIR TESTIMONY.

MR. AUSTIN: YOUR HONOR, WE DON'T KNOW WHETHER THEY'RE GOING TO BE OFFERED TO PROVIDE EXPERT TESTIMONY UNTIL THEY'RE HERE. THEY DID NOT SAY IN THEIR WITNESS LIST, WE'RE GOING TO PRESENT THESE WITNESSES TO PROVIDE EXPERT TESTIMONY.

THEY KNEW IF THAT THEY DID THAT, WE WOULD OBJECT. AND WE DID STATE IN OUR MOTION IN LIMINE, THEY HAVE NO EXPERT ON THESE ISSUES. SO THEY SHOULD NOT BE ABLE PRESENT ANY WITNESS, ANY WITNESS HIDDEN IN THEIR DESCRIPTIONS OF THEIR WITNESS LIST, THAT TESTIFIES ON THESE ISSUES.

THE COURT: ALL RIGHT. WELL, I'M GOING TO AT THIS POINT JUST ACCEPT IT FOR OBSERVATIONS AS TO WHAT THEY DO, NOT THAT IT'S ANY SPECIFIC DIAGNOSIS.

AND THEN I HAVEN'T SEEN THIS DOCUMENT YOU'RE TALKING ABOUT DEALING WITH MR. CONOD OR I GUESS FOR THIS WITNESS, BUT I'LL TRY TO TAKE A LOOK AT THAT AGAIN. AND I MAY REVISE MY RULING BASED ON THAT. BUT FOR THE TIME BEING, I'M GOING TO HEAR THE TESTIMONY FOR WHAT IT IS.

MS. HABIBIAN: THANK YOU, YOUR HONOR.

BY MS. HABIBIAN:

Q YOU MENTIONED PHASE ONE OF THE ENGAGEMENT PROCESS. CAN YOU ELABORATE ON THAT?

A SO IN MENTAL HEALTH TREATMENT WE HAVE THREE PHASES; BEGINNING, MIDDLE AND END. MSC HYPER FOCUSES ON THE PHASE ONE IN THE CONTINUUM OF OUR TREATMENT PLAN.

Q AND ARE YOU FAMILIAR WITH HIPPA?



A YES.

Q WHAT IS YOUR UNDERSTANDING OF HIPPA?

A HIPPA IS A LAW TO PROTECT CONFIDENTIALITY OF A PATIENT AND ANY PROTECTED HEALTH INFORMATION.

Q DO YOU KNOW THE INDIVIDUALS THAT THE MSC SERVES, THEIR INFORMATION IS PROTECTED BY HIPPA?

A YES.

Q AS THE REGIONAL CLINICAL SUPERVISOR AT THE MSC, HOW WOULD YOU DEFINE SUCCESS OF A MEMBER IN THEIR TREATMENT PLAN?

A IN THEIR TREATMENT PLAN?

Q YES.

A YEAH, IF THEY'RE MEETING THEIR GOALS.

Q ARE YOU AWARE -- BASED ON YOUR OBSERVATION, WHAT TYPE OF GOALS DO YOU TYPICALLY SET FOR MEMBERS?

A WE MAKE MEASURABLE, SMALL, ATTAINABLE GOALS THAT WE ACTUALLY UPDATE EVERY FOUR MONTHS. BECAUSE THE GOALS WE WANT THESE INDIVIDUALS TO BE CONTINUING THIS MOMENTUM OF BEHAVIORAL POSITIVE CHANGE.

IT CAN BE SOMETHING AS SIMPLE AS MEMBER WILL MAINTAIN BEHAVIORAL HEALTH APPOINTMENT WITHIN A MONTH; MEMBER WILL GO ON TEN JOB INTERVIEWS; YOU KNOW, MEMBER WILL OBTAIN VALID IDENTIFICATION.

SO WE START SMALL SO THEY CAN BUILD TO THE NEXT STEP.

Q SO WHAT WOULD BE THE NEXT STEP?

YOU SAID THREE TO FOUR MONTHS. SO AT THE FOURTH MONTH MARK, WHAT WOULD BE THE GOALS THEN?

A SO THE PURPOSE OF THIS TREATMENT PLAN IS THESE INDIVIDUALS WALK IN WITH ALL OF THESE MALADAPTIVE SYMPTOMS THEY'RE EXPERIENCING. RIGHT? AND THEN WE ADDRESS IN THE INTAKE, WHAT ARE THE BARRIERS YOU'RE EXPERIENCING TO KEEP YOU FROM OBTAINING THESE GOALS, WHAT ARE YOUR STRENGTHS. SO WE MAKE A COLLABORATIVE EFFORT -- THEY'LL START SO GRANDIOSE, LIKE, I WANT A HOUSE.

OKAY. GREAT. BUT LET'S START WITH A VALID DRIVER'S LICENSE. RIGHT?

SO IT'S OUR PURPOSE, THE CASE MANAGERS AND THE COUNSELORS AND THE STAFF TO MAKE SMALL, ATTAINABLE GOALS SO THAT THEY CAN FIRST REACH THAT AS PREREQUISITE TO THE NEXT STEP.

AND HOPEFULLY -- SUCCESS OF A MEMBER, IT CAN BE AS SIMPLE -- FOR ME, IT'S IF THEY ARE IMPROVED SINCE BASELINES WHEN THEY FIRST WALKED IN DAY ONE.

Q AND HOW WOULD YOU DESCRIBE THE IMPACT BASED ON YOUR EXPERIENCE OF THE MSC PROGRAM ON ITS MEMBERS?

A ON IT'S MEMBERS? WELL, HUGE, POSITIVE.

LET'S SAY THEY DIDN'T ACHIEVE ANY OF THOSE GOALS. THEM WALKING IN THAT DOOR, THEM RECEIVING EMOTIONAL SUPPORT IS THERAPEUTIC IN ITSELF.

Q AND APPROXIMATELY HOW MANY INDIVIDUALS DOES THE MSC SERVE ON A YEARLY BASIS?

A OVER A THOUSAND.

Q AND EARLIER YOU DEFINED SUCCESSFUL TREATMENT.

DO YOU HAVE AN ESTIMATE OF WHAT PERCENTAGE OF THOSE MEMBERS YOU WOULD SAY HAVE SUCCESSFULLY BEEN TREATED WITHIN THE MSC?

MR. AUSTIN: OBJECTION. LACK OF FOUNDATION.

THE COURT: SUSTAINED.

BUT YOU CAN EXPLORE HOW SHE WOULD KNOW THAT. YOU CAN EXPLORE A FOUNDATION, HOW WOULD SHE KNOW THIS.

BY MS. HABIBIAN:

Q IS IT PART OF YOUR ROLE TO MONITOR THE PROGRESS OF PATIENTS AT THE MSC?

A YES. AND PART OF OUR COUNTY CONTRACT, WE HAVE PERFORMANCE OUTCOME GOALS. SOME OF THOSE GOALS ARE TO HAVE MEMBERS EMPLOYED SUCCESSFULLY, HOUSED SUCCESSFULLY, LINED TO BEHAVIORAL HEALTHCARE SUCCESSFULLY. THESE ARE MEASURABLE.

Q AND BASED ON YOUR EXPERIENCE, WHAT PERCENTAGE OF MSC MEMBERS ARE TREATED AS SUCCESSFULLY AT THE MSC WITHIN A YEAR?

A OVER -- OVER HALF DEFINITELY.

Q AND HOW DOES THE RATE OF SUCCESSFUL TREATMENT AT THE MSC COMPARE TO OTHER PLACE YOU WORKED AT THAT DEAL SPECIFICALLY WITH UNHOUSED MENTAL ILLNESS INDIVIDUALS?

MR. AUSTIN: OBJECTION. INCOMPLETE HYPOTHETICAL.

I HAVEN'T HEARD ANY TESTIMONY ABOUT SIMILAR PLACES, COMPARABLE PLACES THAT SHE WORKED.

MS. HABIBIAN: YOUR HONOR, I DID ASK THIS QUESTION EARLIER BASED ON HER PRIOR WORK, IF SHE'S ALREADY WORKED ON ANOTHER LOCATION THAT OFFERS SERVICES TO UNHOUSED INDIVIDUALS.

THE COURT: I THINK SHE TESTIFIED -- MA'AM, YOU WORKED AT AN IN-PATIENT FACILITY RESIDENTIAL?

THE WITNESS: YES.

THE COURT: AND THAT WORK, DID YOU WORK WITH ANYONE WHO WAS HOMELESS, SEVERELY MENTAL ILLNESS?

THE WITNESS: YES. HOMELESS AND AT RISK OF EXPERIENCING HOMELESSNESS.

THE COURT: OVERRULED. YOU CAN ANSWER.

BY MS. HABIBIAN:

Q WOULD YOU LIKE ME TO ASK?

A YES.

Q HOW DOES THE SUCCESS RATE AT THE MSC COMPARE TO OTHER LOCATIONS YOU'VE WORKED AT THAT DEALS SPECIFICALLY WITH UNHOUSED MENTAL ILLNESS INDIVIDUALS?

A AT COASTAL STAR CRISIS RESIDENTIAL, THE SUCCESS RATE -- SO THOSE MEMBERS WERE NOT -- IT WAS A MEDICAL MODEL. THOSE MEMBERS WERE NOT A PART OF THEIR TREATMENT PLANNING AT ALL. WE WOULD DISCHARGE THEM AND THE AFTER CARE INSTRUCTIONS WAS BASICALLY ALL ON THEM.

SO WE WOULD SEE A LOT OF -- WE WOULD CALL THEM RESOLVING DOORS A LOT OF PEOPLE THAT DISCHARGED LITERALLY LIKE TWO DAYS LATER WOULD COME BACK AND BE REFERRED TO US AGAIN.

SO, NO, IT WASN'T AS SUCCESSFUL, NO.

BY MS. HABIBIAN:

Q ARE YOU AWARE OF ANY BENEFITS THAT THE SANTA ANA CITY COMMUNITY RECEIVES FROM THE MSC PROGRAM?

MR. MCEWEN: OBJECTION. VAGUE AND AMBIGUOUS. ALSO LACK OF FOUNDATION.

MS. HABIBIAN: I CAN ELABORATE.

THE COURT: GO AHEAD.

MS. HABIBIAN: THANK YOU.

BY MS. HABIBIAN:

Q DO YOU BELIEVE THAT THE MSC OFFERS ANY BENEFITS TO ORANGE COUNTY?

A YES.

Q WHAT ARE THOSE BENEFITS?

A WE'RE PROVIDING COMMUNITY MENTAL HEALTH WHICH IS A BASIC HUMAN RIGHT.

Q AND DO YOU BELIEVE THAT THE MSC OFFERS ANY BENEFITS TO THE CITY OF SANTA ANA?

A YES. THESE INDIVIDUALS ARE HAVING A SAFE PLACE TO COME. THEY'RE LEARNING LIFE SKILLS, COPING SKILLS. THEY'RE GETTING ACCESS TO RESOURCES THAT IF WE DID NOT EXIST, THEY WOULD NOT.

Q AND BASED ON EXPERIENCE, WOULD A DIFFERENT TREATMENT MODEL BE APPROPRIATE FOR THIS POPULATION?

A NOT FOR THIS POPULATION.

MR. MCEWEN: VAGUE AND AMBIGUOUS FOR "DIFFERENT TREATMENT MODEL."

THE COURT: YOU MEAN SOMETHING OTHER THAN THE PSYCHOSOCIAL REHABILITATION MODEL?

MS. HABIBIAN: YES, YOUR HONOR.

THE COURT: YOU CAN ANSWER.

THE WITNESS: NOT FOR THIS POPULATION.

BY MS. HABIBIAN:

Q AND WHY NOT?

A BECAUSE THEY NEED TO PARTICIPATE IN PHASE ONE IN THE CONTINUUM MUCH CARE BEFORE THEY MOVE TO ANY OTHER PHASE.

MS. HABIBIAN: THANK YOU. NO FURTHER QUESTIONS, YOUR HONOR.

THE COURT: CROSS EXAM?

MR. MCEWEN: THANK YOU, YOUR HONOR.

**CROSS-EXAMINATION**

BY MR. MCEWEN:

Q GOOD MORNING.

A GOOD MORNING.

Q YOU'RE NOT A DOCTOR; CORRECT?

A NO.

Q MHA DOES NOT EMPLOY MEDICAL DOCTOR AT THE FACILITY AT 2416 SOUTH MAIN STREET?

A NO.

Q THERE'S NO PSYCHIATRIST ON STAFF AT THE MAIN STREET FACILITY?

A NO.

Q MHA PROVIDES REFERRALS TO ITS MEMBERS TO A PSYCHIATRIST?

A CORRECT.

Q THOSE APPOINTMENTS WITH PSYCHIATRISTS OCCURRED AT LOCATIONS OTHER THAN THE MHA FACILITY AT 2416 SOUTH MAIN STREET?

A CORRECT. NOT ALL OF OUR MEMBERS ARE REFERRED TO A PSYCHIATRIST.

Q IF A MEMBER WAS REFERRED TO A PSYCHIATRIST FOR PSYCHIATRIC SERVICES, THAT APPOINTMENT WOULD OCCUR AT A LOCATION OTHER THAN THE MAIN STREET FACILITY; CORRECT?

A CORRECT.

Q DURING YOUR DIRECT EXAMINATION TESTIMONY, YOU REFERRED TO THE TERM "BEHAVIORAL HEALTH LINKAGES."

DO YOU REMEMBER THAT?

A UH-HUH. YES.

Q WHAT DOES THAT INCLUDE?

A IT IS A LINK TO EITHER A SUBSTANCE USE TREATMENT OR A COUNTY CLINIC, OR IF THEY ALREADY HAVE A PRIVATE PSYCHOTHERAPIST THAT THEY RECEIVE SERVICES FROM.

Q WHEN YOU SAY LINKAGES, ARE YOU REFERRING TO A PROCESS BY WHICH THEY ARE LINKED TO A FACILITY OUTSIDE OF THE MAIN STREET FACILITY?

A CORRECT.

Q WOULD THAT TERM "BEHAVIORAL HEALTH LINKAGES," INCLUDE PSYCHIATRIC SERVICES?

A YES.

Q WHAT SERVICES ARE PROVIDED THROUGH THE MOBILE CLINIC THAT YOU REFERRED TO?

A MEDICAL, DENTAL, VISION.

Q WHAT KIND OF MEDICAL SERVICES?

A MULTITUDE OF SERVICES. IT'S OUT OF MY SCOPE, I CAN'T ANSWER THAT.

Q ARE YOU AWARE OF ANY?

A OUR NURSING STAFF PROVIDES BASIC WOUND CARE, CONSULTATION, TOPICAL TREATMENT. SO THE MEDICAL STAFF, I BELIEVE, TREAT ANYTHING OUT OF THE SCOPE OF THE NURSES.

Q THE NURSES YOU'RE REFERRING TO ARE ACTUAL MHA EMPLOYEES?

A CORRECT.

Q THEY WORK INSIDE THE FACILITY?

A CORRECT.

Q IF THERE'S SOMETHING OUTSIDE THE SCOPE OF WHAT THE NURSES DO, THEY REFER -- THEY WOULD POSSIBLY REFER THAT MEMBER TO SOMEONE IN ONE OF THE MOBILE CLINICS?

MS. HABIBIAN: OBJECTION. CALLS FOR SPECULATION.

THIS WITNESS HAS ALREADY STATED THAT THIS IS OUTSIDE THE SCOPE OF HER ROLE, AND THEREFORE, SHE'S GOING TO BE SPECULATING AS TO THE ANSWER OF THIS QUESTION.

THE COURT: WOULD YOU BE GUESSING IF YOU ANSWERED THIS QUESTION?

THE WITNESS: YEAH. I DON'T KNOW THE EXACT MEDICAL



SERVICES.

THE COURT: SUSTAINED.

BY MR. MCEWEN:

Q WITHOUT GETTING INTO THE EXACT MEDICAL SERVICES, IF THERE'S SOMETHING THAT WOULD BE OUTSIDE THE SCOPE OF THE NURSES' SERVICES THAT ARE PROVIDED INSIDE MHA, IN YOUR ROLE AS THE REGIONAL CLINICAL SUPERVISOR, ARE YOU AWARE AT THAT POINT THAT A MEMBER WOULD BE REFERRED TO -- OR COULD BE REFERRED TO SOMEONE PROVIDING SERVICES IN ONE OF MOBILE CLINICS?

MS. HABIBIAN: OBJECTION, YOUR HONOR. THIS IS THE SAME QUESTION. SHE'S GOING TO BE SPECULATING.

THE COURT: ALL RIGHT. I UNDERSTAND. BUT IF YOU'RE AWARE OF IT, YES. IF NOT, TELL US NOT.

THE WITNESS: AND I WOULDN'T PINPOINT IT TO JUST THE MEDICAL CLINIC. IT WOULD BE ANY DOCTOR.

BY MR. MCEWEN:

Q WHO PROVIDES MOBILE CLINICAL SERVICES AT THE MHA FACILITY?

A IT'S AGENCY CALLED SERVE THE PEOPLE.

Q ARE THERE ANY OTHERS?

A THERE WERE BEFORE MY TIME, I'M NOT SURE OF THE NAME.

Q DID YOUR TENURE AS REGIONAL CLINICAL SUPERVISOR BEGIN APPROXIMATELY AUGUST OF 2022?

A CORRECT.

Q DID I ACCURATELY STATE YOUR TITLE, REGIONAL CLINICAL SUPERVISOR?

A YES.

Q DURING THAT TIME, IS SERVE THE PEOPLE THE ONLY ORGANIZATION THAT PROVIDES MOBILE CLINICAL SERVICES AT THE MHA FACILITY ON MAIN STREET?

A I BELIEVE FAMILIES TOGETHER ALSO PROVIDED SERVICES.

Q DOES FAMILIES TOGETHER STILL PROVIDE SERVICES THERE?

A NO.

Q HOW MANY DAYS A WEEK ARE YOU AT THE MHA FACILITY ON MAIN STREET?

A ABOUT TWICE A WEEK.

Q IN YOUR ROLE AS REGIONAL CLINICAL SUPERVISOR, ARE YOU SUPERVISING SERVICES AT OTHER MHA FACILITIES IN ORANGE COUNTY?

A YES.

Q AND WHAT ARE THOSE OTHER FACILITIES?

A THE WELLNESS CENTER WEST.

Q WHAT CITY IS THAT IN?

A THAT'S IN GARDEN GROVE.

Q ANY OTHERS?

A NO.

Q AND WHAT SERVICES ARE PROVIDED AT THE GARDEN GROVE FACILITY?

A IT'S A PEER-DRIVEN SUPPORT GROUP. SO SUPPORT GROUPS ARE PROVIDED FOR INDIVIDUALS THERE.

Q FOR WHAT TYPE OF INDIVIDUALS?

A SUFFERING FROM MENTAL ILLNESS.

Q AND WOULD THAT -- IS THERE A REQUIREMENT THAT THE INDIVIDUALS AT THE GARDEN GROVE FACILITY ALSO BE UNHOUSED?

A NO.

Q HOW MANY DAYS A WEEK ARE YOU AT THE GARDEN GROVE FACILITY?

A ABOUT TWICE A WEEK.

Q OUTSIDE OF THE MHA FACILITY ON MAIN STREET AND THE GARDEN GROVE FACILITY, DO YOU HAVE AN OFFICE THROUGH MHA?

A YES.

Q WHERE IS THAT OFFICE LOCATED?

A AT OUR ADMINISTRATION OFFICE.

Q WHERE IS THAT?

A SANTA ANA.

Q WHAT IS THE ADDRESS?

A 1971 EAST FOURTH STREET.

Q HOW MANY DAYS A WEEK ARE YOU THERE?

A VARIES, ZERO TO ONE.

Q WHEN YOU GO TO THE MHA FACILITY, HOW LONG IS YOUR TYPICAL SANTA ANA STAY AT THE FACILITY?

A ALL DAY.

Q ARE YOU THERE FOR THE ENTIRE LENGTH THAT IT'S OPENED DURING BUSINESS HOURS?

A NO. I COME IN 9:00 TO 5:00.

Q DO YOU KNOW HOW MANY DAYS A WEEK SERVE THE PEOPLE PROVIDES MOBILE CLINIC AT THE 2416 SOUTH MAIN STREET FACILITY?

A WE HAVE A CONTRACT FOR TWICE A MONTH.

Q IS THERE A PARTICULAR DAY OF THE MONTH THAT THEY COME ON?

A I BELIEVE SO.

Q WHAT IS THAT?

A I DON'T KNOW.

Q DO YOU KNOW IF IT'S MONDAY, TUESDAY, WEDNESDAY, THURSDAY, FRIDAY, SECOND OR THIRD OF THE WEEK -- OR MONTH, SOMETHING LIKE THAT?

DO YOU KNOW?

A I CAN'T RECALL.

Q MORE ARE LESS, THEY COME ABOUT TWICE A MONTH?

A UH-HUH. YES.

Q THE NURSES ARE THERE --

A EVERY DAY.

Q HOLD ON. LET ME FINISH THE QUESTION.

THE NURSES ARE THERE DURING NORMAL BUSINESS HOURS, MONDAY THROUGH FRIDAY?

A CORRECT. OPEN TO CLOSE.

Q YOU STATED DURING YOUR DIRECT TESTIMONY THAT MHA'S STAFF AT THE MAIN STREET FACILITY DOES NOT OFFER MEDICATION.

DO YOU REMEMBER THAT?

A (NO AUDIBLE RESPONSE.)

Q LET ME --

A I DO NOT RECALL.

Q DO YOU RECALL TESTIFYING THEY DON'T PROVIDE PSYCHIATRIC MEDICATION?

A WE DO NOT DISTRIBUTE MEDICATION, CORRECT.

Q AND I BELIEVE YOUR TESTIMONY WAS THAT THAT WOULDN'T BE SAFE FOR YOU TO DO THAT; IS THAT CORRECT?

A NO.

Q LET ME REPHRASE THAT.

IS IT AN ACCURATE SUMMARY OF YOUR TESTIMONY THAT YOU DIDN'T THINK IT WOULD BE SAFE TO DISTRIBUTE PSYCHIATRIC MEDICATION AT THE MAIN STREET FACILITY?

A THE DAY OF A PERSON ENROLLING, PRESCRIBING MEDICATION AND ADMINISTERING MEDICATION WOULD NOT BE SAFE BECAUSE THEY ARE NOT MEDICALLY CLEARED. WE DON'T KNOW IF THEY'RE FREE OF SUBSTANCES. WE DON'T KNOW WHAT OTHER MEDICATIONS THEY'RE CURRENTLY TAKING.

Q WOULD IT BE FAIR TO SAY YOU NEED A PSYCHIATRIST TO PRESCRIBE MEDICATION?

A LEGALLY, YOU NEED A PSYCHIATRIST TO PRESCRIBE MEDICATION, YES.

Q YOU COULDN'T PRESCRIBE IT ANY OTHER WAY LEGALLY WITHOUT HAVING A PSYCHIATRIST; CORRECT?

A WELL, A DOCTOR? I GUESS A GENERAL

PRACTITIONER. OUT OF MY SCOPE, I DON'T KNOW.

Q FAIR ENOUGH.

WOULD YOU AGREE YOU NEED A PSYCHIATRIST OR A DOCTOR TO OVERSEE THE INTAKE OF PSYCHIATRIC MEDICATION?

MS. HABIBIAN: OBJECTION, YOUR HONOR. THESE SERIES OF QUESTIONS ARE, AGAIN, ASKING FOR SPECULATION. SHE'S JUST GOING TO BE ANSWERING COMPLETELY OUT OF THE SCOPE OF HER ROLE.

THE COURT: I THINK SHE CAN ANSWER THIS BASED ON HER KNOWLEDGE. IF SHE DOESN'T KNOW, SHE CAN TELL US THAT.

THE WITNESS: A NURSE PRACTITIONER, I BELIEVE THROUGH THE BOARD CAN PRESCRIBE AND ADMINISTER MEDICATION.

BY MR. MCEWEN:

Q YOU DON'T HAVE ANYONE AT MHA FACILITY THAT OVERSEES THE INTAKE OF PSYCHIATRIC MEDICATION; CORRECT?

A THE INTAKE OF PSYCHIATRIC MEDICATION? CAN YOU CLARIFY?

Q DO YOU HAVE ANYONE ON STAFF THAT SUPERVISES MEMBERS --

A MED MANAGEMENT?

Q HOLD ON.

DO YOU HAVE ANYONE ON STAFF AT MHA, AT THE MAIN STREET FACILITY, THAT SUPERVISES MHA MEMBERS' INTAKE OF PSYCHIATRIC MEDICATION?

A WE HAVE A NURSE PRACTITIONER WHO IS AUTHORIZED TO CONSULT MEDICATION MANAGEMENT WITH MEMBERS, YES.

Q YOU REFERENCED THE STARS BEHAVIORAL HEALTH

GROUP.

DID I GET AT THAT RIGHT?

A YES.

Q WHAT IS IT?

A IT'S A CRISIS RESIDENTIAL FACILITY.

Q HOW LONG WERE YOU EMPLOYED THERE?

A ABOUT TWO YEARS.

Q WHEN DID YOU GET YOUR MASTERS' DEGREE?

A 2016, I BELIEVE.

Q AND THEN YOU ALSO REFERENCED A FACILITY THAT  
EMPLOYED THE MEDICAL MODEL.

WHICH FACILITY WHAT THAT IS?

A THIS WOULD BE STARS.

Q MHA SEES APPROXIMATELY A THOUSAND INDIVIDUALS A  
YEAR?

A OVER, YES.

Q HOW FAR OVER A THOUSAND?

A I DON'T KNOW AN EXACT NUMBER.

Q WHAT'S YOUR BEST ESTIMATE?

A 1,100 TO 1,500.

Q IN THAT NUMBER THAT YOU PROVIDED, IS  
UNDUPLICATED NUMBERS; CORRECT?

A CORRECT.

Q DURING THE TIME THAT YOU'VE BEEN THERE, THE  
15 MONTHS THAT BEGAN IN APPROXIMATELY AUGUST OF 2022, YOUR  
BEST ESTIMATE IS THAT APPROXIMATELY HALF ARE TREATED

SUCCESSFULLY?

A YES. HAVE SHOWN PROGRESS SINCE DAY ONE  
BASELINE, YES.

Q DOES YOUR UNDERSTANDING OF SUCCESS IN THAT  
CONTEXT INCLUDE -- YOU JUST USED THE WORD PROGRESS -- INCLUDE  
PROGRESS?

A IF WE'RE USING TERM PROGRESS, I WOULD SAY  
99 PERCENT.

Q SO LET'S GO BACK TO WHAT YOU WERE TALKING ABOUT  
PREVIOUSLY WHEN YOU SAID THAT -- WAS IT APPROXIMATELY HALF ARE  
TREATED SUCCESSFULLY?

A HAVE -- YES.

Q AND WHAT IS YOUR MEASUREMENT OF SUCCESS IN THAT  
CONTEXT?

A BASED ON THEIR TREATMENT GOALS AND PERFORMANCE  
OUTCOMES.

Q WELL, IS IT JUST PROGRESS ON TREATMENT GOALS  
AND OUTCOMES OR IS IT COMPLETION OF ALL THE GOALS AND ALL  
THE --

A COMPLETION OF ALL THEIR GOALS.

Q AND WHAT DO -- WHEN YOU SAY "GOALS," WHAT DOES  
THAT INCLUDE?

A THEIR TREATMENT GOALS IN THEIR INDIVIDUALIZED  
SERVICE PLAN.

Q WHAT WOULD THOSE TREATMENT GOALS CONSIST OF?

A IT CAN VARY. IT CAN BE BASED ON OBTAINING



LEGAL DOCUMENTATION, HEALTHCARE TREATMENT, HOUSING,  
EMPLOYMENT, FAMILY REUNIFICATION.

Q DO THE GOALS VARY FROM MEMBER TO MEMBER?

A YES.

Q AND DO YOU KNOW FROM YOUR ROLE AS REGIONAL  
CLINICAL SUPERVISOR WHETHER THERE'S A TYPICAL NUMBER OF GOALS  
THAT YOU LAY OUT FOR A PARTICULAR MEMBER?

A ABOUT THREE AT A TIME.

THE COURT: GOOD TIME MAKE OUR NOON RECESS. BE BACK  
AT 1:30.

ALL COUNSEL: THANK YOU, YOUR HONOR.

(LUNCH)

SANTA ANA, CALIFORNIA - WEDNESDAY, NOVEMBER 15, 2023

AFTERNOON SESSION

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(THE FOLLOWING PROCEEDINGS WERE HELD IN OPEN COURT:)

THE COURT: WE HAVE EVERYONE BACK. OUR WITNESS IS ON THE STAND.

FURTHER CROSS?

MR. MCEWEN: YES, YOUR HONOR. JUST A COUPLE MORE QUESTIONS.

BY MR. MCEWEN:

Q BEFORE THE BREAK WE WERE TALKING ABOUT TREATMENT GOALS.

REMEMBER THAT?

A YES.

Q AND I BELIEVE IT WAS YOUR TESTIMONY THAT FOR PARTICULAR MEMBER, YOU'D COME UP WITH APPROXIMATELY THREE GOALS AT A TIME?

A ABOUT, YES.

Q AFTER THOSE -- YOU CAN TELL ME -- IS IT THE PRACTICE OF MHA AFTER THOSE THREE GOALS ARE MET, THAT YOU DEVELOP ADDITIONAL GOALS?

A CORRECT.

Q WOULD IT BE FAIR TO SAY THAT THE GOALS THAT YOU SET FOR MHA MEMBERS WOULD FALL UNDER THE CATEGORY OF BASIC LIFE SKILLS?

A IT DEPENDS.

Q AND WHAT KIND OF GOALS -- WHEN YOU SAY "IT DEPENDS," WHAT DO YOU MEAN BY THAT?

A WELL, SOME -- IT DEPENDS ON THE GOAL. NOT EVERY SINGLE GOAL IS -- I WOULDN'T TESTIFY THAT EVERY SINGLE GOAL IS A BASIC LIFE SKILL.

Q OKAY. CAN YOU GIVE ME AN EXAMPLE OF A GOAL THAT YOU COULD NOT QUALIFY AS A BASIC LIFE SKILL?

MS. HABIBIAN: OBJECTION, YOUR HONOR. VAGUE AND AMBIGUOUS AS TO "BASIC LIFE SKILL."

THE COURT: THE WITNESS IS ANSWERING THE QUESTION, I THINK, WITH AN UNDERSTANDING. SO...

I'M SURE WHEN WE SAY BASIC LIFE SKILLS, DO YOU KNOW WHAT WE'RE TALKING ABOUT?

THE WITNESS: CAN YOU DEFINE THAT FOR ME, PLEASE.  
BY MR. MCEWEN:

Q WHAT DO YOU UNDERSTAND TO BE A BASIC LIFE SKILL?

A WELL, IT DEPENDS BECAUSE -- YES, BECAUSE SOME GOALS ARE MORE PERTAINING TO SEEKING LINKAGE TO SERVICES AND RECEIVING -- SO I GUESS, YES, YEAH, FAIRLY.

Q WHEN YOU SAY "YEAH," WHAT ARE YOU SAYING YES TO?

A CAN YOU REPEAT THE QUESTION?

Q SURE. YES.

WHAT IS YOUR UNDERSTANDING OF WHAT GOALS WOULD FALL UNDER THAT CATEGORY OF BASIC LIFE SKILLS?

A SO WOULD EVERY GOAL A MEMBER HAS IS A BASIC LIFE SKILL.

Q NO, I'M ASKING: WHAT IS YOUR UNDERSTANDING OF WHAT TYPE OF GOALS THAT YOU WOULD SET FOR MHA MEMBERS THAT FALLS INTO THAT CATEGORY OF BASIC LIFE SKILLS?

A SURE.  
DAILY LIVING SKILLS, HABILITATION ACQUISITION, HOUSING, EMPLOYMENT, VOCATIONAL SKILLS.

Q CAN YOU GIVE ME AN EXAMPLE OF GOALS THAT ARE SET FOR MHA MEMBERS THAT, IN YOUR VIEW, FALL OUTSIDE OF THAT CATEGORY OF BASIC LIFE SKILLS?

A SURE.  
SOME MEMBERS HAVE A FAMILY REUNIFICATION GOAL.

Q ANY OTHERS?

A I CAN'T THINK OF THEM OFF THE TOP OF MY HEAD.

MR. MCEWEN: NO FURTHER QUESTIONS, YOUR HONOR.

THE COURT: THANK YOU.

MS. GRAHAM, DID YOU HAVE ANY QUESTIONS?

MS. GRAHAM: I DO, YOUR HONOR.

THE COURT: WHENEVER YOU'RE READY.

MS. GRAHAM: THANK YOU.

**CROSS-EXAMINATION**

BY MS. GRAHAM:

Q GOOD AFTERNOON.

A HELLO.

Q PREVIOUSLY YOU TESTIFIED THAT THERE WERE THREE

PHASES OF MENTAL HEALTH TREATMENT.

DO YOU REMEMBER THAT?

A YES.

Q COULD YOU OUTLINE WHAT THE THREE PHASES ARE?

A IN MENTAL HEALTH TREATMENT, SO THERE'S THE BEGINNING PHASE, MIDDLE PHASE, AND END PHASE.

Q AND WHAT ARE THE THREE PHASES? IS THERE A NAME FOR THEM?

A IT DEPENDS WHAT THEORY YOU PRACTICE. BUT TYPICALLY, PHASE ONE IS ESTABLISHING A THERAPEUTIC ALLIANCE, ENGAGEMENT, DIAGNOSIS, ASSESSMENT.

PHASE TWO IS INTERVENTION THAT YOU'RE UTILIZING TO ADDRESS THE TREATMENT GOALS.

AND THEN PHASE THREE IS TERMINATION, YOU KNOW, YOU'RE SUMMARIZING -- YOU'RE WINDING DOWN THERAPY, YOU'RE GIVING THEM RESOURCES, YOU'RE PASSING THE BATON SO THEY CAN CONTINUE THESE LIFE SKILLS WITHOUT YOUR TREATMENT.

MR. AUSTIN: OBJECTION. MOVE TO STRIKE AS IMPERMISSIBLE EXPERT TESTIMONY.

I WILL WITHDRAW OBJECTION IF THIS IS ONLY UNDERSTOOD AS WHAT SHE BELIEVES OCCURS AT MHA.

THE COURT: THAT'S WHAT I'M TREATING IT FOR.

MS. GRAHAM: MAY CONTINUE, YOUR HONOR?

BY MS. GRAHAM:

Q YOU TESTIFIED THAT MHA, AND INCLUDING HYPER FOCUSES, ON PHASE ONE, WHICH YOU CALLED ENGAGEMENT; IS THAT

RIGHT?

A YES.

Q AND WHAT DID YOU MEAN BY MHA HYPER FOCUSES ON PHASE ONE?

A IN COMPARISON TO OTHER AGENCIES I'VE BEEN EMPLOYED WITH, ESTABLISHING A THERAPEUTIC ALLIANCE IS ALWAYS AN IMPORTANT PART OF PSYCHOTHERAPY. BUT MHA'S THE FIRST PLACE I'VE WORKED AT WHERE WE REALLY TAKE TIME TO FOCUS ON IT, AND IT'S -- WE SPEND TIME, EFFORT, EDUCATION, PRACTICING THE ENGAGEMENT INTERVENTION.

Q AND IS THERAPEUTIC ALLIANCE A VOLUNTEER PROCESS?

A YES.

Q AND WHY IS THAT?

A YOU'RE FORMING -- YOU'RE BUILDING RAPPORT WITH ANOTHER INDIVIDUAL. SO YOU CAN'T FORCE THAT, IT HAS TO COME NATURALLY.

Q AND WOULD YOU SAY THERAPEUTIC ALLIANCE IS A BEST PRACTICE MODEL FOR THE POPULATION MHA SERVES?

A YES.

Q AND WHY IS THAT?

A BECAUSE A LOT OF THESE PEOPLE -- THIS POPULATION, IN THEIR PAST, THEY'VE BEEN INSTITUTIONALIZED AND THEY'VE BEEN IN INVOLUNTARY PROGRAMS, OR THEY'VE BEEN HOSPITALIZED, INCARCERATED. SO THESE ARE ALL EXTERNAL -- THEY'RE NOT HAVING INTERNAL LOCUS OF CONTROL.

IT'S EXTERNAL FACTORS MANDATING THEM TO DO CERTAIN THINGS.

SO HAVING THAT RELATIONSHIP AND THAT BOND WITH SOMEONE WHERE THEY CAN START PRACTICING THAT INTERNAL LOCUS OF CONTROL IS -- MAKES TREATMENT EFFECTIVE.

Q YOU TESTIFIED EARLIER THAT PEOPLE WHO HAVE PREVIOUSLY BEEN IN INSTITUTIONS, THAT TYPE OF CARE, THEIR CARE CAN BE A REVOLVING DOOR?

A YES.

Q IS THAT RIGHT?

A YES.

Q COULD YOU EXPLAIN WHAT YOU MEAN BY REVOLVING DOOR.

A REVOLVING DOOR, SO WE WOULD TREAT THESE PATIENTS, DISCHARGE THEM, AND THEN WITHIN A SHORT AMOUNT OF TIME, THEY WOULD BE BACK WITH THE SAME PRESENTING PROBLEM.

THE REVOLVE -- IT'S BECAUSE THE AFTER CARE INSTRUCTIONS THEY WERE GIVEN, THAT'S NOT -- IT'S NOT SO ENGRAINING BEHAVIORAL CHANGE FOR MAINTENANCE OF A DIFFERENT LIFESTYLE.

Q SO WOULD YOU SAY IT DIDN'T HAVE LONG-TERM BENEFITS.

A YES.

Q AND HOW IS MHA'S SERVICES DIFFERENT FROM YOUR PRIOR EXPERIENCE OF WHAT YOU CALLED REVOLVING DOOR SERVICES?

A BECAUSE WE SPEND SO MUCH TIME IN THAT PHASE ONE OF ESTABLISHING RAPPORT, BUILDING A THERAPEUTIC ALLIANCE,

ENGAGING WITH THE MEMBER.

SO THEY HAVE A LOT OF -- IT'S A COLLABORATIVE EFFORT IN THEIR TREATMENT PLANNING. SO THEY'RE A PARTICIPANT IN IT, SO THEY'RE MORE MOTIVATED TO ACCOMPLISH THESE GOALS.

WE SPEND TIME GIVING THEM THE LIFE SKILLS, COPING SKILLS, TOOLS, RESOURCES, SUPPORT, ET CETERA, TO MAINTAIN WHATEVER THEY ACCOMPLISHED; HOUSE, A JOB, FAMILY REUNIFICATION, YOU KNOW. SO THEY NOW HAVE THESE ACQUIRED SKILLS TO MAINTAIN THIS.

Q AND HOW DOES HAVING THOSE SKILLS BEING PART OF A THERAPEUTIC ALLIANCE HELP SOMEONE IN THEIR MENTAL HEALTH TREATMENT?

A CAN YOU REPEAT THAT?

Q LET ME REPHRASE.

A OKAY.

Q HOW DOES HAVING THERAPEUTIC ALLIANCE AND THE OTHER SERVICES THAT MHA PROVIDES, HELP SOMEONE IN THEIR LONG-TERM CARE OF THEIR MENTAL ILLNESS?

A IT'S IMPERATIVE. IT'S AN IMPERATIVE PART OF IT.

Q GOING BACK TO THE PHASES.

HOW DO YOU GO FROM PHASE ONE TO PHASE TWO?

A ONCE THEY'VE COMPLETED ALL THE STEPS IN THAT MODALITY.

Q HOW DOES A PERSON GO FROM PHASE ONE TO PHASE TWO AT MHA?



A SO ONCE THEY ARE STABLE ENOUGH AND INDEPENDENT ENOUGH AND REQUIRE A LOWER LEVEL OF CARE, THEY CAN MOVE TO PHASE TWO.

Q DOES MHA -- WHEN I SAY "MHA," I MEAN THE PROPERTY WHICH IS THE SUBJECT OF THIS LAWSUIT 2416 SOUTH MAIN STREET, SANTA ANA.

A YES.

Q THAT'S THE MHA YOU'VE BEEN REFERRING TO AS WELL?

A YES.

Q DOES MHA PROVIDE PHASE TWO CARE AT THE CENTER?

A YES. NOT AT THE CENTER, WE HAVE OUTPATIENT CLINICS OUT OF THE CENTER. HOWEVER, WE DO PROVIDE PHASE TWO BECAUSE ONCE PEOPLE ARE LINKED, WE ARE INSTILLING THOSE INTERVENTIONS WORKING ON THEIR GOALS.

Q SO IF SOMEONE WAS A MEMBER OF MHA AND THEY WERE IN PHASE TWO, THEY'RE READY FOR PHASE TWO, YOU SAID THEY COULD BE -- WOULD THEY BE REFERRED POTENTIALLY TO ANOTHER PART OF MHA?

A YES. WE WOULD REFER THEM TO OUR OUTPATIENT CLINIC OR A COUNTY CLINIC.

Q SO WITHIN THE UMBRELLA OF THE LARGER MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY, YOU HAVE MULTI-SERVICE CENTER LOCATIONS; RIGHT?

A CORRECT.

Q SO AT THE CENTER OF THE MSC, IT'S PRIMARILY

PHASE ONE?

A YES.

Q I WANT TO MAKE SURE WE'RE ON THE SAME PAGE.  
AND IF SOMEBODY WAS READY TO BE REFERRED TO  
PHASE TWO, THEY COULD BE REFERRED WITHIN THE GREATER MHA  
UMBRELLA?

A CORRECT. AND THE OTHER WAY AROUND. IF SOMEONE  
WENT TO ONE OF OUR OUTPATIENT CLINICS AND THEY ARE NOT STABLE  
ENOUGH, THEY WOULD BE REFERRED TO THE MULTI-SERVICE CENTER AND  
WE'D START FROM SQUARE ONE IN THAT ENGAGEMENT PROCESS.

Q AND THEN HOW DO YOU MOVE FROM PHASE TWO TO  
PHASE THREE?

A ONCE YOU'RE MAKING SIGNIFICANT PROCESS IN ALL  
YOUR GOALS, ALL YOUR MALADAPTIVE SYMPTOMS ARE EITHER LESSENING  
IN FREQUENCY, INTENSITY, THIS INDIVIDUAL NOW HAS ACQUIRED ALL  
THESE SKILLS THAT THEY NO LONGER NEED TO BE IN TREATMENT.

Q BASED ON YOUR EXPERIENCE AT THE MSC, HAVE YOU  
SEEN PEOPLE MOVE TO PHASE THREE?

A PHASE THREE? NO.

Q DOES IT TAKE TIME TO GO FROM PHASE ONE TO PHASE  
THREE?

A YES.

Q DO YOU HAVE AN AVERAGE AMOUNT OF TIME?

A THERE IS NO ALGORITHM FOR IT. IT VARIES. IT'S  
INDIVIDUALIZED TO EACH PERSON.

Q AND IS THE GOAL OF MHA TO MOVE A PERSON FROM

PHASE ONE TO PHASE THREE?

A CORRECT.

Q IN THE CARE THAT MHA PROVIDES, IS IT ALSO ITS GOAL TO TAKE PEOPLE OUT OF THAT REVOLVING DOOR CYCLE?

A YES.

Q WHY?

A WHY?

Q WHY DOES MHA TRY TO MOVE PEOPLE OUT OF THE REVOLVING DOOR?

A BECAUSE THAT LIFESTYLE IS NOT SUSTAINABLE. IT'S NOT DOING ANYTHING FOR SOCIETY. IT'S NOT DOING ANYTHING FOR THAT INDIVIDUAL.

Q WHEREAS IS IT YOUR UNDERSTANDING THAT MHA PROGRAM HELPS BREAK THE CYCLE?

A YES. WE'RE HELPING BREAK THE CYCLE.

THIS IS A NEW PATH YOU CAN GO; INSTEAD OF THE YOUR ONLY OPTIONS ARE BEING INCARCERATED OR HOSPITALIZED OR EVEN DEATH, LET'S START SOMEWHERE NEW, BREAK THE CYCLE.

MS. GRAHAM: I HAVE NO FURTHER QUESTIONS.

THE COURT: COUNSEL, DO YOU HAVE ANY REDIRECT?

MS. HABIBIAN: YES, YOUR HONOR. THANK YOU.

**REDIRECT EXAMINATION**

BY MS. HABIBIAN:

Q ARE YOU AWARE THAT THE MSC HAS PROGRAM CALLED THE OUTREACH PROGRAM?

A YES. IT'S PART OF OUR COUNTY CONTRACT TO HAVE

AN OUTREACH PROGRAM.

Q AND SO WHAT IS THE PROGRAM?

A OUTREACH ENGAGEMENT ARE WHEN TEAM MEMBERS GO OUT IN THE FIELD, SPECIFICALLY OUR VETERAN LIAISON, NURSING STAFF, OUR VETERAN OUTREACH WORKER. THEY GO TO LOCAL ENCAMPMENTS, PARKS, JUST ANYWHERE YOU WOULD FIND A HOMELESS INDIVIDUAL.

Q AND SO EARLIER YOU TESTIFIED THAT THE MSC SERVES OVER 1,000 INDIVIDUALS.

DOES THAT NUMBER INCLUDE INDIVIDUALS WHO ARE PART OF THE OUTREACH PROGRAM?

A YES.

Q SO ROUGHLY HOW MANY OF THOSE INDIVIDUALS COME FROM THE OUTREACH PROGRAM?

A DEPENDS ON THE YEAR. MOST RECENTLY, AROUND 400.

Q AND SO DOES EVERY INDIVIDUAL THAT THE MSC SERVES ON THE FIELD DURING OUTREACH PROGRAM, DO THEY ACTUALLY COME INTO THE FACILITY?

A NO.

Q HOW OFTEN WOULD YOU SAY SOMEONE THAT THE MSC ENCOUNTERS IN THE FIELD COMES INTO FACILITY?

MR. AUSTIN: LACKS FOUNDATION.

THE WITNESS: I WOULDN'T KNOW EXACT NUMBER.

BY MS. HABIBIAN:

Q ARE THERE ANY ISSUES IN YOUR ROLE AS A

CLINICIAN, THAT YOU'RE AWARE OF, THAT WOULD BE A PROBLEM FOR MSC TO REQUIRE TRANSPORTATION TO AND FROM THE MSC OR TO ANOTHER SHELTER?

A YES. IT DEPENDS IF THE MEMBER WANTS TO BE TRANSPORTED. IF THE INDIVIDUAL DOESN'T WANT TRANSPORTATION, WE CAN'T FORCE THEM.

MS. HABIBIAN: THANK YOU.

NO FURTHER QUESTIONS, YOUR HONOR.

THE COURT: CROSS?

MR. MCEWEN: NO FURTHER QUESTIONS.

THE COURT: MS. GRAHAM, ANYTHING ELSE?

MS. GRAHAM: NO, YOUR HONOR. THANK YOU.

THE COURT: CAN THIS WITNESS BE EXCUSED?

MS. HABIBIAN: YES, YOUR HONOR.

MR. MCEWEN: YES, YOUR HONOR.

THE COURT: THANK YOU, MA'AM. YOU CAN STEP DOWN.

DO YOU HAVE ANY OTHER WITNESSES?

MR. WEEDN: DEFENSE CALLS LISA COSTA, YOUR HONOR. AND MR. CHRISTOPHER LAWRENCE WILL BE TAKING COUNSEL'S CHAIR FOR THAT.

**LISA COSTA,**

CALLED AS A WITNESS ON BEHALF OF THE DEFENDANTS, AND HAVING BEEN FIRST DULY SWORN, WAS EXAMINED AND TESTIFIED AS FOLLOWS:

THE WITNESS: YES.

THE CLERK: PLEASE STATE AND SPELL YOUR FIRST AND LAST NAME FOR THE RECORD.

THE WITNESS: MY NAME IS LISA COSTA. L-I-S-A,  
C-O-S-T-A.

THE CLERK: THANK YOU. HAVE A SEAT IN THE WITNESS  
STAND.

THE COURT: GOOD AFTERNOON, MS. COSTA.

THE WITNESS: HI. HOW ARE YOU?

THE COURT: I'M DOING WELL. HOW ARE YOU?

THE WITNESS: I'M GOOD. THANK YOU.

THE COURT: HAVE YOU EVER TESTIFIED IN COURT BEFORE?

THE WITNESS: NO, SIR.

THE COURT: LET ME GIVE YOU SOME QUICK INSTRUCTIONS  
ON HOW THIS WORKS.

YOU ARE HERE TODAY TO ANSWER QUESTIONS FROM THE  
ATTORNEYS. PLEASE LISTEN CAREFULLY TO ALL THE QUESTIONS. IF  
AT ANY TIME YOU GET A QUESTION YOU DON'T UNDERSTAND, YOU DON'T  
KNOW WHAT THEY'RE ASKING YOU, TELL US THAT RIGHT AWAY. AND IF  
YOU DO, WE'LL MAKE SURE YOU HAVE A QUESTION THAT YOU DO  
UNDERSTAND BEFORE YOU ANSWER. OKAY?

THE WITNESS: UNDERSTOOD, YES.

THE COURT: IF YOU HEAR THE ATTORNEYS SAY ANYTHING  
LIKE "OBJECTION," OR "I OBJECT," JUST STOP TALKING. IT JUST  
MEANS ONE OF THEM HAS A PROBLEM WITH THAT QUESTION. SO I'LL  
RESOLVE THAT WITH THEM AND I'LL TELL YOU WHETHER YOU SHOULD OR  
SHOULDN'T ANSWER THE QUESTION. IS THAT CLEAR?

THE WITNESS: YES.

THE COURT: IN FRONT OF YOU THERE IS OUR COURT

REPORTER. SHE'S MAKING A RECORD OF EVERYTHING WE SAY. SO YOU CAN HELP US ALL OUT BY FOLLOWING COUPLE RULES AND DO YOUR BEST ON THESE.

FIRST, TRY TO AVOID ANSWERING QUESTIONS WITH PHRASES LIKE "UH-HUH," "HU-HUH." AND JUST STICK WITH THE SIMPLE YESES AND NOES AS BEST YOU CAN. OKAY?

THE WITNESS: UNDERSTOOD, YES.

THE COURT: GOOD. ALSO, PLEASE TRY NOT TO SPEAK AT THE SAME TIME ANOTHER PERSON'S ALREADY SPEAKING. WHEN THE OVERLAP GETS GOING, IT GETS HARD TO KEEP TRACK OF WHO SAID WHAT. SO DO YOUR BEST ON THAT. OKAY?

THE WITNESS: OKAY.

THE COURT: NOW FINALLY, MANY TIMES YOU MAY BE ASKED QUESTIONS THAT CALL FOR A YES-OR-NO ANSWER AND NOTHING MORE. I'LL GIVE YOU EXAMPLE.

IF I WERE TO ASK YOU TODAY, IS THIS ROBE THAT I'M WEARING BLACK? WHAT'S YOUR ANSWER?

THE WITNESS: YES.

THE COURT: PERFECT. THAT'S ALL YOU HAD TO DO TO ANSWER THAT QUESTION. MAYBE THERE WAS MORE YOU WANTED TO TALK ABOUT ABOUT THAT ISSUE ABOUT ROBES OR WHY THEY'RE BLACK OR WHY DO I HAVE TO WEAR THEM. BUT NO ONE ASKED ABOUT THAT.

SO IF YOU FIND YOURSELF IN THAT SITUATION, AGAIN, DO YOUR BEST TO SAY YES, NO, I DON'T KNOW, I DON'T REMEMBER. AND IF THERE'S MORE YOU WANT TO SAY, WAIT FOR ONE OF THE ATTORNEYS TO ASK YOU TO GIVE US THAT ADDITIONAL

INFORMATION.

DO YOU UNDERSTAND?

THE WITNESS: YES.

THE COURT: ALL RIGHT. THANK YOU.

MR. LAWRENCE.

MR. LAWRENCE: THANK YOU, YOUR HONOR.

BY LAWRENCE:

Q MS. COSTA, THANK YOU FOR BEING HERE TODAY.

ARE YOU CURRENTLY EMPLOYED?

A YES.

Q BY WHO?

A BY THE MENTAL HEALTH ASSOCIATION OF ORANGE COUNTY AT THE MULTI-SERVICE CENTER.

Q WHAT IS YOUR POSITION THERE?

A I'M VETERAN LIAISON.

Q WHAT DOES THAT MEAN?

A VETERAN LIAISON, MEANING AT THE MULTI-SERVICE CENTER, I ENROLL VETERANS, I AM CASE MANAGER FOR VETERANS.

BASICALLY I GET THROUGH THE RED TAPE OF HELPING OUT HOMELESS VETERANS TO GET WHATEVER THEY ARE WORKING ON, THEIR GOALS.

Q AND HOW LONG HAVE YOU WORK AT MHA AS A VETERANS LIAISON?

A NINE AND A HALF YEARS.

Q AND I UNDERSTAND -- WHAT QUALIFIES YOU FOR YOUR ROLE AS VETERANS LIAISON?



A WELL, FIRST FOREMOST, I'M A VETERAN. I HAVE LIVED EXPERIENCE, AND...

Q AND HOW LONG DID YOU SERVE IN THE MILITARY?

A JUST UNDER FIVE YEARS.

Q AND WHICH BRANCH?

A THE ARMY.

Q AND WHEN DID YOU FIRST ENLIST IN THE ARMY?

A 2001.

Q AND WHERE WERE YOU STATIONED?

A IN KAISERSLAUTERN, GERMANY.

Q AND DID YOU EVENTUALLY SEPARATE FROM THE ARMY?

A I DID, YES.

Q AND WHY WAS THAT?

A WHEN I WAS ENLISTED IN THE MILITARY, AFTER MY FIRST ENLISTMENT AND MY HONORABLE DISCHARGE, I RE-ENLISTED. AND DURING THE SECOND PART, I HAD A SON AND I WAS A FOOD SERVICES SPECIALIST. I WAS WORKING AT THE MAIN HOSPITAL IN LANDSTUHL, GERMANY AT THE TIME.

AND THAT WAS AFTER 9-11 HAPPENED, AND THERE WAS ALWAYS PLANES COMING FROM -- FROM IRAQ WHATNOT, DEPLOYED SOLDIERS WERE COMING DOWN. SO I WORKED ANYWHERE FROM EIGHT TO 14 HOURS. AS BEING A COOK, I HAD TO BE AT THE KITCHEN EARLY SOMETIMES. WITH HAVING MY SON, BEING A SINGLE MOTHER, AFTER SOME TIME I COULDN'T -- I COULDN'T DO IT ANYMORE.

Q AND WHEN I SAY YOU COULDN'T DO IT ANYMORE, WHAT ARE YOU REFERRING TO?

A I COULDN'T RAISE MY SON AND BE A HUNDRED PERCENT COMMITTED TO THE ARMY AT THAT TIME.

Q AND SO WHAT DID YOU DO DECIDE TO DO?

A THEY HAVE WHAT'S CALLED A FAMILY CARE PLAN IN THE MILITARY FOR MOTHERS, FATHERS, FAMILIES THAT DO NOT HAVE SOMEBODY TO TAKE CARE OF THEIR CHILDREN BACK HOME. AND SO I WAS TRYING TO GET OUT ON THAT BECAUSE I JUST -- LIKE I SAID, I COULDN'T RAISE MY SON. I COULDN'T BE IN THE KITCHEN WORKING WITH -- YOU KNOW, I HAD A SITTER ON BASE, I HAD DAYCARE ON BASE, I HAD A SITTER OFF BASE. SO THAT'S WHAT I DECIDED DO WHEN I TRIED TO GET OUT.

AFTER A WHILE THE COMMANDER, MY ACTING COMMANDER WOULD NOT LET ME OUT OF THE MILITARY. SO I DECIDED TO DO WHAT I HAD DO IN ORDER TO GET OUT, AND THAT'S I -- THEY GAVE ME AN URINALYSIS TEST AND I DIDN'T PASS THEM. THAT'S HOW I GOT.

Q WHAT'S A URINALYSIS TEST?

A I HAD TO GO THE BATHROOM THEY TOOK A SAMPLE OF URINE.

Q WHAT WERE THEY SAMPLING YOUR URINE FOR?

A FOR DRUGS.

Q AND YOU SAID YOU TESTIFIED POSITIVE; CORRECT?

A CORRECT.

Q AND WHAT HAPPENED WHEN YOU TESTIFIED POSITIVE FOR DRUGS WHILE YOU WERE IN THE ARMY?

A I SPOKE WITH MY ACTING COMMANDER. HE -- WE

DISCUSSED HOW I WAS GOING TO GET OUT OF THE MILITARY, WHAT MY OPTIONS WERE. BASICALLY MY OPTIONS WERE, I CAN GET OUT ON BAD CONDUCT DISCHARGE, WHICH I DID NOT WANT TO DO. SO I HAD TO GO TO MILITARY JAIL FOR THREE WEEKS. I HAD TO MAKE A SPEECH IN FRONT OF MY UNIT, AND I GOT OUT ON A GENERAL UNDER HONORABLE DISCHARGE.

Q CAN YOU BRIEFLY DESCRIBE WHAT A BAD CONDUCT DISCHARGE IS?

A BAD CONDUCT DISCHARGE BASICALLY MEANS A VETERAN WITH THAT DISCHARGE STATUS DOES NOT GET ANY BENEFITS FROM THE VETERANS AFFAIRS WHATSOEVER; NO HOUSING, NO MENTAL HEALTH, NO MEDICAL, NOTHING LIKE THAT.

Q AND A GOOD CONDUCT DISCHARGE OR GENERAL DISCHARGE IS WHAT?

A GENERAL, DEPENDING ON HOW LONG YOU SERVED, A GENERAL UNDER HONORABLE DISCHARGE STATUS ALLOWS THAT VETERAN TO STILL GET HOUSED AND ALSO TO STILL GET MEDICAL AND MENTAL HEALTH SERVICES FROM THE VA.

Q AND AFTER YOU WERE DISCHARGED FROM THE ARMY, WHERE DID YOU GO?

A I WENT BACK HOME TO ARIZONA TO BE WITH MY FAMILY AND MY SON.

Q AND WHAT DID YOU DO FEW MONTHS AFTER THAT?

A FEW MONTHS AFTER THAT I WAS ENROLLED IN COSMETOLOGY SCHOOL, THEN I STARTED HANGING OUT WITH AN INDIVIDUAL THAT WAS PARTYING A LITTLE TOO MUCH, AND THEREFORE,

I STARTED PARTYING A LITTLE TOO MUCH. AND BASICALLY, MY FAMILY INTERVENTIONED ME.

FROM THERE, I WENT TO REHAB FOR SIX MONTHS. AND DID WHAT I HAD TO DO. MY SISTER TOOK CARE OF MY SON.

AFTER THAT, I WENT BACK TO ARIZONA TO TRY TO RAISE MY SON AND BE A FAMILY.

Q AND WERE YOU SUCCESSFUL?

A FOR SOMETIME I WAS UNTIL IT CAUGHT UP WITH ME AGAIN. THE SECOND TIME IT CAUGHT UP WITH ME, I ALMOST MADE TO A YEAR CLEAN FROM DRUGS AND ALCOHOL. I FELL. AND SO I DECIDED TO PUT MYSELF BACK INTO REHAB.

MY SISTER, YOU KNOW -- SHE AGREED TO TAKE MY SON, BUT AS ADOPTING HIM SO THAT HE CAN HAVE HIS LIFE AND I CAN HAVE MINE. SO I DID -- I WENT TO REHAB AND I LASTED AND HERE I AM TODAY AND I HAVE MY SON WITH ME.

Q AND WHEN YOU RELAPSED THAT SECOND TIME, CAN YOU DESCRIBE WHERE WERE YOU LIVING AND LITTLE BIT ABOUT YOUR CONDITIONS FOR YOU AND YOUR SON?

A THAT'S WHEN I WAS HOMELESS WITH MY SON FOR A SHORT TIME.

Q HOW LONG WERE YOU HOMELESS?

A WE WERE HOMELESS TOGETHER FOR ABOUT TWO MONTHS, IF I'M NOT MISTAKEN. MY FAMILY, THEY WOULD LET HIM STAY WITH THEM, BUT I WASN'T WILLING -- I WASN'T WILLING TO DO THAT, I WANTED MY SON.

Q AND WHERE WERE YOU AT DURING THIS TIME?

A I WAS LIVING IN MY CAR.

Q WHERE WAS YOUR CAR GENERALLY LOCATED?

A IN PHOENIX, ARIZONA.

Q DID YOU MOVE TO CALIFORNIA AT SOME POINT?

A SO THE FIRST TIME I WENT TO REHAB IT WAS IN CALIFORNIA. THE SECOND TIME I WENT TO REHAB, I WENT BACK TO THAT SAME REHAB IN BELLFLOWER, CALIFORNIA.

Q AND DURING THAT TIME, DID YOU REACH OUT TO ANY HOMELESS SHELTERS OR FACILITIES THAT PROVIDE SERVICES TO UNHOUSED INDIVIDUALS?

A SO IT STARTED THERE AT THE SALVATION ARMY SHELTER. IT -- I STAYED WITH THEM FOR A WHILE AND I STARTED FINDING OUT ABOUT SERVICES FOR VETERANS. THAT'S HOW I GOT TO STAY SO LONG AT THE SALVATION ARMY THROUGH THEIR VETERAN PROGRAM WITH THE VA.

Q DID YOU EVER REACH OUT TO MHA FOR HELP?

A I DID. AFTER I HAD MY SON FOR -- AFTER HE WAS WITH ME -- I WAS LIVING IN A ROOM TO RENT WITH ONE OF MY GOOD FRIENDS, AND THAT'S WHEN MY SISTER -- AFTER YEAR-AND-A-HALF I GOT MY SON BACK.

FROM THERE, I FOUND OUT ABOUT MHA'S RAPID REHOUSING PROGRAM THROUGH A FRIEND OF MINE. AND THAT'S HOW THAT CONNECTION STARTED. AND THEY HELPED ME FOR THE FIRST YEAR-AND-A-HALF OR SO WITH MY SON.

Q AND ARE YOU HOUSED TODAY?

A I AM.

Q AND HOW OLD IS YOUR SON?

A MY SON IS 19.

Q HOW OLD WAS HE DURING THIS TIME?

A HE WAS SEVEN.

Q OTHER THAN YOUR MILITARY SERVICE, DO YOU HAVE ANY OTHER CREDENTIALS OR QUALIFICATIONS THAT MAKE YOU QUALIFIED TO BE A VETERANS LIAISON?

A MY LIVED EXPERIENCE AS A HOMELESS VETERAN, YES.

Q AND ARE YOU -- DO YOU POSSESS ANY QUALIFICATIONS OR CERTIFICATIONS THROUGH OTHER ORGANIZATIONS?

A YES. SO I'M VA CERTIFIED PEER SUPPORT SPECIALIST.

Q WHAT DOES THAT MEAN?

A PEER SUPPORT TOWARDS ANY VETERAN, HOMELESS OR NOT HOMELESS. IT'S JUST MORE INTENSIVE, LIKE TRAINING IN CASE MANAGEMENT. AND THAT ALSO -- IF I EVER WANTED TO WORK FOR THE VA, THAT'S SOMETHING I WOULD HAVE TO POSSESS.

Q WHEN YOU SAY "CASE MANAGEMENT," IS THAT SOMETHING THAT MHA PROVIDES FOR UNHOUSED VETERAN CLIENTS?

A YES.

Q AND WHAT DOES THAT MEAN, "CASE MANAGEMENT"?

A CASE MANAGEMENT, MEANING A HOMELESS VETERAN COMES IN, WE ENROLL HIM. I MEET THEM WE'RE THEY'RE AT AND THEY LET ME KNOW WHAT THEIR GOALS ARE AND WE START WALKING THAT PATH TOGETHER.

Q AND CAN YOU DESCRIBE SOME OF THE SERVICES THAT

MHA PROVIDES FOR VETERAN CLIENTS?

A ABSOLUTELY.

SO AT THE MULTI-SERVICE CENTER, BESIDES THE CASE MANAGEMENT, IT'S PLACE FOR THEM TO SHOWER, IT'S A PLACE FOR THEM TO MEET THEIR BASIC NEEDS, SHOWER, LAUNDRY, FOOD. THEY ALSO HAVE A HOUSING SPECIALIST. WE HAVE AN EMPLOYMENT SPECIALIST. BUT IN MY OFFICE, WE HAVE SPECIAL BENEFITS FOR THEM. IF THEY DON'T HAVE INCOME, WE HAVE 30-DAY BUS PASSES WE GIVE THEM.

BECAUSE THEY HAVE SO MANY VA APPOINTMENTS TO GET TO START ON THEIR HUD VASH PACKET, WHICH IS FOR THEIR HOUSING. THEY ALSO HAVE THEIR MENTAL HEALTH APPOINTMENTS WHICH IS A REQUIREMENT THAT THEY GO TO THROUGH THE VA OR VARIOUS, YOU KNOW, PRIVATE PSYCH AND WHATNOT, OUTSIDE OF THE MULTI-SERVICE CENTER.

WE ALSO DO OTHER SERVICES; ORDERING THEIR DD-214. ANY IMPORTANT LEGAL DOCUMENT THAT THEY NEED FOR THEIR HUD VASH PACKET TO GET HOUSED, THAT'S WHAT WE DO.

Q YOU JUST USE TERM DD-214, DEPARTMENT OF DEFENSE FORM 214. CAN YOU DESCRIBE WHAT THAT IS?

A I DESCRIBE IT AS A RESUME FOR VETERANS. IT LISTS, YOU KNOW, MILITARY SERVICE, TIMES, WHAT THEIR JOB WAS, WHICH IS MOS, STUFF LIKE THAT.

Q AND WHAT DOES THIS DD-214 PERMIT A VETERAN TO DO? WHAT DOES IT ALLOW THEM TO DO?

A IT'S A VERY IMPORTANT DOCUMENT THAT THEY NEED

TO GET HOUSED SHOWS. IT ALSO THEIR DISCHARGE STATUS THAT DETERMINES WHAT BENEFITS THEY QUALIFY FOR OR NOT THROUGH THE VA.

Q DO YOU HELP THESE VETERAN CLIENTS OBTAIN ANY OTHER PIECES OF PAPERWORK?

A YES. I ASSIST THEM WITH THEIR CALIFORNIA ID, THEIR BIRTH CERTIFICATE -- I'M SORRY, I SAID THAT ALREADY -- DD-214S. AND ANY OTHER INCOME BENEFIT LETTER THAT THEY NEED FOR THEIR HUD VASH PACKET.

Q CAN YOU CAN YOU PLEASE DESCRIBE HUD CARE -- THE HUD -- PACK AND BASICALLY.

A THE HUD VASH PACKET IS BASICALLY A SECTION 8 HOUSING.

Q AND IS THE HUD PACKAGE A SUBSIDY TO HELP THE UNHOUSED GET HOUSING OR WHAT OTHER TYPES OF SERVICES DOES THAT PROVIDE THEM?

A IT'S UTILIZED FOR HOUSING, YES, FOR THEM TO GET HOUSED.

Q IS EVERY CLIENT AT MHA A VETERAN?

A NO, NOT EVERY -- NO.

Q CAN YOU GIVE A ROUGH ESTIMATE TO HOW MANY ARE VETERANS?

A MY DATA -- OUR DATA ANALYST WOULD KNOW THAT. BUT WE -- SO FAR I BELIEVE I HAVE ABOUT 40 VETERANS ENROLLED AT THE MULTI-SERVICE CENTER.

Q DO ALL OF ALL THOSE VETERANS HAVE MENTAL HEALTH



DISABILITIES?

A YES.

Q ARE THERE VETERANS WHO SHOW UP THAT DON'T HAVE MENTAL HEALTH DISABILITIES?

A THERE ARE --

MR. MCEWEN: OBJECTION. CALLS FOR EXPERT TESTIMONY. SHE'S NOT A DESIGNATED EXPERT ON THIS ISSUE.

THE COURT: JUST HER UNDERSTANDING BASED ON HER OBSERVATIONS AND WHAT SHE SEES.

YOU CAN ANSWER.

THE WITNESS: I'M SORRY. CAN YOU REPEAT THE QUESTION?

MR. LAWRENCE: YOUR HONOR, CAN WE HAVE THE QUESTION READ BACK?

THE COURT: MADAM REPORTER.

(RECORD READ)

THE WITNESS: YES.

BY MR. LAWRENCE:

Q AND WHAT DO YOU DO IN THOSE INSTANCES?

A FROM THERE, I USUALLY HAVE A CONVERSATION WITH THEM A LITTLE BIT MORE IN DEPTH. AS A VETERAN, AS VETERANS THAT I KNOW, A LOT OF -- ONCE I GET THEM TALKING, THEY WILL OPEN UP MORE AND THEN I WILL FIND OUT, YES, THEY HAVE HAD DEPRESSION; YES, THEY HAVE HAD PTSD OR WHATNOT.

Q AND ARE THERE VETERANS WHO SHOW UP THAT MAY QUALIFY FOR HELP AT MHA BUT DON'T QUALIFY FOR VETERANS

BENEFITS?

A YES.

Q AND WHO WOULD THOSE VETERANS BE?

A THOSE TYPES OF VETERANS EITHER -- THEY HAVE A BAD CONDUCT DISCHARGE OR THEY HAVE LEGAL RESTRICTIONS TO WHERE THEY CANNOT GO AND GET VA BENEFITS.

Q AND WHEN YOU SAY LEGAL RESTRICTIONS WHERE THEY CAN'T GET VA BENEFITS, WHAT DOES THAT MEAN?

A THEY ARE SEX OFFENDERS.

Q AND DO YOU HELP THEM, EVEN THOUGH THEY CAN'T GET VA BENEFITS?

A YES.

Q HOW DO YOU HELP THEM?

A I HELP THEM WITH THE SAME SERVICES THAT I DO FOR OTHER VETERANS THAT HAVE HONORABLE DISCHARGE STATUS OR WHATNOT, MINUS THE VA BENEFITS. THERE ARE OTHER OPPORTUNITIES THAT ARE AVAILABLE TO THOSE VETERANS THAT DO NOT QUALIFY FOR VA HEALTHCARE.

Q ARE THESE VETERANS WHO MAY NOT QUALIFY FOR VA HEALTHCARE, DO THEY ALSO NOT QUALIFY FOR OTHER SERVICES AT NEIGHBORHOOD SHELTERS?

A YES.

Q AND WHAT DO YOU DO IN THOSE INSTANCES?

A I JUST TRY TO ASSIST THEM AS MUCH AS POSSIBLE ON WHATEVER GOALS THEY'RE WORKING ON.

Q LET'S SAY THERE'S A VETERAN THAT DOES QUALIFY

FOR BENEFITS, ARE THERE OTHER BARRIERS THAT THE VETERAN MIGHT HAVE THAT WOULD PRECLUDE THEM FROM MAYBE SEEKING HELP AT A TRADITIONAL SHELTER?

A YES.

Q AND WHAT WOULD THOSE BE?

A AT THE SHELTERS -- SO MHA AT THE MULTI-SERVICE CENTER, WE TRY TO KEEP IT AS SERENE AS POSSIBLE. WE TRY TO -- SOMETIMES THERE IS A LOT OF PEOPLE IN THE ROOM. IT'S VERY LOUD. THAT TRIGGERS THEIR PTSD, SAME AT THE SHELTERS. THERE'S QUITE A FEW PEOPLE AT THOSE SHELTERS.

AND SO AT TIMES THAT COULD BE A LOT FOR THEM. IT COULD BE A LOT FOR THEM, YOU KNOW, BEING IN THE CUBICLE WITH ANOTHER PERSON, YOU KNOW, THEY MIGHT HAVE -- IT MIGHT TRIGGER THEIR PTSD THERE, IT MIGHT TRIGGER THEIR ANXIETY THERE, AND WHATNOT -- WHICH WE TRY TO KEEP THAT DOWN AT OUR CENTER.

Q HOW DO YOU DO THAT, OTHER THAN KEEPING IT SERENE AND QUIET?

A SO IN OUR CENTER WE HAVE THE MAIN ROOM WHERE EVERYBODY SITS AND, YOU KNOW, GET SERVICES OR IS WORKING ON SOMETHING. BUT THERE'S A WALL THAT DIVIDE OR MAIN ROOM INTO WHERE OUR CONFERENCE ROOM IS AND WHATNOT. IT'S PRETTY QUIET AREA.

AND SO SOMETIMES IF THE VETERAN IS HAVING AN EPISODE OR -- BY LISTENING TO THEM OR WHATNOT, IF THEY'RE GETTING REALLY ANXIOUS AND ANGRY, I TEND TO MOVE THEM ON THE

OTHER SIDE OF THE WALL, AND WE SIT DOWN AND WE TALK ABOUT WHAT'S GOING ON. AND THAT KIND OF HELPS DE-ESCALATE AND BRING THEM DOWN FROM WHATEVER THEY'RE GOING THROUGH.

Q DOES MHA HAVE A SET OF RULES OR GUIDELINES OR ITS CLIENTS TO FOLLOW?

A YES.

Q AND DO YOU REMIND THE CLIENTS OF THOSE RULES?

A USUALLY EVERY MORNING WHEN I'M WORKING THE FRONT DESK.

Q HOW DO YOU REMIND THEM?

A WE HAVE A LOUD SPEAKER AND I GET ON THAT LOUD SPEAKER AND I JUST GO OVER THE RULES AND MAKE SURE THEY REMEMBER THEM AND TRY TO FOLLOW THEM TO THE BEST OF THEIR ABILITY.

Q AND WHAT HAPPENS IF ONE OF YOUR CLIENTS BEHAVES IN A WAY THAT'S CONTRARY TO THE RULES THAT YOU TALK ABOUT EVERY MORNING?

A SO USUALLY I'LL PULL THAT INDIVIDUAL INTO A MORE QUIET SPACE, AND WE TALK ABOUT THE RULE THAT THEY, YOU KNOW, MAY NOT BE FOLLOWING. AND WE ASK THEM -- YOU KNOW, THEY BROKE THE RULE THE FIRST TIME, WE USUALLY WILL GIVE THEM WARNING, WE'LL TALK ABOUT IT AND WE'LL MOVE ON FROM THERE.

Q WHY DON'T YOU KICK THEM OUT PROGRAM IF THEY BREAK THE RULE?

A BECAUSE WE'RE TRYING TO GIVE THEM A CHANCE TO BETTER THEIR LIFE AND CONTINUE WORKING ON WHAT THEY'RE WORKING

ON TO BE A SUCCESSFUL MEMBER OF SOCIETY.

Q IS THAT A TRAUMA INFORMED APPROACH TO CARE?

A I BELIEVE SO, BUT I'M NOT AN EXPERT.

Q LET'S SAY THAT ONE OF THE CLIENTS IS HAVING AN INCIDENT OUTSIDE THE CENTER, WHAT DO YOU DO IN THAT CASE?

MR. AUSTIN: VAGUE AND AMBIGUOUS TO "AN INCIDENT."

THE COURT: SUSTAINED. YOU CAN CLARIFY.

BY MR. LAWRENCE:

Q LET'S SAY ONE OF YOUR CLIENTS IS BEHAVING CONTRARY TO THE RULES THAT YOU READ EVERY MORNING TO THE CLIENTS AND THEY'RE OUTSIDE OF THE MHA CENTER, WHAT DO YOU DO IN THOSE INSTANCES?

A IF I HEAR OF AN INCIDENT HAPPENING OUTSIDE, DOWN THE STREET, OR WHATNOT, I WILL GO TO WHEREVER THAT MEMBER IS AND I WILL SEE WHAT'S GOING ON AND DISCUSS IT WITH THAT INDIVIDUAL.

USUALLY, IF I CAN'T FIND THAT INDIVIDUAL, I'LL GO AND TALK TO THE STORE OWNER AND LET THEM KNOW WHAT'S GOING ON, HEY, WE'RE HERE TO ADDRESS THIS. I JUST WANT TO LET YOU KNOW WE'RE WORKING ON THIS. IF I SEE THAT MEMBER, WE TALK ABOUT IT AND DEPENDING ON THE WHAT THE CIRCUMSTANCES ARE, WE TRY TO GET THEM BACK INTO OUR CENTER.

Q AND IF A NEIGHBORHOOD BUSINESS OR A NEIGHBORHOOD CITIZEN CALLS AND REPORTS AN EPISODE WHERE A CLIENT IS BEHAVING CONTRARY TO THE RULES, WHAT DO YOU DO IN THOSE CASES?

A I GO DOWN THERE IMMEDIATELY.

MR. LAWRENCE: I HAVE NO FURTHER QUESTIONS, YOUR HONOR.

THE COURT: ANY CROSS?

MR. MCEWEN: YES, YOUR HONOR.

**CROSS-EXAMINATION**

BY MR. MCEWEN:

Q GOOD AFTERNOON, MS. COSTA.

A HI.

Q YOU WERE ASKED SOME QUESTIONS ABOUT THE MULTI-SERVICE CENTER'S RULES FOR MEMBERS.

IS THAT PART OF WHAT THEY CALL THE SOCIAL AGREEMENT --

A YES.

Q -- OR SOCIAL CONTRACT?

HOW DO THEY REFER TO THAT?

A THE SOCIAL AGREEMENT.

Q AND DURING YOUR TIME THERE AT MHA, YOU HAVE HEARD ABOUT MEMBERS WHO HAVE VIOLATED THE SOCIAL AGREEMENT ON NEIGHBORING PROPERTIES?

A YES.

Q CAN YOU TELL ME LAST TIME YOU ENCOUNTERED AN MHA MEMBER WHO'S COMMITTED A VIOLATION ON A NEIGHBORING PROPERTY?

A USUALLY I WILL WALK TO THE CVS OR SOMETHING LIKE THAT, WHICH I HAVEN'T DONE IN VERY LONG TIME. BUT I WALK

DOWN TO THE CVS, AND I SAW A MEMBER SITTING ON THE CURB RIGHT THERE, AND I ASKED THEM, WHAT ARE THEY DOING, ARE YOU DOING ANY BUSINESS HERE? AND THEY SAID NO.

SO I ASKED THEM, YOU KNOW OUR GOOD NEIGHBOR POLICY, PLEASE COME BACK TO MHA.

WHICH THAT MEMBER, IN FACT, DID.

Q HAVE YOU TALKED TO ANY OF THE EMPLOYEES AT THE CVS. WHICH THAT MEMBER DID?

A YES.

Q HAVE YOU TALK TO JAVIER AGUIERRE?

A I DON'T KNOW THAT NAME, NO.

Q HAVE YOU TALKED TO THE MANAGER AT CVS?

A I'VE TALKED TO AN EMPLOYEE THERE BUT I DO NOT KNOW WHO THAT WAS.

Q WAS IT JUST ONE TIME?

A MORE THAN ONCE, YEAH.

Q HOW MANY TIMES HAVE YOU TALKED TO FOLKS AT CVS, EMPLOYEES AT CVS, REGARDING MEMBER BEHAVIOR ON CVS PROPERTY?

A IN THE LAST TEN YEARS, I COULDN'T TELL YOU AN EXACT COUNT BUT I KNOW AT LEAST TWICE.

MR. MCEWEN: NO FURTHER QUESTIONS, YOUR HONOR.

THE COURT: THANK YOU. MS. GRAHAM, ANY FURTHER QUESTIONS?

MS. GRAHAM: NO MORE QUESTIONS.

THE COURT: ANY FURTHER DIRECT?

MR. LAWRENCE: YES, ONE QUESTION, YOUR HONOR.

**REDIRECT EXAMINATION**

**BY MR. LAWRENCE:**

Q DO YOU GO TO CVS IF CVS EMPLOYEES ARE REPORTING THAT AN UNHOUSED PERSON IS BEHAVING CONTRARY TO MHA'S POLICIES, EVEN IF THAT PERSON IS NOT A CLIENT?

A IF THEY GIVE US A CALL AND LET US KNOW, YES.

MR. LAWRENCE: THAT'S ALL I HAVE, YOUR HONOR.

MR. MCEWEN: NOTHING FURTHER, YOUR HONOR.

THE COURT: MS. GRAHAM?

MS. GRAHAM: NO. THANK YOU.

THE COURT: CAN THIS WITNESS BE EXCUSED?

MR. LAWRENCE: YES, YOUR HONOR.

MR. MCEWEN: YES, YOUR HONOR.

THE COURT: THANK YOU MA'AM. YOU MAY STEP DOWN.

MR. WEEDN: WE WENT THROUGH THE PLANNED WITNESSES FOR THE DAY. WENT QUICKER THAN I THOUGHT.

WE DO HAVE SUPERVISOR ANDREW DO COMING TOMORROW MORNING AND ANNETTE MUGRDITCHIAN FROM THE COUNTY BEHAVIORAL HEALTH COMING TOMORROW.

THE COURT: I'M SORRY, WHAT WAS THE SECOND NAME A NET.

MR. WEEDN: ANNETTE MUGRDITCHIAN.

THE COURT: GOOD FOR YOU PRONOUNCING IT.

MR. WEEDN: BEYOND THEM, WE HAVE TWO ADDITIONAL EXPERT WITNESSES, AND THEN WE'RE CONCLUDING WITH MR. THRASH.

THE COURT: ALL RIGHT. THEN WE WILL TAKE A RECESS



UNTIL TOMORROW MORNING AT 9:00.

MR. AUSTIN: YOUR HONOR, BEFORE WE DO THAT. I INTENDED TO TODAY RAISE AN OBJECTION TO THE CALLING OF SUPERVISOR DO TOMORROW MORNING, ACCORDING TO THE WITNESS LIST, AND I'M QUOTING, "SUPERVISOR DO IS EXPECTED TO TESTIFY AS TO WHY HE VOTED ON TO AWARD THE COUNTY MEDICAL SERVICES CONTRACT TO MHA OVER THE CITY OF SANTA ANA'S OBJECTIONS."

I HAVE A FEW OBJECTIONS TO THAT.

FIRST OF ALL, IT'S IRRELEVANT. I DON'T SEE HOW HIS OPINION AS TO WHY HE VOTED FOR THIS CONTRACT TURNS ANY ISSUE ONE WAY OR THE OTHER IN THIS CASE. WE COULD CALL HIM, WE COULD CALL ALL OF THE BOARD OF DIRECTORS AND ASK WHY THEY APPROVED THIS CONTRACT. IT'S JUST NOT AN TO ANY ISSUE HERE.

I'M ANTICIPATING THAT THEIR RESPONSE TO THAT ARGUMENT IS, WELL, HE'S GOING TO EXTOL THE VIRTUES OF MHA AND TALK ABOUT THE POSITIVE IMPACT THAT IT HAS.

AND TO THAT, I HAVE TWO OBJECTIONS. FIRST OF ALL, IF HE'S TESTIFYING FACTUALLY TO WHAT IT IS MHA DOES. THEN BY DEFINITION, HE'S ONLY HEARING THAT THIRD HAND THROUGH STAFF REPORTS OR FROM MHA. HE HAS NO FIRST-HAND KNOWLEDGE OF WHAT IT IS MHA DOES. AND WE JUST WALKED THROUGH SEVERAL WITNESSES WHO TELL US WHAT MHA DOES DIRECTLY FROM MHA STAFF.

SO THERE'S NO NEED TO HEAR ABOUT THAT FROM SUPERVISOR DO.

IF HE IS STATING, WELL, THIS IS WHAT THEY DO, AND I THINK IT'S IMPORTANT, STATING HIS OPINIONS, THEN THAT'S

IRRELEVANT LAY OPINION ON -- THAT IS IN THE REALM OF SOMETHING THIS COURT IS CHARGED TO DECIDE. IT'S FOR THIS COURT TO DETERMINE WHETHER OR NOT THESE ARE IMPORTANT ENOUGH ISSUES AND HOW THAT FITS INTO THE NUISANCE ANALYSIS.

SO TO HAVE A THIRD -- WHAT'S ESSENTIALLY A THIRD-PARTY WITNESS SHOW UP AND GIVE HIS OPINION ON THIS IS IRRELEVANT.

AND I WOULD ADD TO THAT A SECTION 352 OBJECTION ON THAT SAME BASIS.

MR. WEEDN: YOUR HONOR, AGAIN, I WOULD SAY THAT THIS IS A BELATED IMPROPER MOTION IN LIMINE, AS OPPOSED TO -- IT'S INAPPROPRIATE AT THIS TIME.

I KNOW SUPERVISOR DO WAS IDENTIFIED AS A WITNESS DURING THE DISCOVERY PROCESS. MR. DO -- SUPERVISOR DO WAS IDENTIFIED IN THE JOINT WITNESS LIST, JOINTLY FILED BY THE PARTIES BACK IN JANUARY. AND NOW WE'RE HEARING THIS OBJECTION NOW AFTER WE'VE GONE THROUGH TO LINE SUPERVISOR DO UP TO TESTIFY.

SUPERVISOR DO HAS WORKED ON THE OVERLAPPING ISSUES OF HOMELESSNESS AND MENTAL ILLNESS FOR BASICALLY THE DURATION OF HIS SERVICE ON THE BOARD OF SUPERVISORS. HE HAS BEEN THE SUPERVISOR FOR DISTRICT 1, WHICH PREVIOUSLY INCLUDED SANTA ANA AND NOW CURRENTLY DOESN'T. BUT HE HAS VISITED MSC MULTIPLE TIMES, AND HAS IN-DEPTH NOT ONLY OF THE MSC, AND THE SERVICES THAT IT PROVIDES AND ITS IMPORTANCE TO THE COUNTY STRATEGY FOR STRESSING BOTH HOMELESSNESS AND MENTAL ILLNESS.

BUT, AGAIN, THE COUNTY'S LARGER STRATEGY OF HOW MHA FITS INTO THAT AND HOW MSC FITS INTO THAT.

AND MOREOVER, SPECIFIC TO THE 2018 VOTE AND THE CITY'S OBJECTION TO MHA'S -- THE RENEWAL OF MHA'S CONTRACT FOR THE MSC WITH THE COUNTY, THE ISSUES RAISED AT THAT TIME BY FORMER MAYOR -- I BELIEVE THEN COUNCIL MEMBER SARMIENTO AND THE CITY, WERE VIRTUALLY IDENTICAL TO THE ISSUES THAT THE CITY SUBSEQUENTLY RAISED IN THIS LAWSUIT; PURPORTEDLY AN EXCESSIVE NUMBER OF EMERGENCY SERVICES CALLS, PURPORTEDLY AN EXCESSIVE NUMBER OF NEIGHBORHOOD COMPLAINTS.

SUPERVISOR DO WILL TESTIFY TO HIS ENGAGEMENT WITH THE CITY ON THOSE ISSUES, AND HIS EVALUATION OF THOSE ISSUES. AND AGAIN, WHY HE VOTED TO CONFIRM -- YOU KNOW, WE KNEW MHA'S CONTRACT DESPITE THOSE CONCERNS.

I THINK THESE ISSUES GO TO THE MERITS OF THE CITY'S CASE, IN ADDITION TO THE IMPORTANCE OF MHA FACILITY. WE DO NOT CONCEDE THAT THERE ARE, IN FACT, ANY NUISANCE CONDITIONS IN THE AREA OF THE MSC. WE CERTAINLY DO NOT CONCEDE THAT MHA IS CAUSING ANY OF THOSE NUISANCE CONDITIONS.

AND EVEN IF THAT WERE THE CASE, CERTAINLY THE IMPORTANCE OF THE PROGRAM SHOULD BE CONSIDERED AND MUST BE CONSIDERED AS A LEGAL MATTER IN CONNECTION WITH THE PURPORTED NUISANCE.

SO I THINK SUPERVISORS DO'S TESTIMONY IS VERY WELL QUALIFIED AND VERY WELL INFORMED AND CAN TESTIFY AS TO ALL THESE THINGS. THE TESTIMONY IS RELEVANT. THERE'S NO

BASIS TO EXCLUDE IT BASED ON A BELATED OBJECTION.

MR. AUSTIN: YOUR HONOR, MAY I BE HEARD.

THE COURT: YOU MAY.

MR. AUSTIN: THANK YOU.

THESE CONSTANT REFERENCES TO BELATED OBJECTIONS AND IMPROPER MOTIONS, I DON'T UNDERSTAND. I'M NOT AWARE OF ANY RULE THAT SAYS YOU'RE ONLY ALLOWED TO RAISE OBJECTIONS TO WITNESSES IN THE FORM OF A WRITTEN MOTION IN LIMINE AT THE OUTSET OF TRIAL.

NO, WE DID NOT BRING A MOTION IN LIMINE, BUT THAT DOES NOT MAKE THE PRESENT MOTION, ORAL MOTION IMPROPER. THE BALANCING CHOICE AS TO HOW MANY MOTIONS TO BRING, WE DIDN'T BRING THIS ONE, BUT THAT DOESN'T MAKE IT IMPROPER.

I HEARD NO ARGUMENT FROM MR. WEEDN THAT CONTRADICTS ANYTHING I SAID IN TERMS OF THIS BEING IMPERMISSIBLE, LAY OPINION, OR A THIRD PARTY -- IN FACT, WHAT I HEARD FROM MR. WEEDN SORT OF MAKES THE VERY HEART OF MY ARGUMENTS, SAYING THIS GOES TO, QUOTE, THE MERITS OF THE CITY'S CASE.

HE'S GOING TO SIT UP HERE AND STATE, THESE ARE THE SAME OBJECTIONS THAT THE CITY RAISED TO THE COUNTY, AND THIS IS WHY I DON'T THINK THOSE OBJECTIONS HAVE ANY MERIT. THAT IS FOR THE COURT TO DECIDE. NOTHING HE SAYS -- EVEN IF COUNTY SAYS, I DON'T CARE ABOUT WHATEVER CONDITIONS ARE BEING IMPOSED OUT THERE, WE THINK IT'S IMPORTANT, THAT DOES NOT IMPACT THE NUISANCE ANALYSIS THAT THIS COURT IS REQUIRED TO

DO.

SO AGAIN, IT IS IRRELEVANT. IT DOESN'T TURN ANY ISSUE ONE WAY OR THE OTHER. THE MORE I HEAR ABOUT HIS TESTIMONY, THE MORE IT SOUNDS LIKE HE'S GOING TO BE TRYING TO SORT OF QUARTERBACK THIS -- DEFEND THIS DECISION TO GRANT THE CONTRACT TO MHA, DESPITE OBJECTIONS OF THE CITY, DESPITE OBJECTIONS OF THE NEIGHBORS, ET CETERA, WHICH IS JUST NOT AN ISSUE IN THIS CASE.

THE COURT: ALL RIGHT. I'LL TELL YOU WHAT --

MS. GRAHAM: YOUR HONOR, MAY I BE HEARD?

THE COURT: I'M GOING TO SPEAK. I'M NOT GOING TO GRANT THAT MOTION.

I'M GOING TO LISTEN TO WHAT THIS MAN HAS TO SAY. MR. AUSTIN, YOU CAN RAISE WHATEVER OBJECTIONS YOU WANT. ACTUALLY, YOU'LL HEAR WHAT HE DOES HAVE TO SAY. OTHERWISE, THIS TURNS IT INTO IMPERMISSIBLE SUMMARY JUDGMENT MOTION.

I HEAR WHAT HE HAS TO SAY, YOU MAKE YOUR OBJECTIONS, I'LL MAKE THE RULINGS. I'M NOT GOING TO GUESS WHAT HE MIGHT OR MY NOT SAY BASED ON REPRESENTATIONS AND MAKE A RULING. I THINK THAT'S IMPROPER.

SO WHATEVER OBJECTIONS YOU HAVE, SAME ONES YOU HAVE NOW, I'LL HEAR WHAT HE ACTUALLY HAS TO SAY, AND THEN I'LL RULE BASED ON YOUR OBJECTIONS.

MR. AUSTIN: JUST FOR THE RECORD, YOUR HONOR. I BASED MY MOTION ENTIRELY ON HOW THEY DESCRIBED THE TESTIMONY OF THE WITNESS.

THE COURT: WELL, I WANT TO HEAR WHAT HE ACTUALLY HAS TO SAY. I APPRECIATE THAT'S YOUR POSITION, BUT I THINK IT WOULD BE UNFAIR FOR ME TO GUESS THAT THAT'S WHAT IT IS. THE SUGGESTION IS MAYBE IT'S NOT.

SO LET ME HEAR WHAT HE ACTUALLY HAS TO SAY. IF YOU STILL HAVE YOUR OBJECTIONS, YOU CAN RAISE THEM, AND I'LL MAKE A RULING.

MR. AUSTIN: OKAY.

THE COURT: ALL RIGHT. WE'RE IN RECESS UNTIL TOMORROW AT 9:00.

ALL COUNSEL: THANK YOU, YOUR HONOR.

(EVENING ADJOURNMENT)

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF ORANGE - CENTRAL JUSTICE CENTER  
DEPARTMENT C11

CITY OF SANTA ANA, a charter City and )  
municipal corporation, and THE PEOPLE )  
OF THE STATE OF CALIFORNIA, by the )  
City Attorney for the City of )  
Santa Ana, )

Plaintiffs, )

vs. )

No. 30-2020-01124174 )

ORANGE COUNTY ASSOCIATION FOR MENTAL )  
HEALTH DBA MENTAL HEALTH ASSOCIATION )  
OF ORANGE COUNTY, a California )  
Nonprofit Corporation; BT INVESTMENT )  
PROPERTIES, LLC, a California Limited )  
Liability Company; and DOES 1 through )  
25, inclusive )

Defendants. )

\_\_\_\_\_  
AND RELATED CROSS-ACTIONS )  
\_\_\_\_\_ )

HONORABLE JOHN C. GASTELUM, JUDGE PRESIDING

REPORTER'S TRANSCRIPT

THURSDAY, NOVEMBER 16, 2023

STENOGRAPHICALLY REPORTED BY:

MICHELLE LOTT-MEYERHOFER, CSR 8226  
COURT-APPROVED OFFICIAL REPORTER PRO TEM

JOB NO. 6316429

1 APPEARANCES OF COUNSEL:

2 FOR PLAINTIFFS AND CROSS-DEFENDANTS:

3 STEPHEN A. MCEWEN, ESQ.

4 MARK J. AUSTIN, ESQ.

5 BURKE, WILLIAMS & SORENSON, LLP

6 1851 East First Street, Suite 1550

7 Sana Ana, California 92705

8 smcewen@bwslaw.com

9 maustin@bwslaw.com

10  
11 FOR DEFENDANTS/CROSS-COMPLAINANTS MENTAL HEALTH ASSOCIATION OF  
12 ORANGE COUNTY AND BT INVESTMENT PROPERTIES:

13 ISAIAH Z. WEEDN, ESQ.

14 ZACHARY J. GOLDA, ESQ.

15 CHRIS D. LAWRENCE, ESQ.

16 SHEPPARD, MULLIN, RICHTER & HAMPTON, LLP

17 650 Town Center Drive, 10th Floor

18 Costa Mesa, California 92626

19 iweedn@sheppardmullin.com

20 zgolda@sheppardmullin.com

21

22

23

24

25

26



1 APPEARANCES OF COUNSEL: (CONTINUED)

2  
3 FOR DEFENDANT-INTERVENORS:

4 DISABILITY RIGHTS CALIFORNIA,

5 LEGAL ADVOCACY UNIT

6 LILI V. GRAHAM, ESQ.

7 NAVNEET K. GREWAL, ESQ.

8 LUCIA J. CHOI, ESQ.

9 350 South Bixel Street, Suite 290

10 Los Angeles, CA 90017-1418

11 lili.graham@disabilityrightsca.org

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W I T N E S S I N D E X  
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E X H I B I T S

THURSDAY, NOVEMBER 16, 2023

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1 SANTA ANA, CALIFORNIA - THURSDAY, NOVEMBER 16, 2023

2 MORNING SESSION

3 \* \* \* \* \*

4 (THE FOLLOWING PROCEEDINGS WERE HELD IN OPEN COURT:)

5 THE COURT: All right. Back on the City v. OC MHA.

6 Appearances, please.

7 MR. AUSTIN: Good morning, Your Honor. Mark Austin  
8 from Burke, Williams & Sorensen on behalf of the plaintiffs.

9 MR. MCEWEN: Good morning, Your Honor. Stephen  
10 McEwen, Burke, Williams & Sorensen on behalf of Plaintiffs.

11 MR. WEEDN: Good morning, Your Honor. Isaiah Weedn  
12 from Sheppard, Mullin on behalf of defendant/cross-complainant  
13 MHA, as well as Defendant BT Investments. With me here in  
14 court today are also Christopher Lawrence and Zachary Golda  
15 from Sheppard, Mullin, and Jeffrey Thrash, the CEO of MHA.

16 MS. GRAHAM: Good morning, Your Honor. Lili Graham  
17 from Disability Rights California. With me today are Naveen  
18 Grewal and Lucia Choi on behalf of Intervenors.

19 THE COURT: All right. Thank you.

20 Do we have another witness for the defense?

21 MR. WEEDN: Yes, Your Honor. Defense calls  
22 Supervisor Andrew Do.

23 **ANDREW DO,**

24 called as a witness on behalf of the defendants, and having  
25 been first duly sworn, was examined and testified as follows:

26 THE WITNESS: Yes, I do.

1 THE CLERK: Please state and spell your first and  
2 last name for the record.

3 THE WITNESS: Andrew Do, A-n-d-r-e-w. The last name  
4 is spelled D-o.

5 THE CLERK: Thank you. Have a seat at the witness  
6 stand.

7 THE WITNESS: Thank you.

8 Good morning, Your Honor.

9 THE COURT: Good morning, sir. Sir, I assume you've  
10 testified in court before?

11 THE WITNESS: No, actually I have not.

12 THE COURT: You have not? First time. All right.  
13 Like they say, first time for everything.

14 THE WITNESS: I apologize for the cough drop. I'm  
15 losing my voice a little bit.

16 THE COURT: Okay. If you need them, go ahead and use  
17 them.

18 THE WITNESS: Thank you.

19 THE COURT: And use the microphone. Sit as close as  
20 you need to so we can hear you.

21 THE WITNESS: Right. Yes.

22 THE COURT: Let me give you some quick instructions  
23 before we get going here so you know how this proceeds.

24 You're here today to answer questions from the  
25 attorneys. Please listen carefully to all of their questions.  
26 If at any time you get a question that you don't understand,

1 tell us that right away and we will make sure you have a  
2 question that you do understand before you answer. Is that  
3 clear?

4 THE WITNESS: Yes.

5 THE COURT: Good. If the attorneys say anything like  
6 "objection" or "I object," just stop talking right away. You  
7 know that -- I'm sure you know that means they have a problem  
8 with the question. So I will deal with them, try to resolve  
9 the issue, and then I'll let you know if you should or  
10 shouldn't answer the question. Okay?

11 THE WITNESS: Yes, Your Honor.

12 THE COURT: Good. Right in front of you there is our  
13 court reporter. She's making a record of everything in these  
14 proceedings. Do your best, try to avoid answering questions  
15 with phrases like "uh-huh" and "huh-huh." Just stick with the  
16 simple yeses and nos. Okay?

17 THE WITNESS: I will.

18 THE COURT: Perfect. Also, please try not to speak  
19 at the same time another person is already speaking. As you  
20 can imagine, the overlap gets too much and you can keep track  
21 of who said what. So do your best with that as well. Okay?

22 THE WITNESS: I will.

23 THE COURT: Good. Many times a question may ask you  
24 to give a yes-or-no answer and nothing more. So if I were to  
25 ask you a question today like, "Is this robe I'm wearing  
26 black," what's your answer?

1 THE WITNESS: Yes.

2 THE COURT: Perfect. That's all you had to do to  
3 answer that question. Maybe there was more you wanted to say  
4 about it, but that's not what you were asked.

5 So if you find yourself in that situation, you  
6 can say, yes, no, I don't know, I don't remember. But if  
7 there's additional information you wanted to share with us,  
8 just wait for one of attorneys to ask you to give us that  
9 information.

10 Do you understand?

11 THE WITNESS: Yes.

12 THE COURT: All right. Thank you, sir.

13 Mr. Weedn, are you handling this one?

14 MR. WEEDN: I am, Your Honor. May I proceed?

15 THE COURT: You may.

16 **DIRECT EXAMINATION**

17 **BY MR. WEEDN:**

18 Q Good morning, Supervisor Do.

19 A Good morning.

20 Q Thank you for being here. I represent the  
21 Orange County Association for Mental Health d/b/a/ Mental  
22 Health Association of Orange County.

23 Since that's kind of a mouthful to say over and  
24 over again, we've been referring to them as "MHA." So when I  
25 refer to "MHA," will you understand who I'm talking about?

26 A Yes, I do.



1 Q Thank you.

2 MHA's facility located at 2416 South Main  
3 Street in Santa Ana and known as its homeless multi-service  
4 center is at issue in this case. And for shorthand we've been  
5 referring to that as either the MHA property or the MSC.

6 Will you understand what I'm referring to if I  
7 use those phrases?

8 A Yes, I do.

9 Q Thank you.

10 Supervisor Do, are you currently employed?

11 A Yes, I am.

12 Q By whom?

13 A By the County of Orange.

14 Q And what is your position?

15 A A County Supervisor.

16 Q And how long have you been on the County Board  
17 of Supervisors?

18 A By beginning of '24 will be nine years.

19 Q Is there a particular district that you serve?

20 A District 1.

21 Q And what does that district currently consist  
22 of?

23 A Eight cities and two unincorporated areas.

24 Q Does it include Santa Ana currently?

25 A No, it doesn't.

26 Q Did it previously include Santa Ana?

1 A It did.

2 Q During what time period did it include  
3 Santa Ana during your service on the Board of Supervisors?

4 A From the time I first got on the Board of  
5 Supervisors until the new districts took effect, which was  
6 beginning of 2022.

7 Q Okay. So is that approximately seven years  
8 that you were directly serving the City of Santa Ana on the  
9 Board of Supervisors?

10 A Yes.

11 Q Prior to serving on the Orange County Board of  
12 Supervisors, did you hold any other elected office?

13 A I was elected to the Garden Grove City Council  
14 in 2008.

15 Q And prior to election to the Orange County  
16 Board of Supervisors, did you work with the Board of  
17 Supervisors in any other capacity?

18 A Yes, I did.

19 Q How so?

20 A I was a chief of staff for then-Supervisor  
21 Janet Nguyen, who represented District 1; the same District 1  
22 that you asked about earlier, the first seven years.

23 Q And at that time, District 1 included  
24 Santa Ana; correct?

25 A That's right.

26 Q Have you worked in any other public service

1 capacity in the County of Orange?

2 A Yes.

3 Q Can you tell us about those?

4 A Sure.

5 I worked for nine years in the Orange County  
6 District Attorney's Office. And prior to that, I worked for  
7 about four, four and a half years in the Orange County Public  
8 Defender's office.

9 Q Are you familiar with an organization known as  
10 Cal Optima?

11 A Very well.

12 Q How so?

13 A I served as one of two county supervisors on  
14 the Board of Directors for CalOptima, now called CalOptima  
15 Health -- they changed their name, but it's the same group,  
16 organization -- from late 2015 until I got off the board  
17 earlier this year.

18 Q And what is CalOptima?

19 A CalOptima is the county-created -- when I say  
20 "county," I mean Board of Supervisors created agency to run  
21 our County Operated Health System and COHS, C-O-H-S, in the  
22 Medi-Cal program, which is basically health insurance for the  
23 indigents.

24 Q Okay. So does CalOptima have any relationship  
25 to homelessness or mental health issues?

26 A Now much more so, but before so-so. But

1 they're much more involved now.

2 Q And what does that involvement consist of?

3 A From what I have learned, after I got off the  
4 board, some of the things that we started when I was chair was  
5 a hundred million dollars set aside for homeless services and  
6 now they're starting to spend that money.

7 So they're standing up recuperative cares, some  
8 navigation centers, and street homeless services.

9 Q Okay. But these were issues that you actually  
10 worked on while you were on the board of CalOptima?

11 MR. AUSTIN: Objection. Leading.

12 THE COURT: Overruled.

13 You can answer.

14 THE WITNESS: Yes.

15 BY MR. WEEDN:

16 Q Let's zoom out a little bit, Supervisor Do.  
17 During your career, have you worked on issues pertaining to  
18 homelessness in the Orange County community?

19 A Repeat the question, please.

20 Q During your career, have you worked on issues  
21 pertaining to homelessness in the Orange County community?

22 A Yes.

23 Q And what has that work consisted of?

24 A During my entire time up to now, homelessness  
25 has always been a big issue that I've worked on. And when I  
26 say "homelessness," there are other ancillary areas of issues

1 that overlap homelessness as well. So it's not so clear to  
2 just say "homelessness," because it also involves drug use,  
3 recidivism, mental health, so all of those are intersect.

4 Q Okay. So in your opinion, is it accurate to  
5 say, based on your testimony, in your experience, the issues  
6 of homelessness and mental illness overlap?

7 A Yes.

8 Q How so?

9 A From many studies and in my work by personal  
10 observation, having built and operated two large homeless  
11 shelters; the Courtyard, which is the old OCTA station right  
12 across the street here, as well as the Yale Street site. We  
13 know from experience that many of the homeless  
14 experience -- whether it's the cause of it or as an outcome of  
15 being homeless for a long time, that mental health is an issue  
16 that we can't really address homelessness without addressing  
17 the mental health component of it.

18 MR. AUSTIN: Objection. Move to strike as expert  
19 testimony from a witness who is not designated as an expert  
20 and not qualified as an expert.

21 THE COURT: Overruled. He's had extensive experience  
22 working in this area. I don't know that he's testifying as an  
23 expert; he's testifying as his personal observations, his work  
24 over apparently a number of years.

25 MR. WEEDN: Thank you, Your Honor.

26 BY MR. WEEDN:

1 Q Are you familiar with the Orange County  
2 Criminal Justice Coordinating Council?

3 A Very well.

4 Q How so?

5 A I am the chair of the -- it's a mouthful --  
6 Orange County Criminal Justice Coordinating Council. We call  
7 it OCCJCC for short because it's too hard to repeat that name  
8 all the time, all the council. So I've been chair for that  
9 council since '18.

10 THE COURT: You said, "since '18." Does that mean  
11 2018?

12 THE WITNESS: 2018, yes.

13 THE COURT: All right. Thank you.

14 BY MR. WEEDN:

15 Q And what is it? What is the OCCJCC?

16 A It is a mandate from the state that each county  
17 has to have an OCCJ -- obviously not "OC" part, but criminal  
18 justice coordinating council to convene all of the  
19 stakeholders and departments that are involved in the criminal  
20 justice system, obviously with a goal towards addressing  
21 issues that may help to reduce recidivism, to help  
22 better -- do better in terms of rehabilitating people who are  
23 in custody, all of that.

24 Q And does it have any relationship to  
25 homelessness or mental health issues?

26 A Oh, absolutely.

1 Q How so?

2 A So in our work at OCCJCC, we were able to build  
3 out, since '18, a data integration system where all of the  
4 county departments -- there are, like, six departments that  
5 would interface with inmates in terms -- and also people who  
6 need social services, like health care agencies, social  
7 services, housing, right? Including the sheriff department,  
8 probation.

9 And so we were able to collect all of that  
10 data, and we found that there are 1,500 individuals that  
11 recidivate at the rate of six times to 12 times a year. And  
12 those 1,500 people alone account for 20 percent of the jail  
13 capacity at the jail.

14 So when you translate that to the cost of  
15 running the jail and the sheriff department, 1,500 people cost  
16 us a lot of money. And so that's how we able to know that  
17 they -- you know, that OCCJCC, the work that we do, definitely  
18 impacts or involves the homeless population.

19 Q Thank you.

20 Are you familiar with the Orange County Office  
21 of Care Coordination?

22 A Absolutely.

23 Q How so?

24 A I created it.

25 Q Okay. Can you tell us what it is.

26 A Yes.

1           When I first started working in the homeless  
2 space, back then there was a lot of focus on creating homeless  
3 czars. And I knew from my studies and looking at different  
4 models around the country -- Utah, San Antonio -- that the  
5 issue involving homelessness is much bigger than just  
6 homelessness.

7           And the only way for the Board of Supervisors  
8 to be informed in programs that we fund or directions for the  
9 county is to have a department that can reach into all of  
10 those county departments, get the data and answer questions  
11 that we, the supervisors, may have; bring that information  
12 back to us in one streamline fashion instead of us having to  
13 go to multiple departments to get the information.

14           And so we call it the OCC, is what that Office  
15 of Care Coordination. So now we are working  
16 primarily -- again, I keep saying "we." The Board of  
17 Supervisors, we work through -- primarily through the OCC in  
18 order to then implement our vision and our policy in the  
19 different county departments.

20           Q       Okay. And that vision/policy with respect to  
21 what issues specifically?

22           A       Mental health, recidivism, OCCJCC,  
23 homelessness, all of those things including -- obviously, one  
24 of the pieces of any kind of solution for homelessness would  
25 involve not just shelters, but also short-term housing and  
26 then ultimately long-term housing so they do have a foot in



1 that space, which in the old way, in the past, we would put  
2 housing as a standalone issue. But, now, we know that we have  
3 to build out the system from beginning to end.

4 And so OCCJCC has become kind of the go-to  
5 agency for us to kind of get the information, but also to  
6 share our vision and our kind of direction for the county.

7 Q Thank you.

8 Are you familiar with the term "Service  
9 Planning Areas"?

10 A Absolutely.

11 Q Okay. And those are sometimes referred to by  
12 the acronym SPAs; right?

13 A Right.

14 Q Can you tell me what those are?

15 A Sure.

16 The first OCC director that we hired was Susan  
17 Price, and we brought her down from Long Beach. And I worked  
18 very closely with Ms. Price. And what we found, in taking a  
19 survey of cities and the way that they approach homelessness,  
20 like, what are their concerns, what are their fears -- and we  
21 notice right away that there's a certain amount of paralysis  
22 among cities because of fear that: Hey, if I build a shelter,  
23 then people are going to bring their homeless to us, right?

24 And so we came up -- Ms. Price and I -- I say  
25 "I" because I worked with her to create the concept, but you  
26 understand everything that I did, I have to go to my board to

1 approve. So it's more I took the lead, but I'm not saying I  
2 alone create anything. Everything we do has to be by the  
3 board. Okay. So I want the record to be clear that I'm not  
4 claiming credit entirely for this.

5 So we came up with the SPA concept so that way  
6 cities within each SPA can work together, build out their  
7 system of care without the fear of, like, a rich city, a  
8 coastal city bringing their homeless into the shelter like,  
9 say, in Santa Ana or in Fullerton, right? So that's the  
10 concept of SPA.

11 Q And would it be accurate to say that this is a  
12 way of ensuring that all the cities in Orange County are  
13 pulling their weight with respect to the homeless issue?

14 MR. AUSTIN: Objection. Leading. Also vague as to  
15 "pulling their weight."

16 THE COURT: Sustained, but you can rephrase.

17 BY MR. WEEDN:

18 Q How many SPAs are there?

19 A Three.

20 Q Okay. And can you tell us what those SPAs  
21 refer to and what cities they encompass?

22 A Sure.

23 If you take the county on a map and you go from  
24 Huntington Beach all the way to Orange and part of Anaheim,  
25 that would be -- and anything north of that would be the north  
26 SPA. So you have Fullerton, La Habra, Cypress, up in that

1 area.

2 And then conveniently you take the 55 as a  
3 southern demarcation, same thing, south of that would be the  
4 south SPA.

5 And then everything in between is the central  
6 SPA.

7 Q And is the City of Santa Ana located in a  
8 particular SPA?

9 A Central.

10 Q Okay. And to what extent does the Board of  
11 Supervisors take into consideration those different SPA zones  
12 when it's making decisions about homeless or mental health  
13 services?

14 MR. AUSTIN: Objection. Calls for speculation. Lack  
15 of foundation. He's just one of multiple board members. Also  
16 hearsay. So he can testify to his own consideration, but not  
17 those of the other board members.

18 THE COURT: He's asking for the how, not what people  
19 are saying. Overruled.

20 MR. AUSTIN: My understanding is he was just asked  
21 what -- what is considered by the board -- was the exact  
22 language of the question -- in making these determinations.

23 MR. WEEDN: Your Honor is correct. I believe I used  
24 the term "how." If I didn't, I can rephrase.

25 THE COURT: All right. For now he can just say how,  
26 not the who.

1 BY MR. WEEDN:

2 Q Do you need me to repeat the question?

3 A Yes.

4 But also -- I don't want to speak. Maybe an  
5 understanding of the process can help to clarify for the Court  
6 and for counsel.

7 Q Please, if you would, clarify the process of  
8 how the SPA zones are incorporated into the city.

9 A So unlike a private conversation, when we talk  
10 about these actions by the Board of Supervisors, these  
11 comments are made in public in a Board of Supervisors meeting.  
12 So I'm not speculating. These are comments made by my  
13 colleagues. And I'm a percipient witness. I can -- I hear  
14 what they say. So this is not just me hypothesizing.

15 So, anyway, I just wanted you to know the  
16 process. It's not like here where you have private  
17 conversations. This is all public by law, the Brown Act. It  
18 has to be in public.

19 MR. AUSTIN: And we object as to hearsay.

20 THE COURT: All right. Well, you can tell us what  
21 you consider, sir.

22 THE WITNESS: Sure, Your Honor.

23 Okay. What are you asking about now?

24 MR. WEEDN: Let's go back.

25 BY MR. WEEDN:

26 Q How are the SPAs considered, in your

1 experience, in how the Board of Supervisors makes decisions  
2 about homeless or mental health issues and programs to address  
3 those issues?

4 A It impacts me, the SPA concept, in the sense  
5 that, when we allocate funds to help stand up these shelters,  
6 these services, homeless services, that we know -- we can  
7 group cities together, right?

8 Like the north SPA has been very proactive.  
9 They were the first out of the gate, built a great system over  
10 in Fullerton. And then central was next. And because of the  
11 SPA concept, that's how you see Newport Beach working with  
12 Costa Mesa.

13 Currently, within the next month, there will be  
14 a grand opening for the navigation center for Garden Grove,  
15 Westminster, and Fountain Valley. They have gotten together  
16 to build their own shelter and navigation center.

17 So, like, that's how it helps us. It helps the  
18 Board of Supervisors approach our work to know, like, which  
19 combination of cities would make sense.

20 Q Thank you.

21 During your time on the Board of Supervisors,  
22 have you developed a strategy for addressing the overlapping  
23 issues of homelessness and mental illness in Orange County?

24 A I, myself, have certain thoughts. It's -- and  
25 so far we've been following that strategy. But it isn't a  
26 strategy per se; it's basically building out a system of care.

1 Q Okay. And when you refer to that system of  
2 care, what are you referring to?

3 A So let's start with people in crisis. How do  
4 we help them, whether it's mental health, whether it's housing  
5 insecurity or homeless, the unhoused.

6 And then how do we help them get job training,  
7 overcome whatever barriers they have or issues that they have,  
8 whether it's medication, you know, whether it's stable  
9 housing, whether it's transportation and then longer term  
10 housing. And get them to the point where they're  
11 self-sufficient and then ultimately long-term supportive  
12 housing.

13 And for the mentally ill, there's -- supportive  
14 housing is something that we know we will have to do. That's  
15 just -- they will not get better, right? It's just a matter  
16 of helping them live with a condition.

17 Q Are you familiar with the City of Santa Ana?

18 A Yes, I am.

19 Q How so?

20 A Having worked as a chief of staff for about  
21 four years, probably four and a half, and then now, seven  
22 years as a supervisor, I know the city very well.

23 Q Okay. Beyond your time in working with the  
24 Board of Supervisors had you had familiarity with Santa Ana?

25 A Oh, yes, I mean, my whole life. I lived in  
26 Orange County since '76; travel through Santa Ana many times;

1 started working here as a law clerk in the Public Defender's  
2 Office in 1987.

3 So to say that I know Santa Ana is -- I think  
4 is an understatement. I work in this area for a long time.

5 Q When you first began working in Santa Ana, did  
6 you observe any issues with homelessness in the city?

7 A What?

8 Q When you first began working in Santa Ana, did  
9 you observe any issues with homelessness in the city?

10 A Absolutely, from day one. That was what struck  
11 me, is I came down from Hastings to clerk here, and I noticed  
12 that there were even more homeless in the Civic Center here  
13 than there were around my law school at Hastings. And so  
14 immediately I realized the enormity of that problem.

15 Q Based on your observations of the City of  
16 Santa Ana, has the situation evolved from the time you started  
17 working in Santa Ana until now?

18 A Sure.

19 MR. AUSTIN: Objection, Your Honor. Again, this  
20 seems, to me, to be dipping into expert testimony. And our  
21 chief objection there is that this witness -- and no witness  
22 was designated on this topic on the issue of homelessness in  
23 Orange County, number of homeless, you know, how it's been  
24 impacted, et cetera.

25 We'd also object on relevance grounds. I don't  
26 see what this witness' opinion on the status of homelessness

1 in Orange County has to do with the City's nuisance policy.

2 THE COURT: All right. Overruled. He's talking  
3 about what he's seen. You keep trying to make him an expert.  
4 So far I don't see it.

5 Go ahead, sir.

6 THE WITNESS: Now I know how witnesses feel, because  
7 I can't keep track of your question once the objections start.

8 MR. WEEDN: Can I have my question read back, Your  
9 Honor?

10 THE COURT: Madam Reporter, please.

11 (Record read)

12 THE WITNESS: Yes.

13 BY MR. WEEDN:

14 Q How so?

15 A It's much better now.

16 Q Okay. Are you familiar with the Main Street  
17 area of Santa Ana?

18 A Yes.

19 Q How so?

20 A Throughout my time working on the Board of  
21 Supervisors, Main Street has always been an issue in terms of  
22 the number of homeless people. And I don't mean any  
23 particular stretch. I'm talking about the whole -- even down  
24 here, particularly down this way is -- down closer to Civic  
25 Center Drive.

26 And I -- I am someone that is very sympathetic



1 with the City of Santa Ana, because for a long time -- and  
2 I've said this publicly many times -- the city has borne many  
3 of the burdens in Orange County in providing social services.

4 So I care deeply about, you know, the health of  
5 the city, the welfare of the city. And so Main Street is  
6 certainly an area that I focus my attention on.

7 Q And in terms of homeless presence or activity  
8 on Main Street, has that been present since you can recall  
9 working -- dating back to the '80's when you started working  
10 in Santa Ana?

11 A Absolutely.

12 MR. AUSTIN: Objection. Lack of foundation and calls  
13 for expert testimony.

14 THE COURT: Overruled.

15 You can answer. Just your observations.

16 THE WITNESS: Yes. My observation is the problem has  
17 always been there, until most recently. Now it's a lot  
18 better.

19 BY MR. WEEDN:

20 Q Okay. What about the area -- the specific area  
21 of Main Street between Warner and Dyer, are you familiar with  
22 that area?

23 A Yes, I am.

24 Q And dating back to, again, the start of your  
25 career in the '80s, when you started working in Santa Ana, did  
26 you observe homeless activity and homeless presence in that

1 area?

2 A Absolutely.

3 MR. AUSTIN: Same objection. Lack of foundation.  
4 All he's testified to is that he's familiar with the area.  
5 And calls for expert testimony.

6 THE COURT: Overruled.

7 You can answer.

8 THE WITNESS: Yes.

9 BY MR. WEEDN:

10 Q Okay. And has that situation -- based on your  
11 observations, has that situation evolved over time?

12 A Yes.

13 Q Okay. How so?

14 A We're talking about -- okay. To now -- it's  
15 much better now, but over time I can't describe, like, in  
16 terms of what decade how things were. But from, like, say,  
17 prior to '18 and now, things, I believe, are a lot better now.

18 Q Thanks.

19 You mentioned before MHA. Are you familiar  
20 with MHA?

21 A Yes, I am.

22 Q How so?

23 A I have toured the facility many times, both  
24 inside the facility but also around the area multiple times,  
25 different times of the day and night. I have gone there with  
26 my CEO, Chief Executive Officer for the county, Frank Kim.

1                   When I heard of some of the concerns from the  
2 city, I went there and tried to take a measure of the issue  
3 myself.

4                   Q       Okay. And when you're referring to "the  
5 facility," you're referring to the MSC?

6                   A       MSC, right.

7                   Q       And were you familiar with MHA prior to touring  
8 the MSC facility?

9                   A       Sure. I mean, we would drive past it many  
10 times. And I would know -- because I would have to know the  
11 area when we are being asked to approve funding, you know, and  
12 know what MHA does.

13                   And so to the degree that -- yes, it's a -- one  
14 of the main services that we have had for as long as I've been  
15 on the Board of Supervisors to serve the homeless. That is a  
16 big -- one of our big resources that we have that we rely on.

17                   Q       I think in your testimony a little bit earlier  
18 you made a passing reference to something called The  
19 Courtyard; is that correct?

20                   A       Yes.

21                   Q       Can you tell us what The Courtyard is?

22                   A       Yes. It's a low-barrier emergency homeless  
23 shelter. It's meant -- it wasn't meant and it never served as  
24 a longer-term residence type of location. It's more of  
25 getting people in. So that way we have healthcare agency  
26 workers. We have social services agency workers. We had a

1 non-profit that we brought down from L.A. to work with them  
2 and to get them assessed and then help them move on; basically  
3 do a warm hand-off on to services.

4 Q And what's your -- first of all, where is The  
5 Courtyard located?

6 A It's right behind the courthouse, across  
7 Santa Ana Boulevard at the old Orange County Transportation  
8 Authority bus terminal.

9 Q Okay. And do you recall when that location  
10 first opened up?

11 A 2016.

12 Q And you might have touched on it a bit, what  
13 types of services are provided at The Courtyard?

14 A Well, services weren't provided there. Okay.  
15 It's more of an assessment and then referral. And then the  
16 county department employees will take responsibility to  
17 provide -- not themselves, but to arrange for transportation  
18 for people to get to the help that they need.

19 Q Do you know whether MHA had any role at  
20 The Courtyard?

21 A I don't think so. I don't recall.

22 Q Do you know whether individuals who came to  
23 The Courtyard for services or for linkage to services were  
24 referred to MHA?

25 MR. AUSTIN: Objection. Lack of foundation.

26 THE COURT: Just if he knows.

1 THE WITNESS: I don't know.

2 BY MR. WEEDN:

3 Q And you talked about -- you testified about  
4 your familiarity with the MSC at 2416 South Main Street.

5 Do you know how long MHA's facility has been in  
6 that location, how long the MSC has been in that location?

7 A I would say 20 years, probably more than  
8 20 years, or around 20 years at least.

9 Q Do you have an understanding of what MHA's  
10 program at the MSC consists of?

11 A Sure. Services, low-barrier facility to help  
12 the mentally ill, the severely mentally ill.

13 MR. AUSTIN: Objection. Move to strike as lack of  
14 foundation.

15 THE COURT: Again, sir, you said you toured the  
16 facility many times?

17 THE WITNESS: At least three, four times.

18 THE COURT: All right.

19 THE WITNESS: And I voted on it.

20 THE COURT: Right. Is that how you know what kind of  
21 services they provide?

22 THE WITNESS: Right.

23 THE COURT: All right. Overruled.

24 BY MR. WEEDN:

25 Q Do MHA and the MSC program play a part in the  
26 County's strategy for addressing homelessness and mental

1 health issues?

2 A Yes.

3 Q How so?

4 A It is one component of the system of care that  
5 we, just like any county, would need to build out in order to  
6 tackle this issue that's really a common issue that has many  
7 heads.

8 So to say that it's just a mental health thing  
9 is not correct, but it's all part of the same system of care.

10 Q Are there challenges associated with getting  
11 individuals in need of the types of services provided at the  
12 MSC to actually engage with those services in your experience?

13 MR. AUSTIN: Objection. Lack of foundation and calls  
14 for expert testimony.

15 MR. WEEDN: I can ask some foundational questions, if  
16 you'd like.

17 THE COURT: One second. Let me look at the question.

18 All right. Start with the foundation.

19 BY MR. WEEDN:

20 Q Supervisor Do, in your experience -- well,  
21 strike that.

22 I'm going to ask two questions. The first one  
23 is just a yes or no.

24 Are you familiar with any challenges associated  
25 with getting individuals in need of the types of services  
26 provided at the MSC to actually engage with those services?

1           A       Yes.

2           Q       How so are you familiar with those issues?

3           A       In my personal experience and your co-counsel,  
4 the intervenor, was involved in the work that I did in  
5 clearing out the encampments, how closely I worked with  
6 cities, with Judge Carter, how integrally I am involved in the  
7 day-to-day operations of not just The Courtyard but creating  
8 the operational plans for many of the other shelters.

9                   We have -- along Broadway we have Mercy's  
10 House. We have many shelters that we built only for women and  
11 families. There's -- I forgot the name on -- in Anaheim, in  
12 Supervisor Spitzer's district is similar to the Yale Street  
13 site.

14                   So this area of work is not just me voting on  
15 items. I'm actually involved in the drafting of policy,  
16 manuals, seeing the day-to-day operations and hearing feedback  
17 from the community and then adjust accordingly.

18                   I am not a passive observer in this process. I  
19 don't come here to testify as an expert in terms of academia.  
20 But in terms of the operations of Orange County, I don't know  
21 anybody who has been more involved or more knowledgeable than  
22 I am, other than maybe Judge Carter.

23           Q       Thank you.

24                   With that as background, in your experience,  
25 what are the challenges associated with getting individuals in  
26 need of the types of services provided at the MSC to actually

1 engage with those services?

2 MR. AUSTIN: Objection. Calling for expert testimony  
3 from an undesignated expert.

4 THE COURT: All right. Overruled.

5 THE WITNESS: Trust is the first thing that I noticed  
6 that we need to establish in order to get help to people. And  
7 trust takes many forms.

8 But one of the things that I noticed -- and I  
9 learned this through my work prior to clearing out the  
10 encampments on the riverbed, working with that population for  
11 six months before the board then decided, okay, we're going to  
12 remove the encampments, spending that period working with my  
13 outreach and engagement team at the healthcare agency, working  
14 with law enforcement, working with community resource  
15 department, I know that -- from my observations, that trust is  
16 the most important thing.

17 And one of the things that we need to establish  
18 in terms of forming that trust is consistency. They have to  
19 see us on a regular basis. They have to believe that we are  
20 sincere in helping them and that we are there if and when they  
21 say they need help. Because if we expect them to pick up the  
22 phone and do a Google search, it's not going to happen.

23 Q And based on your experience and observations,  
24 do you see that issue of trust being addressed at the MSC?

25 A Oh, absolutely.

26 MR. AUSTIN: Objection. Lack of foundation.



1 THE COURT: Overruled.

2 BY MR. WEEDN:

3 Q How so?

4 A When I tour the MSC, what I noticed is that we  
5 are not talking about random people walking in off the street.  
6 You could tell that the people that were there when I was  
7 there, the way that they walked in, the way they interact with  
8 the staff and the kind of services that they needed.

9 And if you take a tour, you will see it does a  
10 whole lot of different services, not just mental health. It's  
11 basically like a -- that's why it's called multi-service,  
12 right? It's -- what can they do to help people to adjust to  
13 the situation that they're in?

14 And the interaction that I saw showed me that  
15 people, the clientele, looked at the MSC as part of that -- of  
16 their life, of that support structure that they need.

17 Q Thank you.

18 Supervisor Do, during your time on the Board of  
19 Supervisors, have you worked with the City of Santa Ana on  
20 homelessness and mental health issues?

21 A Yes, I have.

22 Q How so?

23 A Well, going back to the earliest time that I  
24 actually worked with the City of Santa Ana on a concrete  
25 project was starting 2013 going into 2014, when I was still  
26 chief of staff.

1                   And then we had, you know, The Courtyard. And  
2 then there was another location that the city proposed on  
3 Central Avenue. And then, ultimately, on Yale Street is the  
4 last location that I worked with the City of Santa Ana as part  
5 of this lengthy history of working with the city on  
6 homelessness.

7                   Q       And the Yale Street location, that's a shelter;  
8 correct?

9                   A       Right.

10                  Q       And you mentioned a Central Avenue location.  
11 What was that?

12                  A       So at the county, we have been working with the  
13 city to try to be a good neighbor. We don't want to just buy  
14 a facility, open up homeless shelters. Because we could do  
15 that, right?

16                           Under the county, kind of, legal power that we  
17 have, when we buy a property, we could place government  
18 services in there. And we don't need really a lot of help  
19 from the city to do that. But we wanted to be helpful and to  
20 accommodate and be very mindful on the effect of local  
21 neighborhoods.

22                           So let's start with 2014. The cities own an  
23 area, Normandy Place, off of Grand, for a homeless shelter.  
24 And then, okay, so those county proceeded, incurred cost to  
25 buy the place. Then the city got cold feet and then that  
26 dropped out.

1                   Later, around 2017, the city came to us and  
2 said: Look, there's a site on Central Avenue.

3                   They picked out the site. We proceeded; do our  
4 due diligence. The city, again, backed out, after we have  
5 already invested all of this time.

6                   Yale Street --

7                   MR. AUSTIN: Your Honor, objection and move to strike  
8 as irrelevant, 352, prejudicial, and hearsay.

9                   THE COURT: Overruled on all those grounds.  
10 Exercising my discretion, I think the probative value  
11 outweighs any prejudice.

12                  THE WITNESS: The last one is Yale Street. They  
13 picked the site -- let me go back on the Central Avenue. The  
14 city even indicated to the county that -- mind you, all of  
15 this was communicated directly to me as relayed. So this is  
16 my own perception, my own percipient perception.

17                  But communication was done through the CEO,  
18 because, you know, we don't pick up the phone and talk  
19 directly on these issues. But it was communicated to me that  
20 the city would do eminent domain on the Central Avenue site to  
21 allow us to open up a homeless shelter. They got cold feet.

22                  Yale Street, at that point, I'm, like: Okay.  
23 Third time's a charm. We're going to have an MOU. It's going  
24 to be done in writing.

25                  We did it in writing. We even did an  
26 operational plan. And then the city got cold feet.

1                   But at that point, I needed to just build  
2 something in order to, again, build that system of care that I  
3 mentioned earlier. And so we went ahead, but the city put up  
4 a lot of fight.

5                   So I've had a lengthy history of working with  
6 the city on homeless shelters and also homeless services.

7 BY MR. WEEDN:

8                   Q       It sounds like you've had some issues with the  
9 city shifting positions --

10                  MR. AUSTIN:  Objection --

11 BY MR. WEEDN:

12                  Q       -- on these issues?

13                  MR. AUSTIN:  Objection.  Leading and lack of  
14 foundation and hearsay.

15                  MR. WEEDN:  Withdrawn.

16 BY MR. WEEDN:

17                  Q       Have you received complaints from the City of  
18 Santa Ana specifically about the MSC?

19                  A       Yes, I have.

20                  Q       When?

21                  A       When the contract with MHA came up in 2018,  
22 when I was chair at the time.

23                  Q       Okay.  And what do you recall about the  
24 complaint?

25                  A       Very generic.  I was looking for something  
26 more -- more specific in order for me to then address those

1 with my staff to see: Hey, are these legitimate issues and  
2 what can we do to address them?

3 But the letter that I received was very  
4 generic.

5 Q And I'm actually going to refer you to the  
6 exhibit binder right in front of you. Ask you to flip to  
7 Exhibit 593.

8 A Give me a minute. 593?

9 Q Yes.

10 A I have it.

11 Q So you should be looking at a letter dated  
12 May 21, 2018, on City of Santa Ana letterhead, addressed to  
13 you.

14 Are we looking at the same document?

15 A Yes.

16 Q Okay. Could you please review that document  
17 and just let me know once you've had a chance to sift through  
18 it and familiarize yourself with it.

19 A Yes, I've reviewed it.

20 Q Are you familiar with this letter?

21 A Yes, I am.

22 Q Can you tell us what it is.

23 A It's a letter that was sent to me either the  
24 day before or same day of my board meeting, I don't remember,  
25 within a short amount of time before my board meeting.

26 Q Do you recall reviewing this letter around the

1 time that it was dated, May 21, 2018?

2 A Oh, absolutely, because I also refer to it in  
3 my board meeting.

4 Q Okay. In reviewing this letter, did you see  
5 any mention of any issues with the MSC's facility zoning?

6 MR. AUSTIN: Objection. Relevance.

7 THE COURT: Overruled.

8 You can answer.

9 THE WITNESS: No.

10 BY MR. WEEDN:

11 Q Okay. If I can refer you to -- of course  
12 there's the "Dear, Chairman Do" salutation. And then the  
13 second paragraph, the third sentence, it reads:

14 "There have been numerous calls to the Santa  
15 Ana Police Department for services regarding public safety  
16 from the community. Individuals who are homeless and mentally  
17 ill seeking services from MHA must exit the facility as early  
18 as 4:00 p.m. without operational oversight, creating  
19 disturbances to businesses, children exiting school, and the  
20 community at large."

21 Do you see that?

22 A Yes.

23 Q Did I read that correctly?

24 A Yes.

25 Q Thank you.

26 Is that the type, the general tone --

1 withdrawn.

2 Is that the extent of the complaint you recall  
3 being brought to your attention by the City of Santa Ana?

4 MR. AUSTIN: Objection. The letter speaks for  
5 itself.

6 THE COURT: All right. Overruled.

7 You can answer.

8 THE WITNESS: Yes, because your question -- in terms  
9 of the letter, yes, that's all that is said. But also at the  
10 board meeting, I asked about it and there's nothing else  
11 referred other than what's in this letter.

12 BY MR. WEEDN:

13 Q And we will get to that. I'm just trying to  
14 ascertain whether the city provided any further details  
15 regarding the complaints that they were mentioning here in  
16 this letter?

17 A No.

18 MR. AUSTIN: Objection. Your Honor, this is  
19 completely irrelevant; what the city said to the county or  
20 didn't say to the county in raising concerns to the county.  
21 It does not have any bearing on whether the facts that have  
22 been put forth by the city's witnesses in this case are true  
23 or false.

24 MS. GRAHAM: Your Honor, if I may add that we do have  
25 affirmative defenses for disability discrimination under  
26 Government Code 11135, the ADA, Section 504, California

1 Disabled Persons Act. And we believe this testimony is  
2 relevant to the elements of those affirmative defenses.

3 MR. WEEDN: And I would join and note that we have  
4 affirmative defenses, including waiver and laches and other  
5 issues that -- again, it goes to the legitimacy of the City's  
6 complaints about the MSC and whether there has been any  
7 details or facts or evidence brought to anyone's attention  
8 that actually suggests that MHA is causing these issues to  
9 occur in the vicinity of the MSC.

10 MR. AUSTIN: Your Honor, a few responses on that.  
11 First of all, this is absolutely protected conduct under the  
12 Constitution, Civil Code Section 47(b).

13 To the extent they're trying to hang their hat  
14 on, you know, the city did something improper by sending a  
15 letter or engaged in discrimination by sending a letter to the  
16 county, which is their absolutely protected constitutional  
17 right to do, is completely an invalid argument.

18 Secondly, Mr. Weedn's comments are just going  
19 to the very heart of our objection. It is not this witness'  
20 place to testify regarding the truth or falsity of the  
21 witnesses in this case and their concerns. He has no  
22 firsthand knowledge of that. And whether or not the city said  
23 something or didn't say something in a letter does not turn  
24 that issue one way or the other.

25 THE COURT: All right. The objections are overruled.  
26 I think it's an issue of weight and not admissibility. I'll



1 give it whatever weight I think is appropriate.

2 MR. WEEDN: Thank you, Your Honor. I don't recall  
3 whether the witness actually answered the question. Can I  
4 have my question read back?

5 THE COURT: Madam Reporter, the last question,  
6 please.

7 (Record read as:

8 "Question: And we will get to that. I'm just trying  
9 to ascertain whether the city provided any further details  
10 regarding the complaints that they were mentioning here in  
11 this letter?

12 "Answer: No.")

13 BY MR. WEEDN:

14 Q And I think you mentioned that you found the  
15 City's complaints to be, at this time, generic and vague. Why  
16 was that -- was that an issue for your efforts to address the  
17 complaints, or engage with the complaints shall I say?

18 A I would be engaged, as a matter of course, if  
19 they raised anything to me because -- especially when we talk  
20 about operational issues that would impact the community, I  
21 would have addressed it.

22 And when issues are raised to me, I always ask  
23 my staff, whether it's the Healthcare Agency or the Behavioral  
24 Health or through my CEO, I will always demand that they look  
25 into those things. And so the answer is clearly, yes.

26 Q At this time, were you made aware of any

1 specific complaints that caused you to have any concerns with  
2 MHA's operational oversight of the MSC?

3 MR. AUSTIN: Objection. Relevance.

4 THE WITNESS: As related --

5 THE COURT: Overruled.

6 You can answer.

7 THE WITNESS: As related to me, no. And, again, I'm  
8 the County Supervisor for that area.

9 BY MR. WEEDN:

10 Q Further down in this letter, skip to the  
11 paragraph at the bottom of that first page:

12 "The city has met with the County of Orange  
13 Healthcare Agency, OCHCA, in April 2018 and May 2018 to  
14 discuss concerns regarding the homeless activity around MHA  
15 located at South Main Street."

16 Do you see that?

17 A Yes.

18 Q Did I read that correctly?

19 A Yes.

20 Q During this time period, were you aware of the  
21 discussions referenced in this sentence?

22 MR. AUSTIN: Objection. Lack of foundation.

23 THE COURT: Just whether you were aware or not.

24 THE WITNESS: Yes, I'm aware.

25 BY MR. WEEDN:

26 Q Okay. Were you directly involved in those

1 discussions?

2 A Absolutely.

3 Q Okay. And what did those discussions consist  
4 of?

5 A Because the MHA -- the MSC is in an area where  
6 you have many contributing issues to homelessness. As a  
7 former public defender and DA, I know Delhi has a -- that area  
8 is a very high-crime area, and so there's -- there's a lot of  
9 activities there that would attract people that -- that don't  
10 want to be bothered.

11 And then you have the railroad and then -- and,  
12 of course, then just the inherent homeless problem that had  
13 been in existence for decades on Main Street.

14 And so when I read something like this, it's,  
15 like, okay, to pin it all on MHA, it doesn't -- that's why I  
16 spend a lot of time at the board meeting asking Council Member  
17 Sarmiento and the Deputy City Manager very pointed questions,  
18 because I wanted to get to the bottom of what they're talking  
19 about.

20 MR. AUSTIN: Your Honor, I'm going to object and move  
21 to strike. That was, in my view, purely expert testimony  
22 about the state of homelessness and the reason why there are  
23 homeless people in a certain vicinity; also lack of  
24 foundation.

25 And also I would move to strike his  
26 characterization of this letter as the city putting it all on

1 MHA. The letter speaks for itself.

2 THE COURT: Sir, in your response, were you basing  
3 your response on your personal observations and knowledge?

4 THE WITNESS: Yes, sir.

5 THE COURT: All right. The letter does speak for  
6 itself, but otherwise overruled.

7 BY MR. WEEDN:

8 Q If you go to the second page of this document,  
9 the first complete paragraph at the top, it reads:

10 "In view of the above concerns and as the  
11 county prepares to award MHA a new three-year contract, the  
12 city respectfully requests that flexibility be built into the  
13 agreement to allow consideration of alternative locations for  
14 MHA Multi-Service Center throughout Orange County."

15 Do you see that?

16 A Yes.

17 Q Did I read that correctly?

18 A Yes.

19 Q And what was your understanding of what the  
20 city was asking for here?

21 MR. AUSTIN: Objection. Lack of foundation.

22 THE COURT: Sir, you can give us your understanding  
23 of what that means.

24 THE WITNESS: Okay. My understanding, based on my  
25 working experience with the city, as I have to take that into  
26 account when I read this letter, is that the city has a

1 tendency -- back then, in my working experience with them, had  
2 a tendency to kind of send out mixed messages. Because it  
3 felt, to me, like they're always setting the county up to be  
4 blamed, like, somehow we forced things on them.

5 So they come in. A letter will be very strong,  
6 but then their position would be different. So that way they  
7 can back out if they need to.

8 And so I read this letter, and I was not quite  
9 clear on what is it that they wanted. And that's why, at the  
10 board meeting, I was very pointed in trying to understand what  
11 was the request based on the letter that I was sent.

12 MR. AUSTIN: Your Honor, object and move to strike.  
13 His characterization of the City's conduct based solely on  
14 this letter is just completely improper and irrelevant.

15 MR. WEEDN: I think he testified that he was basing  
16 his testimony on the context provided by his prior dealings  
17 with the city and explaining what he -- you know, actually  
18 some of the confusion he had about what the city was actually  
19 asking for. So I think he provided appropriate testimony  
20 based on his own experience.

21 THE COURT: I agree. It's overruled.

22 BY MR. WEEDN:

23 Q Supervisor Do, can I have you turn to  
24 Exhibit 595. It should be right there in the same binder.

25 A Yes.

26 MR. WEEDN: Your Honor, can I have Exhibit 593

1 admitted into evidence?

2 THE COURT: Objections to 593?

3 MR. AUSTIN: No objections.

4 THE COURT: 593 is admitted.

5 (Exhibit 593 admitted)

6 BY MR. WEEDN:

7 Q Supervisor Do, returning to Exhibit 595. Can  
8 you please review it and let me know once you've had a chance  
9 to review it and familiarized yourself with it.

10 A I have reviewed it.

11 Q Thank you.

12 Are you familiar with this document?

13 A Yes, I am.

14 Q Can you tell me what it is.

15 A It was a letter sent to me as chair and also as  
16 County Supervisor representing the area that includes the City  
17 of Santa Ana.

18 Q Okay. And it's dated June 4, 2018; correct?

19 A Yes.

20 Q Okay. And do you recall reviewing this letter  
21 around the time of that date?

22 A Yes.

23 Q Okay. Did you see any reference to any zoning  
24 issues mentioned in this letter?

25 A No.

26 Q And, again, the first paragraph of the letter,

1 second sentence:

2 "Primary concerns revolve around the public  
3 safety of the community due to the lack of operational  
4 oversight of the facility creating disturbances to businesses  
5 and children exiting schools, which has been supported by  
6 numerous calls to the Santa Ana Police Department."

7 Do you see that?

8 A Yes.

9 Q Did I read that correctly?

10 A Yes.

11 Q As of your receipt of this letter, had any  
12 specifics been provided to you that suggested to you that MHA  
13 was not exercising appropriate operational oversight over the  
14 MSC facility?

15 MR. AUSTIN: Objection. Relevance.

16 THE COURT: Overruled.

17 You can answer.

18 THE WITNESS: None.

19 BY MR. WEEDN:

20 Q Okay. At this time, had any evidence or facts  
21 been brought to your attention that suggested that MHA was  
22 causing there to be numerous calls to the Santa Ana Police  
23 Department in the area of the MSC?

24 MR. AUSTIN: Objection. Relevance.

25 THE COURT: Overruled.

26 You can answer.

1 THE WITNESS: None.

2 BY MR. WEEDN:

3 Q If you go the last paragraph of the letter:

4 "Given the impact that the MHA MSC has on the  
5 neighboring community, the city requests a more suitable  
6 location that is far from Santa Ana parks, residential and  
7 school area."

8 Do you see that?

9 A Yes.

10 Q Did I read that correctly?

11 A Yes.

12 Q Second sentence there:

13 "While the county has proposed revisions to the  
14 amendment outlining additional MHA staff, extended hours of  
15 operation, and increased funds for evening meal and operating  
16 supplies, these amendments do not speak to the code violations  
17 and safety concerns the city continues to incur and may, in  
18 fact, exacerbate the influx to services at the site."

19 Do you see that?

20 A Yes.

21 Q Did I read that correctly?

22 A Yes.

23 Q Next sentence:

24 "Therefore, the city remains adamant that the  
25 amendment of the original agreement identifies you consider an  
26 alternative location for MHA MSC outside of Santa Ana,



1 especially in lieu of the regional efforts to address  
2 homelessness that cities throughout Orange County have  
3 committed to."

4 Do you see that?

5 A Yes.

6 Q Did I read that correctly?

7 A Yes.

8 Q What is your understanding of what the city is  
9 implying in that last sentence about, "especially in lieu of  
10 the regional efforts to address homelessness that cities  
11 throughout Orange County have committed to"? What is that a  
12 reference to, based on your understanding?

13 MR. AUSTIN: Objection. Lack of foundation.  
14 Irrelevance. The letter speaks for itself.

15 THE COURT: All right. Sir, you can just give us  
16 your understanding of what that means.

17 THE WITNESS: Sorry, I can't tell you what they  
18 meant.

19 BY MR. WEEDN:

20 Q The second sentence that I read that starts,  
21 "While the county has proposed revisions to the amendment," do  
22 you see that?

23 A Yes.

24 Q You know, is it accurate to say that the county  
25 had MHA make certain operational changes to the MSC program?

26 A Absolutely.

1 MR. AUSTIN: Objection. Vague and ambiguous.

2 THE COURT: Overruled.

3 You can answer.

4 BY MR. WEEDN:

5 Q And were those changes consistent with what was  
6 reflected in this sentence?

7 A Well, I don't want to agree with the conclusion  
8 of the sentence.

9 Q But the operational changes that are  
10 mentioned --

11 A Sure, yes, those things took place, because I  
12 made sure that they took place before we would consider this  
13 item.

14 Q All right. The board had to vote on those  
15 changes; correct?

16 A Yes.

17 Q Okay. At the conclusion of that sentence that  
18 you mentioned you don't agree with, why don't you agree with  
19 that?

20 A By itself -- the letter, by itself, I can't.  
21 But we have to take this letter into context of my board  
22 meeting where I asked follow-up questions. So it's kind of  
23 hard for me to answer this letter in a vacuum.

24 Q Would it help if we actually went to that board  
25 meeting?

26 A I think so, yes. We spent quite a bit of time

1 talking about this.

2 Q All right. If I can have you flip to  
3 Exhibit 618. It should be in the binder right there.

4 MR. WEEDN: Your Honor, our exhibit list referencing  
5 Exhibit 618 includes a link to the Orange County Board of  
6 Supervisors website, which includes a recording of the board  
7 meeting in question and specifically the item involving the  
8 renewal of MHA's contract that is being -- that Supervisor Do  
9 has testified to. I would like to go ahead and play that  
10 recording.

11 The exhibit itself, 618, is the transcript that  
12 we have had done of that item number.

13 THE COURT: How long is this recording?

14 MR. WEEDN: I believe it's only about 18 minutes  
15 perhaps.

16 THE COURT: I'm sorry?

17 MR. WEEDN: I believe 18 minutes, thereabouts.

18 THE COURT: Is there some reason we need to hear this  
19 as opposed to just reviewing the transcript?

20 MR. WEEDN: Well, I'd like Supervisor Do to be able  
21 to comment on the comments that he gave to Mr. Sarmiento and  
22 provide the context of the exchange through the video.

23 THE COURT: We need all 18 minutes of this?

24 MR. WEEDN: Perhaps not.

25 THE COURT: All right. Go ahead. I don't if we're  
26 going to get through it all before our next break.

1           MR. WEEDN: Would you like to take a break before we  
2 play the video?

3           THE COURT: Maybe that's a better idea, because  
4 otherwise we'll have to start and stop. So we will take a  
5 ten-minute break now.

6           MR. WEEDN: Thank you, Your Honor.

7                                 (Morning recess)

8           THE COURT: We have everyone back. Our witness is on  
9 the stand. Mr. Weedn.

10          MR. WEEDN: Thank you, Your Honor. I'm going to go  
11 ahead and play the video from the June 5th, 2018, Board of  
12 Supervisors meeting and specifically the discussion of Item 18  
13 on the calendar.

14 (Video played~not reported pursuant to Govt. Code 2.1040(d))

15          MR. WEEDN: That's all I was going to play, Your  
16 Honor.

17          THE COURT: All right.

18          MR. AUSTIN: Your Honor, obviously there was a lot  
19 played in the past 20 minutes, and I didn't want to interrupt  
20 with various objections, but we do object to this particularly  
21 on hearsay grounds.

22                                 There were multiple times where Chairman Do  
23 stated in the video, you know, he heard comments to this  
24 effect, to that effect and would -- for instance, comments  
25 that, "This is all the fault of MHA," comments about Judge  
26 Carter's observations of the MHA site; all of which is hearsay

1 and should not be admitted for its truth.

2 Frank Kim's testimony about what he observed at  
3 the site is also hearsay. He's not here to testify, so it  
4 should not be admitted for its truth.

5 There are various opinions provided, including  
6 what I view as opinions that bleed over into expert testimony,  
7 that this is a problem all over the city. His own personal  
8 opinions of whether it was proven in that context that these,  
9 quote, people came from MHA. You know, these are all either  
10 prejudicial or irrelevant opinions. We don't know what the  
11 body of evidence was on which they relied on these  
12 conclusions.

13 So I'm not sure what point Counsel is trying to  
14 make with this video, but certainly we would object to the  
15 extent it's hearsay and bleeds over into expert testimony.

16 MR. WEEDN: Your Honor, these are the same issues  
17 that were being raised by the city, at this time, in 2018, are  
18 the same issues that are at issue in this lawsuit.

19 The proceeding itself is an official  
20 proceeding. We have the transcript of the official recording.  
21 You can take judicial notice of what was said at this  
22 proceeding.

23 Now, I agree with Counsel, there are hearsay  
24 statements in there and those shouldn't be admitted for their  
25 truth. We have certainly Supervisor Do here who can provide  
26 testimony about further statements. I think we have a party

1 admission from council member -- then Council Member Sarmiento  
2 on the causation issue and from Mr. Cortez.

3           So, again, these go to the heart of the  
4 legitimacy of the City's claims in this case. It's the same  
5 stuff. It's the same stuff that they haven't provided any  
6 details about in this proceeding that it suggests any  
7 causation issues. Again, I think it's highly relevant and  
8 should be considered.

9           MR. AUSTIN: Your Honor, may I be heard?

10          THE COURT: All right. To the extent there's any  
11 hearsay, I'm not going to consider it for the truth. I'll  
12 look at it in context, just the fact that the words were  
13 spoken.

14           And, again, I don't see this as being expert.  
15 I don't why we keep bringing that up. That's a specious  
16 objection so far and that's overruled. Let's go forward.

17          MR. WEEDN: Thank you, Your Honor.

18          MR. AUSTIN: Your Honor, may I be heard on the  
19 relevance issue?

20          THE COURT: No. Let's move forward.

21 BY MR. WEEDN:

22           Q        Supervisor Do, I don't want to mischaracterize  
23 how you were feeling during this exchange with the City's  
24 representatives, but it seemed -- would it be accurate to say  
25 you were feeling frustrated during this exchange?

26           A        I was.

1 Q And why was that?

2 A The statements that I made and the so-called  
3 facts or information that I alluded to were not made for the  
4 truth of the matter asserted at that moment; it was to give  
5 the city an opportunity to answer those questions, to get to  
6 the crux, which is, if they have reasons why the Board of  
7 Supervisors should not continue with this contract at MHA,  
8 that was the opportunity for them to bring it all up.

9 So to take what I said as prompting the city to  
10 be able to give me -- like I asked for, give me, like,  
11 substantive issues that bears, you know, consideration because  
12 they impact whether it's health or safety of the community.

13 BY MR. WEEDN:

14 Q And you heard Council Member -- then Council  
15 Member Sarmiento admit that the -- what he said, that MHA was  
16 a contributing factor but not the only factor contributing to  
17 the homeless issue in the area; correct?

18 MR. AUSTIN: Objection. Video speaks for itself.

19 THE COURT: It does.

20 BY MR. WEEDN:

21 Q Okay. Well, have you received complaints from  
22 the City of Santa Ana regarding other county-operated or  
23 contracted homeless services providers in Santa Ana?

24 MR. AUSTIN: Objection. Relevance.

25 THE COURT: Overruled.

26 You can answer.

1 THE WITNESS: Yes, I have.

2 BY MR. WEEDN:

3 Q And what do you recall those complaints were  
4 about?

5 A Similar grounds, which is they shouldn't be in  
6 the City of Santa Ana; it impacts the community.

7 Q Can I have you turn to Exhibit 539, which I  
8 think is in the binder underneath the one that is to your  
9 right.

10 A Yes.

11 Q Can you give that a read and let me know once  
12 you've had an opportunity to familiarize yourself.

13 A I have reviewed it.

14 Q Okay. And just to make sure we're looking at  
15 the same document, it's a copy of a letter on City of  
16 Santa Ana letterhead, dated November 16, 2021, addressed to  
17 the Orange County Board of Supervisors; correct?

18 A Yes.

19 MR. MCEWEN: Excuse me. I'm sorry. What number are  
20 we looking at?

21 MR. WEEDN: 539.

22 BY MR. WEEDN:

23 Q Supervisor Do, does this refresh your  
24 recollection as to some of the complaints that the city has  
25 lodged concerning the county-contracted or county-provided  
26 homeless services at Santa Ana?



1           A       Yes.

2           Q       How so?

3           A       We have been -- over the course of my time  
4 working on the Board of Supervisors, we have received,  
5 numerous times, complaints, protest of the use of the Armory  
6 Center.

7           Q       And do you have an understanding as to where  
8 the Armory Center is located in relation to the MSC?

9           A       It's probably about maybe half a mile away.

10          Q       Okay. And can I direct you to the second page  
11 of this document, the fourth paragraph down. It starts:

12                   "The proposed shelter site is located next to  
13 Delhi Park and Delhi Community Center."

14                   Do you see that?

15          A       Yes.

16          Q       And did I read that correctly?

17          A       Yes.

18          Q       Do you agree that the Armory Center is located  
19 close to Delhi Park and the Delhi Community Center?

20          A       Yes.

21          Q       And where is that? The Delhi Park and the  
22 Delhi Community Center, where are they located in relation to  
23 the MSC?

24          A       Same, about half a mile away.

25          Q       And in your personal observations and  
26 experience, has there been any homeless activity or presence

1 in the Delhi Park and Delhi Community Center area?

2 A Absolutely.

3 Q For how long?

4 A For as long as I can remember.

5 Q So going back to the '80s?

6 A Yes.

7 Q And based on your understanding, that precedes  
8 MHA's being located at the MSC location on Main Street;  
9 correct?

10 A Based on my knowledge of the contract and the  
11 location of the MSC, yes.

12 Q In your observations and experience, have there  
13 been issues with gang violence in that area?

14 A Absolutely.

15 Q Okay. In addition to the Armory shelter, are  
16 you aware of the City of Santa Ana claiming that other  
17 entities besides county programs or county-funded programs are  
18 responsible for homeless issues in the area of the MSC?

19 MR. AUSTIN: Objection. Relevance.

20 THE COURT: Overruled.

21 You can answer.

22 THE WITNESS: Yes.

23 BY MR. WEEDN:

24 Q And what do you recall about that?

25 A The city has always conveyed to me, through my  
26 representatives, the CEO, that the concentration of services

1 of non-profits serving the homeless in Santa Ana contributes  
2 significantly to keeping the homeless people here in  
3 Santa Ana.

4 Q Okay. And can I direct you to Exhibit 109.  
5 And I believe that should be in that binder you have there to  
6 your right.

7 A I have it.

8 THE COURT: You said 109?

9 MR. WEEDN: Yes, 109.

10 THE COURT: Go ahead.

11 BY MR. WEEDN:

12 Q Supervisor Do, do you have an understanding as  
13 to what this document is?

14 A Appears to be a complaint in court.

15 Q Were you aware that the City of Santa Ana had  
16 sued the Union Pacific Railroad?

17 A At some point, yes.

18 MR. AUSTIN: Objection. Lack of foundation.

19 Document speaks for itself.

20 THE COURT: You said you were aware, sir. How were  
21 you aware?

22 THE WITNESS: Informed by my county counsel. And  
23 some point -- I can't remember a specific date, but a copy of  
24 this complaint was given to me, to the board in general.

25 THE COURT: All right. Overruled.

26 BY MR. WEEDN:

1           Q       If I can have you turn to Page 2 of this  
2 document, and specifically paragraph number five, it reads:

3                    "In recent months, the volume of litter,  
4 debris, and refuse along the railroad ROW has skyrocketed;  
5 homeless encampments have mushroomed; nearby residents and  
6 business owners complain to the city on a regular basis."

7                    Do you see that?

8           A       Yes.

9           Q       And did I read that correctly?

10          A       Yes.

11          Q       Okay. Based on your understanding, do you have  
12 an understanding as to where the MSC is located in  
13 relationship to the railroad tracks?

14          A       A very short distance behind it.

15          Q       And if I can have you turn to Page 4 of this  
16 complaint, specifically paragraph number 15:

17                    "Among cities of over 300,000 residents,  
18 Santa Ana is the fourth most densely populated city in the  
19 nation with over 12,471 people per square mile."

20                    Do you see that?

21          A       Yes.

22          Q       Did I read that correctly?

23          A       Yes.

24          Q       Is that statement consistent with your  
25 understanding of the population density of Santa Ana?

26          A       Absolutely.

1           Q       Okay. And based on your experience and work on  
2 the issues, do you believe that the homeless issues that have  
3 been described by the city and attributed to the MSC location  
4 are any different than what is being experienced at other  
5 similar cities, say, in the State of California with respect  
6 to homelessness?

7           MR. AUSTIN: Objection. Lack of foundation. Again,  
8 calls for expert testimony.

9           THE COURT: I don't know how he would know that.

10          MR. WEEDN: I'll ask some foundational questions.

11 BY MR. WEEDN:

12          Q       Supervisor Do, in your work on the Board of  
13 Supervisors on homelessness and mental health issues, have you  
14 had occasion to consult with individuals in similar  
15 capacities -- that serve in similar capacities for other major  
16 metropolitan areas in California?

17          A       Yes, I have. Even before on the board, as  
18 well.

19          Q       Okay. Have you consulted with them about what  
20 they are experiencing in their metropolitan areas with respect  
21 to homelessness and mental health issues?

22          A       Consulted, but also toured and worked on  
23 homeless services myself starting first year in law school all  
24 the way through the current time. So I've had a good probably  
25 35, 36 years' experience dealing with this and dealing with  
26 different jurisdictions as well.

1 Q And just by way of example, what other  
2 jurisdictions are you speaking of right now?

3 A I'm talking about Washington, D.C. I'm talking  
4 about New York. I'm talking about Utah. I did not personally  
5 go to San Antonio, but I sent staff there and they brought  
6 back pictures, presentations, data.

7 So I made a conscious effort to really learn  
8 the experiences of other jurisdictions in order to learn as to  
9 what best to do here.

10 Q Okay. And, again, based on that experience and  
11 deep engagement with the issue --

12 A Oh, I forgot to also mention San Francisco. I  
13 lived there. I went to law school there. I -- I volunteered  
14 as a homeless advocate while a law student.

15 Q Thank you.

16 Again, based on that experience and deep  
17 engagement with these issues, do you believe the issues that  
18 the city is attributing to the MSC with respect to  
19 homelessness and mental health issues is any different than  
20 what is being experienced by other major metropolitan areas  
21 with respect to these issues?

22 A Yes.

23 MR. AUSTIN: Objection. Leading. Lack of  
24 foundation. And vague as to "issues."

25 THE COURT: Overruled.

26 You can answer.

1 THE WITNESS: Yes.

2 BY MR. WEEDN:

3 Q How so?

4 A In any urban areas with high density, and  
5 especially if that city is the seat of government where there  
6 is a big city or county and the placement of those services,  
7 of those social services, as well as the criminal justice  
8 system with the courts and everything else, it will almost, by  
9 default, be a location where you have a higher concentration  
10 of homeless individuals. And I've seen that played out all  
11 over.

12 Q Supervisor Do, if I can have you turn to  
13 Page 10 of this exhibit. Specifically, it's going to be lines  
14 two through seven. I'll wait till you're there.

15 A Okay.

16 Q And it reads:

17 "Further, the railroad ROW is a nuisance due to  
18 Union Pacific's complete failure to manage or patrol its  
19 property resulting in continuous unauthorized access to the  
20 property and the occupation of said property by individuals  
21 experiencing homelessness and other persons. A combination of  
22 these factors has created a public health and safety crisis on  
23 the railroad ROW, endangering the community at large, as well  
24 as those who occupy the ROW."

25 Do you see that?

26 A Yes.

1 Q Did I read that correctly?

2 A Yes.

3 MR. WEEDN: Your Honor, I believe that this exhibit  
4 has already been admitted into evidence, but I wanted to back  
5 up and make sure that we moved into evidence Exhibit 595.

6 THE COURT: 109 is in evidence.

7 What was 595?

8 MR. WEEDN: That was the second letter from the city  
9 to Supervisor Do, dated June 4, 2018.

10 THE COURT: Any objection to 595?

11 MR. AUSTIN: No objection.

12 THE COURT: 595 will be admitted.

13 (Exhibit 595 admitted)

14 MR. WEEDN: We would also ask to admit Exhibit 618.

15 THE COURT: Just a second.

16 618 is the transcript of the lengthy recording.  
17 Is there any objection?

18 MR. AUSTIN: We do object, Your Honor. We object for  
19 the reasons stated previously about hearsay and what I  
20 considered to be expert testimony.

21 Furthermore, as described by Mr. Weedn, they  
22 are relying upon this transcript and video in order to  
23 purportedly show that the facts shown in this case are  
24 manufactured; and that if the city didn't raise it at the  
25 meeting, at the Board of Directors meeting, then it must not  
26 be true if raised here. And that is just completely specious



1 argument.

2 A council board meeting is completely different  
3 from a court proceeding. Generally people are given about  
4 three minutes to speak at board meetings. And then the board  
5 controls the direction of the questions and where they want to  
6 take it based on their own political goals.

7 So we would object as irrelevant to the extent  
8 it is being used for that purposes.

9 MR. WEEDN: Your Honor, I think that through the  
10 foundation laid by Supervisor Do's testimony about the  
11 previous letters received in advance of this board meeting, as  
12 well as the engagement by his office and him personally with  
13 the City's complaints, that all of that is context for -- and  
14 as well Supervisor Do's previous experience working with the  
15 City of Santa Ana on homelessness issues and mental health  
16 issues, all -- it's not viewing the video in isolation; it's  
17 all of these things together provides context in terms of the  
18 weight of the evidence as to the City's claims here.

19 Again, they had many opportunities to present  
20 evidence of their -- the supposed causation by MHA and the MSC  
21 of these issues that they're describing. They didn't provide  
22 any. They still haven't.

23 MR. AUSTIN: Your Honor, this is basically an  
24 exhaustion argument under -- when there's no law stating that  
25 we need to exhaust our remedies, we'll put the same body of  
26 evidence before the county in a letter or the board meeting

1 before we bring it before this Court.

2 And I will note, for the record, that the  
3 impacts on the surrounding property have been testified to in  
4 this case by the actual property owners, not by city  
5 personnel.

6 So the idea that the city somehow contradicted  
7 itself by not directly raising those impacts in its own  
8 witnesses' testimony before the Board of Supervisors is also  
9 specious and unfounded. No one from the city here is  
10 testifying regarding the impacts directly.

11 THE COURT: All right. I'm going to admit the  
12 exhibit. I said before, the hearsay statements are not  
13 admitted for the truth, just to show the words were spoken.

14 The rest of this really goes to the weight of  
15 it and not the admissibility. The Court will -- you'll have a  
16 chance to argue what this means, and the Court will make its  
17 decision.

18 (Exhibit 618 admitted)

19 MR. WEEDN: Thank you, Your Honor.

20 And then we also ask to move Exhibit 539 into  
21 evidence. That's the City Council letter concerning the -- to  
22 the Board of Supervisors regarding the Armory shelter.

23 THE COURT: Did you say Armory shelter?

24 MR. WEEDN: Yes.

25 THE COURT: Okay. Thought so.

26 MR. AUSTIN: No objection, Your Honor.

1 THE COURT: That was 539?

2 MR. WEEDN: Correct, Your Honor.

3 THE COURT: 539 will be admitted.

4 (Exhibit 539 admitted)

5 BY MR. WEEDN:

6 Q Supervisor Do, just a few final questions.

7 During your time on the Board of Supervisors,  
8 have you addressed constituent concerns about homeless service  
9 providers in these constituents' communities?

10 A Yes.

11 Q How so?

12 A In 2019 -- after we started to clear out the  
13 encampments both along the riverbed and here in the Civic  
14 Center, so after about eight months after we completed that, I  
15 conducted 60 Community Coffees throughout my district, half of  
16 them were in the City of Santa Ana.

17 THE COURT: Did you say "Community Coffee"?

18 THE WITNESS: Coffees, yeah.

19 THE COURT: Like a meeting over coffee?

20 THE WITNESS: Right. Like just, you know, we have  
21 coffee there, but just, like, in community centers, and we  
22 call them Community Coffees.

23 THE COURT: Got it.

24 THE WITNESS: And we obviously cover the Main Street,  
25 Delhi, all neighborhoods, just to get feedback from the  
26 community. Yes, so I did do that.

1 BY MR. WEEDN:

2 Q So you said you had multiple meetings in the  
3 City of Santa Ana; correct?

4 A Right, 30.

5 Q And were these locations where you held these  
6 Community Coffees held throughout the city?

7 A Yes.

8 Q Okay. And was homelessness and homeless  
9 services in the community an issue raised at all of these  
10 Community Coffees?

11 A Back then, that was the primary topic.

12 Q Okay. And would you describe these Community  
13 Coffees as, I guess, your efforts at community education?

14 A Yes, absolutely, but also to get feedback,  
15 right? To kind of gauge where the community is.

16 Q Okay. And, again, what year were these -- did  
17 you have these?

18 A 2019.

19 Q And in your experience, were these Community  
20 Coffees effective in addressing the constituents' concerns  
21 about homeless service providers in the community?

22 A I think so.

23 Q Okay. Is this an approach you believe the City  
24 of Santa Ana's elected officials should emulate?

25 MR. AUSTIN: Objection. Assumes facts not in  
26 evidence that the city does not emulate in terms of trying to

1 address community concerns. Lack of foundation and relevancy.

2 THE COURT: Mr. Do, do you have any idea whether the  
3 city conducts any kind of meetings like this?

4 THE WITNESS: No, I don't, sir.

5 MR. WEEDN: I have no further questions at this time.

6 THE COURT: All right. Cross?

7 MR. AUSTIN: Thank you, Your Honor.

8 May I ask for a five-minute recess to discuss  
9 some issues with my co-counsel?

10 THE COURT: All right. That's fine.

11 (Off the record)

12 THE COURT: We have everyone back.

13 Mr. Austin, whenever you're read.

14 MR. AUSTIN: Thank you, Your Honor.

15 **CROSS-EXAMINATION**

16 **BY MR. AUSTIN:**

17 Q Good morning, Supervisor Do.

18 A Good morning.

19 Q Can you tell me your educational history.

20 A High school here in Garden Grove, Bolsa Grande.

21 UC Davis undergrad. Hastings; now UC Law, UC Law

22 San Francisco. That's the new name now.

23 Q I see. So what was your bachelors in?

24 A Economics.

25 Q And you have a JD as well?

26 A Yes.

1 Q So you're a lawyer?

2 A Yes, I am.

3 Q So prior to becoming a supervisor or acting in  
4 some kind of capacity as a politician, did you act as a  
5 lawyer?

6 A Yes.

7 Q Do you have any licenses or degrees in the  
8 field of mental health?

9 A No, I don't.

10 Q Okay. Do you consider yourself an expert in  
11 the field of mental health?

12 A No, I don't.

13 Q Okay. Do you consider yourself an expert in  
14 the field of homelessness as it relates to Orange County?

15 A I don't know what you mean by "expert." I know  
16 as much as anybody would know about Orange County. But am I  
17 an expert in terms of a degree? No.

18 Q Okay. So you feel that you have as much  
19 knowledge as anybody else about homelessness issues in Orange  
20 County; is that right?

21 A Working knowledge, yes.

22 Q Okay. And a lot of that is information that  
23 you've heard of from third parties, such as staff, et cetera;  
24 correct?

25 A And clinicians, working with stakeholders over  
26 the last whatever, eight, nine, years.

1 Q So in providing testimony here today, did you  
2 draw upon that experience in working with homeless and  
3 gathering information regarding homelessness?

4 A Sure. On everything, sure.

5 Q Okay. You referred to these service -- SPAs?

6 A Yeah, Service Planning Areas.

7 Q Right. And how many SPAs is Orange County  
8 divided into?

9 A Three.

10 Q Three.

11 The northern, the central, and the southern?

12 A Right.

13 Q And when were those SPAs formed?

14 A Probably around '18 -- sorry, '17, 2017.

15 Q Okay. Were they formed in conjunction  
16 with -- well, strike that. Let me back up.

17 You're familiar with a lawsuit that was filed,  
18 I believe, in 2018 before Judge Carter entitled Orange County  
19 Catholic Worker; correct?

20 A Right. I'm familiar with that. I was involved  
21 in it.

22 Q You were heavily involved in that case; right?

23 A I was the county lead negotiator.

24 Q Right.

25 And, in fact, Judge Carter sort of hauled you  
26 before his tribunal multiple times to testify as to facts in

1 that case; right?

2 A I don't know about hauled me. But, anyway,  
3 yes, I appeared.

4 Q Okay. Is it fair to say that -- well, were the  
5 SPAs formed in relation to that case or as a result of that  
6 case?

7 A No. The lawsuit wasn't filed until '18.

8 Q I'm sorry?

9 A The lawsuit was not filed until 2018.

10 Q Was it county action that formed the SPAs?

11 A I did it. As I testified earlier, I created  
12 the -- I proposed, and my colleagues supported, my idea of  
13 creating the Office of Care Coordination.

14 Q Okay. So I represented Anaheim in the Orange  
15 County Catholic Worker case, so I was at a number of the  
16 hearings. And do I recall correctly that, in a number of the  
17 hearings, Judge Carter took you to task and the county to task  
18 for not doing enough about homelessness?

19 A Okay. Sure, some of his comments can be  
20 construed as taking us to task. Okay. All right.

21 Q Well, he specifically said: County, you have a  
22 bunch of money that you've received from either state or  
23 federal sources to address homelessness and you're not  
24 spending it the way you should?

25 A Specifically, it was actually mental health,  
26 because it was actually mental health, MHSA funds that he was



1 talking about, not homelessness.

2 Q And his point was that you're sitting on these  
3 funds and not spending them to address homelessness; correct?

4 A Yes. We could do more, yes.

5 Q Okay. Do you recall a cross-complaint being  
6 filed -- strike that.

7 The City of Santa Ana was part of that case;  
8 right?

9 A Was or was not?

10 Q Was a part?

11 A Yes.

12 Q Okay. They were amongst the list of initial  
13 defendants that were sued by the plaintiffs; right?

14 A Yes, uh-huh.

15 Q And are you aware of the fact that the City of  
16 Santa Ana filed a cross-complaint in that case to draw in  
17 other cities -- all other cities who have not been previously  
18 been named in Orange County?

19 A Yes.

20 Q Okay. And is it fair to say that the crux of  
21 that lawsuit was: Hey, why does the burden always fall on  
22 Santa Ana? Let's spread the burden out to other cities?

23 A Yes, I think that was the intent, as I could  
24 glean from talking to them.

25 Q And you've said yourself here today that you  
26 agree with the concept that the city bears a higher amount of

1 the burden of homelessness than other communities; correct?

2 A Up until recently, yes.

3 Q Okay. And you would agree with the sentiment  
4 that that burden should be spread out more throughout other  
5 communities in the county, including South County; correct?

6 A Yes.

7 Q Are you saying that today Santa Ana does not  
8 continue to bear a disproportionate burden with respect to  
9 homelessness?

10 A As of today, I would -- see, your question has  
11 multilayers to it. That's hard for me to know what you're  
12 getting at.

13 Q Okay. Let me back up. I understand you've  
14 testified that, in your view, the homelessness issue has  
15 gotten better over recent years; right?

16 A Yes.

17 Q In Orange County?

18 A Yes.

19 Q But nevertheless, you've testified that  
20 Santa Ana has, over the years, bore a greater burden of the  
21 homelessness crisis than other communities in Orange County;  
22 correct?

23 A Right.

24 Q And irrespective of whether it's gotten better  
25 in an absolute sense, would you agree that even today  
26 Santa Ana continues to bear a greater burden with respect to

1 the homelessness crisis in Orange County?

2 A No, I don't agree with that. No.

3 Q No?

4 A No.

5 Q Okay. So you think every other city in Orange  
6 County bears the same burden as the City of Santa Ana?

7 A No. One doesn't lead to the other. In the  
8 past, when we had no other shelters anywhere else other than  
9 here, then, yes, the answer's very clearly that Santa Ana  
10 carried more than its weight.

11 But now that we have shelters in a lot of  
12 different cities -- I mentioned some earlier, right? Newport  
13 Beach working with Costa Mesa. Huntington Beach has two of  
14 its own. The north SPA, they have multiple shelters. You've  
15 got Garden Grove, Westminster, Fountain Valley building their  
16 own new -- and then you've got Tustin having two --

17 You know, so, I mean, it's -- the answer isn't  
18 as clear-cut as it was even five years ago. When I made the  
19 statement in '18, yes, we had none of these things.

20 Q Okay. Is it accurate to summarize what you  
21 just said as: Okay. Other cities have stepped up more over  
22 the past three years, but Santa Ana still does more than those  
23 cities?

24 A "Than those cities"?

25 Q Than those other cities that you mentioned.

26 MR. WEEDN: Objection. Vague.

1 THE WITNESS: Yes, it is vague. I don't understand  
2 what you're getting at.

3 BY MR. AUSTIN:

4 Q In terms of what it does to help the homeless?

5 A You can't treat the homeless as, like, one big  
6 county monolithic thing. We have different cities. If the  
7 homeless are in Santa Ana, then -- if there are more here,  
8 shouldn't there be more services here?

9 Q Are there more homeless in Santa Ana than in  
10 other cities?

11 A Yes.

12 Q Okay. How many shelters are in the City of  
13 Santa Ana?

14 A As of today, I don't know.

15 Q You don't know?

16 A I only operate my own when I represented the  
17 city. And the only shelter that I know of that we have now is  
18 Yale Street. We may have smaller contracts with non-profits,  
19 but they are not shelters that we built and operate ourselves.

20 Q Okay. So can you, sitting here today, list for  
21 me the number of facilities in Santa Ana that exist to help  
22 the homeless, whether it be a multi-service center like the  
23 one at issue in this case, or shelters or anything like that?

24 A I can't.

25 MS. GRAHAM: Objection. Calls for narrative  
26 testimony.

1 THE COURT: He said he can't.

2 THE WITNESS: I can't.

3 BY MR. AUSTIN:

4 Q You cannot?

5 A I cannot, no.

6 Q Okay. So you don't really know specifically  
7 how many shelters are in the city?

8 A Today, no, I don't.

9 Q Does the county control the city's land use  
10 decisions?

11 A No, we don't.

12 Q Okay. So if the city had a land use issue  
13 within its boundaries, concerning a use within its boundaries,  
14 the county wouldn't be the party to resolve that issue; right?

15 MR. WEEDN: Objection. Calls for speculation. Calls  
16 for a legal conclusion.

17 THE COURT: Overruled.

18 You can answer.

19 THE WITNESS: Okay. I hate to play lawyer, but that  
20 is an incomplete hypothetical. I can't answer that question.

21 Because who owns the property? What use are  
22 you proposing? These are all information that I would need in  
23 order to answer that question.

24 MR. AUSTIN: I don't think that's true.

25 BY MR. AUSTIN:

26 Q So let's assume --

1 A No? Okay.

2 Q -- it's privately owned property --

3 A If my statement is not true, then why did you  
4 have to qualify your question now?

5 Q I'll do it to assist you --

6 A Really? Okay. All right.

7 Q It's privately-owned property entirely within  
8 the City of Santa Ana. Can you accept those representations?

9 A Okay.

10 Q And let's say the city -- the city's position  
11 is that the use that's being made of that property is not  
12 authorized in that zone.

13 Are you with me?

14 A Yes.

15 Q Would the county be able to come in and say:  
16 Too bad, they get to operate there?

17 A No.

18 MS. GRAHAM: Objection, Your Honor. Incomplete  
19 hypothetical.

20 BY MR. AUSTIN:

21 Q Okay. So the county wouldn't be the entity  
22 that would resolve some zoning issue between the city, a  
23 private property owner and its boundaries; right?

24 A No.

25 MS. GRAHAM: May I just ask for a ruling on the  
26 objection.

1 THE COURT: Overruled.

2 BY MR. AUSTIN:

3 Q Do you have any opinions, sitting here today,  
4 as to whether the use that MHA -- strike that.

5 Do you have any opinion, sitting here today, as  
6 to whether MHA has the appropriate land use approvals to  
7 operate its current business in its current location?

8 A I have no opinion.

9 Q Okay. That issue's never been briefed or  
10 discussed amongst the county or at a county meeting?

11 A No.

12 Q Okay. You said you toured the MHA facility on  
13 Main Street; right?

14 A Yes.

15 Q And I believe you said about three to four  
16 times; right?

17 A Yes.

18 Q And when were those tours?

19 A All of them would have been before COVID.

20 Q All pre-COVID?

21 A Right.

22 Q Can you be more specific?

23 A No, I can't. I mean, we just go whenever an  
24 issue is raised or a concern or something that I heard back  
25 from my staff that the city claims this happened or that  
26 happened, then I would just -- what? It's two miles from

1 here. So I would drive down the street and just kind of check  
2 it out.

3 But can I tell you specific dates? No, I  
4 can't.

5 Q Okay. And I'm not looking for specific dates,  
6 but let's try to hook into it a little better.

7 So let's take the filing of the Judge Carter  
8 lawsuit in 2018. Was your first visit before or after that?

9 A Oh, way before that, yeah.

10 Q So like years before?

11 A Yes. I would say soon after I took office.

12 Q Okay. So that would be the '80s?

13 A Maybe even before I took office. Remember, I  
14 was chief of staff on the Board of Supervisors for four years  
15 before that.

16 Q Okay. So we're going back pretty far?

17 A Right. 2007 is when I started.

18 Q Okay. So when was your first visit? Around  
19 2007, 2008?

20 A Sure, maybe. I mean, I can't go back that many  
21 years. I don't remember.

22 Q But it was shortly after you took office in  
23 2007; is that correct?

24 A So chief of staff is right under the  
25 supervisor. I was in that capacity as second in command for  
26 District 1 for four years. And then I got elected in '15 to



1 be supervisor.

2 So as a chief of staff, I have to work up all  
3 of the issues for my supervisor, and then I report my findings  
4 to her. So then I would have probably toured MHA as part of  
5 my work as chief of staff.

6 Q Okay. I'm just trying to get a sense of, like,  
7 the time period these visits took, just an approximation, and  
8 how spread out they were. Are you saying your first visit  
9 could have been as early as 2007, 2008 time period?

10 A Yes.

11 Q And then how many years later did you tour the  
12 facility again?

13 A I'm trying to do the math here. 2018 is the  
14 letter, the item before the board. I took office '15. I'm  
15 sure two or three more visits in between '15 and '18. I'm  
16 sure, like, within those three years that I have visited MHA  
17 or MSC -- the MSC location at least twice more during that  
18 time.

19 Q And the time period you gave was about 2015 to  
20 about 2018?

21 A Right.

22 Q Okay. And that was about two, three visits in  
23 that time period?

24 A Right.

25 Q Okay. And was that because, in that 2015 to  
26 2018 time period, there was an increase in the number of

1 concerns raised about MHA?

2 A I don't remember specifically.

3 Q Why did you do the tours?

4 A As I tour every homeless mental health service  
5 because I was trying to build our system. I need to know what  
6 the pieces we have and how they work at the time that I was  
7 thinking through these issues.

8 Q Okay. Was there any visit that was done in  
9 response to an issue raised by the city?

10 A Yes, I do remember. When they raised the issue  
11 that was causing the homeless to be going there, that's when I  
12 tour. And then that also led to Judge Carter and my CEO  
13 touring, because I needed an answer.

14 Q Okay. So of the three to four tours that you  
15 mentioned, one of them was in direct response to issues raised  
16 by the city; is that right?

17 A I can't remember one -- I'm not saying that  
18 just one. I'm just saying, as I sit here today, I can think  
19 of one time, and that's related to something similar to the  
20 2018 letter from the city.

21 Q Well, when I asked in a more general fashion,  
22 you said that you went there just to sort of fill your duties  
23 as a -- it was your role at the time; right?

24 A Uh-huh.

25 Q Okay. These visits were -- you called ahead  
26 and let them know you were visiting; right?

1           A       By nature, no. Normally, I don't. I like to  
2 see things as they are.

3           Q       Were there any visits that were planned and  
4 that they knew you were coming?

5           A       No.

6           Q       All of them were surprise visits?

7           A       Yes.

8           Q       And you entered the facility on each occasion?

9           A       Yes, uh-huh.

10          Q       Okay.

11          A       I tour -- I asked to walk -- for them to take  
12 me around the back office, you know, and the small offices  
13 where they interview clients and giving them service.

14          Q       Okay. How long did you stay at each of the  
15 visits?

16          A       Half hour.

17          Q       And that includes your stay not just in the MHA  
18 facility itself, but to the extent you toured the surrounding  
19 properties, that was all within about a half-hour time period?

20          A       Oh, I don't know about that. I'm talking about  
21 inside, because it takes a while to tour the inside.

22                   And then I remember walking out into the  
23 parking lot because I wanted to see how vulnerable -- like  
24 people camping out back there, how that facility was. So I  
25 walked around the back, and then all the way to the front, and  
26 down the street. So yes, I did do that at some point.

1 Q Okay. Did you do that tour every time you  
2 visited?

3 A No.

4 Q Just one time?

5 A I don't know how many times. I don't keep  
6 track of every time I go and visit that place.

7 Q Okay. Did you interact with any of the  
8 surrounding property owners during those tours?

9 A I, myself, no.

10 Q Okay. Are you aware of any of the testimony in  
11 this case -- have you been told, either by defense counsel or  
12 another source, about the testimony in this case from property  
13 owners regarding the impacts of homeless individuals on their  
14 properties?

15 A No.

16 Q So you have no reason to dispute any of that  
17 testimony; right?

18 A No, I don't.

19 Q Okay. And so sitting here today and even  
20 taking into consideration what happened at the board meeting  
21 that we watched the video of, if a property owner testified in  
22 this case that they saw impacts to their property including  
23 drug paraphernalia, trash, loitering, defecation on their  
24 property, would you have any reason to dispute the veracity of  
25 that treatment?

26 MR. WEEDN: Objection --

1 THE WITNESS: I have no opinion about what people  
2 say.

3 BY MR. AUSTIN:

4 Q I'm sorry?

5 A I have no opinion on the veracity of what  
6 people say.

7 MR. WEEDN: Objection. Calls for speculation.

8 THE COURT: All right. His answer will remain.

9 BY MR. AUSTIN:

10 Q You mentioned The Courtyard facility; right?

11 A Yes.

12 Q Where is that located?

13 A Behind the courthouse, across the street, on  
14 Santa Ana Boulevard.

15 Q So that's in Santa Ana; correct?

16 A Right.

17 Q And is it a shelter?

18 A It's a low-barrier shelter, yes.

19 Q And does it provide the same sort of services  
20 that MHA does?

21 A No, of course not. MHA is mental health  
22 service center. We're talking about a homeless shelter.  
23 The Courtyard is a homeless shelter.

24 Q The courtyard is purely a homeless shelter?

25 A Well, we connect people to services, but we  
26 don't provide services out of there, no.

1 Q Okay. So you're making a distinction there  
2 where, at The Courtyard, people are linked to services  
3 elsewhere but services are not provided at the location?

4 A Right.

5 Q Okay.

6 A But even there, when you talk about "services,"  
7 you got to define. There are all kinds of levels of services.  
8 It's not like that they get no service there. It's just that  
9 you're not going to have clinicians treating people out in the  
10 open, right, in violation of HIPPA.

11 Q Okay. Well --

12 A But they do get connected to housing, things  
13 like that. They get interview and some services, but not the  
14 kind of service you're talking about at MHA.

15 Q Okay. So you just said, in your response, that  
16 they are aren't, for instance, interviewed by clinicians;  
17 right?

18 A Right.

19 Q So is it your understanding that there are  
20 clinicians at MHA who conduct that kind of service?

21 A Yes.

22 Q So that's based on that understanding?

23 A Yes.

24 Q Okay. But you have no firsthand knowledge of  
25 that; right?

26 A Well, I see them there. I talk -- I talk to

1 the people at the center, and they say they need to interview  
2 clients. And so -- now, we can get technical and say: What  
3 are clinicians?

4 Because in my world, clinicians could be  
5 anywhere from a licensed social worker to a psychiatrist. And  
6 so a lot of people don't understand. They just think  
7 clinicians are all psychologists and M.D.s and all that. No,  
8 clinicians have many meanings.

9 Q Okay. So the lowest -- well, strike that.  
10 So one end of that spectrum is social workers;  
11 right?

12 A Licensed social workers.

13 Q Licensed social worker. Okay.

14 Are you aware of the term "paraprofessional"?

15 A No, I don't.

16 Q So there's been testimony in this case from MHA  
17 that they employ paraprofessionals, who are these individuals  
18 who act as counselors at their facility largely due to having  
19 lived similar life experiences.

20 A Okay.

21 MR. WEEDN: Objection. Misstates testimony. Lacks  
22 foundation.

23 MR. AUSTIN: Based on that -- I haven't asked a  
24 question yet.

25 BY MR. AUSTIN:

26 Q Based on that understanding, are you aware of

1 the extent to which MHA's counselors consist of  
2 paraprofessionals?

3 MR. WEEDN: Objection. Lacks foundation. Misstates  
4 testimony. Calls for speculation.

5 THE COURT: Do you know how many people at MHA are  
6 paraprofessionals?

7 THE WITNESS: I don't know what that means, Your  
8 Honor, the term itself, so ...

9 BY MR. AUSTIN:

10 Q Okay. Do you know how many people employed by  
11 MHA are licensed social workers?

12 A No, I don't.

13 Q Do you know whether MHA employed a  
14 psychiatrist?

15 A No, I don't.

16 Q Okay. I believe you said in your testimony --  
17 strike that.

18 You mentioned the Yale Center. Where is that  
19 located?

20 A On Yale Street.

21 Q In Santa Ana?

22 A Yes, off of Warner.

23 Q And is that an overnight shelter?

24 A It's a short- to medium-term housing and  
25 treatment center.

26 Q Okay. And do they provide any form of mental



1 health services there, to your understanding?

2 A We just opened it when we got redistricted, and  
3 so I have not been involved in the running of it for three  
4 years. So I don't know what they do today.

5 Q Okay. Well, based on your -- strike that.

6 So was there a time when you did know what they  
7 do?

8 A They -- we just built it and we just opened it.  
9 So we just started to operate when the new district took  
10 place. And so I -- I -- as of three years ago. By the end of  
11 this year, it will be three years since I last represented  
12 Santa Ana. So no, I don't know what they're doing.

13 Q Okay. But did they operate there as a result  
14 of the county contract?

15 A Yeah, uh-huh. We built it, the county did,  
16 yeah.

17 Q So as a Board of Supervisors member, do you not  
18 have knowledge of the sort of services that are provided at  
19 the Yale Center?

20 A Normally we only care about -- not "care  
21 about" -- we pay attention to the facilities in our district.  
22 So I have not looked closely at the operations of Yale Street  
23 in three years.

24 Q Okay. So going back three years, what services  
25 did they provide when you did visit?

26 A I don't remember.

1 Q Okay. Housing services?

2 A We always do that. First they stay there, and  
3 then we would have housing department employees that can then  
4 assist people in getting house placements, yes.

5 Q And housing services are also provided at  
6 The Courtyard that you mentioned; right?

7 A Yes.

8 Q So let me back up a minute, because you did  
9 state that at The Courtyard certain services are provided. So  
10 what did you mean by some services are provided at Courtyard?

11 A Job placement, maybe referral to job training,  
12 certainly get them healthcare, maybe some component of mental  
13 health. They would be referred out, nothing is done there.

14 They have -- we brought in -- I forgot the  
15 non-profit where they had the big van, like a mobile health  
16 clinic, and they would drive in three or four days a week and  
17 they would treat people there in these big RVs.

18 Q And this is The Courtyard we're talking about?

19 A Yes, uh-huh.

20 Q Okay.

21 A And I think we follow the same model at Yale  
22 Street.

23 Q Okay. So similar services are provided at both  
24 Courtyard and Yale in that regard?

25 A But Yale is an actual shelter that was built  
26 and designed with service in mind, right; not a retrofitted

1 bus terminal. So we actually had offices where we could  
2 provide service. What type of services specifically, I cannot  
3 tell you.

4 Q Okay. But there is some overlap between  
5 Courtyard and Bridges to the extent they both provide some  
6 level of housing assistance, some level of job placement  
7 assistance, some level of mental health evaluation or  
8 referrals elsewhere, and some form of medical treatment  
9 through the mobile clinic?

10 A Sounds right.

11 MR. WEEDN: I apologize. I think that Counsel's  
12 question -- we were talking about The Courtyard and Yale  
13 Street, and Counsel's question asked about Bridges and  
14 Courtyard.

15 MR. AUSTIN: Thank you, Counsel.

16 BY MR. AUSTIN:

17 Q Yeah, my question was intended to compare  
18 Courtyard and Yale.

19 A Yeah.

20 Q Did you understand my question?

21 A Yes.

22 Q Okay. So Courtyard and Yale both provide those  
23 services to some degree that I just listed?

24 A Except I would classify -- again, not speaking  
25 from firsthand experience, but I would classify Yale as maybe  
26 a step up from The Courtyard.

1           Q       Understood. I'm simply trying to get at, sort  
2 of, whether some degree of these services are provided at  
3 these facilities.

4           A       Sure.

5           Q       And in that understanding, my statement was  
6 correct; right?

7           A       Yes.

8           Q       And are Courtyard and Yale the only shelters  
9 you're aware of in Santa Ana?

10          A       Oh, no. By the time I left, not representing  
11 Santa Ana anymore, we had like -- again, not built, but we pay  
12 for and contracted with non-profits, I can think of at least  
13 three, four other ones just off of Main Street right here.

14          Q       Three or four other homeless shelters in  
15 Santa Ana?

16          A       Right.

17          Q       Okay. And The Armory is also in Santa Ana;  
18 right?

19          A       Yes. There are two; Armory in Santa Ana and  
20 also Fullerton.

21          Q       Okay. And The Armory is a cold weather  
22 shelter; is that right?

23          A       Right.

24          Q       So it's only open during the winter months?

25          A       Right.

26          Q       So if I'm doing my math correctly, that is at

1 least five or six shelters in the City of Santa Ana. Can you  
2 name one other city in Orange County that has five or six  
3 homeless shelters?

4 A I don't have the foundation in order to even  
5 give you an answer on that.

6 Q Can you name any cities in Orange County that  
7 even have two or more shelters?

8 A That I know of, that I can cite off the top of  
9 my head, no. I shouldn't even speculate. No, that would  
10 require speculation.

11 Q I believe you testified that, in your  
12 observations when you visited MHA, you felt that trust was  
13 established with their clientele; right?

14 A Yes.

15 Q Okay. And that's based on comments that the  
16 MHA members made to you; is that right?

17 A No.

18 Q What was it based on?

19 A Just observing the interaction. Well, I  
20 describe trust in the context of what do we need to build in  
21 order to build a system of care?

22 I didn't testify earlier trust specifically in  
23 the context that I was told or that I observed specifically  
24 and solely at MHA.

25 I'm just saying, as a system of care, we need  
26 to have continuity, we need to have consistency, we need to

1 have a presence to build that trust.

2 Q Okay. I believe you also said that these  
3 individuals, the clientele of MHA, looked at the multi-service  
4 center as being part of their lives.

5 Do you recall that testimony?

6 A Yes, I do.

7 Q And that was based on comments they made to  
8 you; right?

9 A No, just from watching the interaction and the  
10 way they talk, kind of, like, oh, remember last week  
11 something.

12 I would hear things like that that would  
13 indicate to me that this is an ongoing interaction and it's  
14 not a stranger walking off the street seeing the staff for the  
15 first time.

16 Q You testified that there were a number of  
17 potential projects on which the city, quote, "got cold feet."

18 Do you recall that?

19 A Yes.

20 Q What were those projects for?

21 A A homeless shelter.

22 Q Homeless shelters?

23 A Yeah.

24 Q So were you frustrated by the city getting cold  
25 feet, as you stated?

26 A Yes.

1 Q Okay. But it's fair to say that Santa Ana has  
2 more homeless shelters than any other city in Orange County;  
3 right?

4 A I don't know that for a fact.

5 Q Okay. And would it be fair to say that it  
6 would be a legitimate concern if the county's seeking to add,  
7 yet, more homeless shelters to Santa Ana?

8 A Are we looking to add --

9 MS. GRAHAM: Objection --

10 (Simultaneous speaking)

11 THE COURT: At least three people talked at once. I  
12 don't know what anyone said.

13 MR. WEEDN: Objection, Your Honor. Vague. Calls for  
14 speculation.

15 MS. GRAHAM: Join, Your Honor.

16 MR. WEEDN: Incomplete hypothetical.

17 MR. AUSTIN: Your Honor, I think I'm allowed to  
18 explore this area where he sort of dismissed the city's  
19 concerns as just as cold feet and leading to his frustration.

20 THE COURT: Overruled.

21 You can answer.

22 THE WITNESS: Can you read the question back, please.

23 MR. AUSTIN: Your Honor, can I --

24 THE COURT: Madam Reporter.

25 (Record read)

26 THE WITNESS: Are we doing it? I don't know. We're

1 not adding any shelters in Santa Ana that I know of, so...

2 BY MR. AUSTIN:

3 Q Well, regardless of who is adding them, would  
4 you agree that it's a legitimate concern if the city does not  
5 want, yet, more shelters in its boundaries before other cities  
6 step up and create more shelters?

7 MS. GRAHAM: Your Honor, calls for speculation as to  
8 "the city."

9 MR. WEEDN: Incomplete hypothetical. Lacks  
10 foundation.

11 MR. AUSTIN: He's testified regarding the city's  
12 apparent motives and intent, getting cold feet, et cetera. If  
13 he's going to be able to testify, you know, in this  
14 prejudicial way about the city and its conduct, then I get to  
15 explore it.

16 THE COURT: Overruled.

17 You can answer.

18 THE WITNESS: All right. So your question is vague  
19 in that the number of shelters in any city, the appropriate  
20 number corresponds to the homeless population that they have.

21 And so when you pose that question to me, I  
22 don't know where Santa Ana is in terms of the number of beds  
23 that they have in relation to the number of unhoused homeless  
24 there are.

25 Judge Carter used the formula of, I believe,  
26 60 percent. And so, therefore, that's why it is impossible



1 for me to answer your question.

2 BY MR. AUSTIN:

3 Q Wouldn't you agree --

4 THE COURT: I'm sorry to interrupt. We are just over  
5 noon now. So we're going to take our lunch recess. Be back  
6 at 1:30.

7 (Lunch Recess)

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1 SANTA ANA, CALIFORNIA - THURSDAY, NOVEMBER 16, 2023

2 AFTERNOON SESSION

3 \* \* \* \* \*

4 (THE FOLLOWING PROCEEDINGS WERE HELD IN OPEN COURT:)

5 THE COURT: All right. I note all counsel are  
6 present.

7 All right. Counselors, today I received a  
8 telephone call, beginning of the lunch hour, from our Acting  
9 Presiding Judge indicating he had received a personal case  
10 disclosure. And pursuant to that, I have been notified that  
11 the witness who has been testifying here, Mr. Do, is  
12 apparently married to one of my colleagues, an Orange County  
13 Superior Court Judge, Cheri Pham. And she's not only a  
14 colleague, she's our current Assistant Presiding Judge.

15 So I'm disclosing that on the record to all  
16 parties now. With some of the nodding, it appears you all  
17 knew that -- or at least some of you did.

18 MR. WEEDN: I didn't know.

19 MR. MCEWEN: I was agreeing with that as being  
20 disclosed.

21 THE COURT: All right. You were nodding your head.  
22 So I'm not sure you're saying that you knew that or just  
23 acknowledging that I'm disclosing it?

24 MR. MCEWEN: Acknowledging that you're disclosing it.

25 THE COURT: All right. I knew Mr. Do was a  
26 supervisor. Obviously, you all knew that too. But I don't

1 know who my colleagues are married to. There's a few  
2 exceptions, probably less than a handful. I don't know who is  
3 married to who. So it didn't even occur to me to inquire or  
4 get that information.

5 And I've spent the last 90 minutes here or so  
6 considering the circumstances and pouring over the ethical  
7 rules that I think are applicable here.

8 Again, I want to stress, I didn't know about ay  
9 of this information until today. Certainly, Mr. Do didn't say  
10 anything when he took the stand, which under better  
11 circumstances I would have hoped he might have.

12 But after consideration of all the  
13 circumstances and the applicable ethical rules, I have  
14 concluded that I cannot be fair and impartial. I'm going to  
15 recuse myself from this case and declare a mistrial.

16 I'm going to set a status conference on this  
17 matter before our Acting Presiding Judge Rick Larsh. That  
18 will be in Department C20, this coming Monday, November 20,  
19 2023, at 9:00 a.m. At that time, Judge Larsh will discuss  
20 with you where the next steps will be.

21 MR. MCEWEN: I'm sorry. What was the date again of  
22 that conference? I didn't write it down.

23 THE COURT: I'll say it again. This Monday,  
24 November 20th, Department C20. That's Judge Larsh, at  
25 9:00 a.m. Does everybody got that?

26 MR. MCEWEN: Yes.

1 MR. AUSTIN: Presumably Zoom appearances appropriate  
2 for that?

3 THE COURT: If you want to call that department and  
4 find out if he wants you there in person or via Zoom, I'm  
5 going to leave that issue up to him. He might want you there  
6 in person. I don't know.

7 But at that hearing -- and don't look at me  
8 like that, Mr. Weedn. You can't be any more or any less  
9 frustrated than I am.

10 MR. WEEDN: I wasn't looking at you, Your Honor. I'm  
11 just frustrated with the circumstances. I'm not blaming you,  
12 Your Honor.

13 THE COURT: All right. So on Monday you can discuss  
14 with Judge Larsh what next steps he thinks are appropriate and  
15 what you'd like to do with that. That's where we go from  
16 here.

17 Understood?

18 MR. AUSTIN: Appreciate it. Thank you.

19 MR. WEEDN: Thank you, Your Honor.

20 MS. GRAHAM: Thank you, Your Honor.

21 (Proceedings adjourned)

22

23

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26





**SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE**

Central Justice Center  
700 W. Civic Center Drive  
Santa Ana, CA 92702

**SHORT TITLE:** City of Santa Ana vs. Orange County Association for Mental Health

**CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE**

**CASE NUMBER:**  
**30-2020-01124174-CU-MC-CJC**

I certify that I am not a party to this cause. I certify that that the following document(s), Minute Order dated 11/17/23, was transmitted electronically by an Orange County Superior Court email server on November 17, 2023, at 9:31:14 AM PST. The business mailing address is Orange County Superior Court, 700 Civic Center Dr. W, Santa Ana, California 92701. Pursuant to Code of Civil Procedure section 1013b, I electronically served the document(s) on the persons identified at the email addresses listed below:

BURKE, WILLIAMS & SORENSEN, LLP  
JVALDEZ@BWSLAW.COM

BURKE, WILLIAMS & SORENSEN, LLP  
MAUSTIN@BWSLAW.COM

BURKE, WILLIAMS & SORENSEN, LLP  
SMCEWEN@BWSLAW.COM

CITY ATTORNEY  
MVILLASENOR@SANTA-ANA.ORG

HEIDI JOYA  
HEIDI.JOYA@DISABILITYRIGHTSCA.ORG

LILI GRAHAM  
LILI.GRAHAM@DISABILITYRIGHTSCA.ORG

LUCIA CHOI  
LUCIA.CHOI@DISABILITYRIGHTSCA.ORG

NAVNEET GREWAL  
NAVNEET.GREWAL@DISABILITYRIGHTSCA.ORG

PUBLIC LAW CENTER  
JBREMEN@PUBLICLAWCENTER.ORG

PUBLIC LAW CENTER  
KBABCOCK@PUBLICLAWCENTER.ORG

PUBLIC LAW CENTER  
LFERRIN@PUBLICLAWCENTER.ORG

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
IWEEDN@SHEPPARDMULLIN.COM

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
ZGOLDA@SHEPPARDMULLIN.COM

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**CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE**

# JUDGE CHERI PHAM

## SUPERIOR COURT OF CALIFORNIA COUNTY OF ORANGE

### PROFILE

*Career highlights: Appointed by Gov. Arnold Schwarzenegger to Orange County Superior Court, 2010; deputy district attorney, Orange County, 1997-2010; deputy alternate defender, Orange County 1995-97; deputy public defender, Orange County, 1990-94*

*Law School: UC Berkeley School of Law, 1990*

*Age: 46*

By Catherine Ho  
Daily Journal Staff Writer

ORANGE - Cheri Pham may be a newcomer to the bench, but lawyers say she's already a seasoned pro when it comes to dealing with sensitive domestic violence, child abuse, and sexual abuse cases.

Pham's background as a felony deputy district attorney in the family protection unit gives her unique insight into her current assignment, lawyers say. Since being assigned to the family law domestic violence calendar in November, Pham now hears only domestic violence matters, 80 percent of which are brought by self-represented litigants. On any given day, she'll hold up to 30 hearings for permanent restraining orders.

"She understands the inner workings and complexities of domestic violence cases, which is pretty invaluable in her current assignment," said Tracy Miller, a family law attorney who regularly appears in Pham's court.

Steve Dragna, who has appeared before the judge on several matters, said Pham is "very pleasant to deal with and has a good judicial temperament.

"She was fair, she listened to the evidence. That's all you can ask for in domestic violence," he said.

Because of the unusually high number of self-represented litigants in her court, Pham takes a more active role than many judges in explaining legal



procedure.

"I need to get more involved. I do a lot of explaining about the process and the rules of evidence," she said. "I have to take an active role in protecting their rights, especially when one side is represented and one side is not."

Pham, 46, was born in Dalat, Vietnam, and was 15 months old when she, her parents and two older brothers moved to Saigon. The family never traveled outside Saigon, for fear of active land mines, until the city fell to communist forces in 1975. They boarded a ship to Guam and were sponsored by a Presbyterian church in San Diego, where they settled and stayed for several years. There, Pham's mother found a job at a downtown garment factory and her father initially worked as a social worker. But the trauma and culture shock of a new country affected him deeply, Pham said, and he developed depression and the skin condition psoriasis that made working outside the home difficult. He went on to write dozens of history books about the Vietnam War in both English and Vietnamese.

The family later moved to

Huntington Beach, where Pham attended middle school and high school, graduating from Edison High at the top of her class in 1983. She graduated with highest honors from UCLA, where she majored in economics, and went on to attend UC Berkeley School of Law.

Pham said her dad's sacrifices inspired her to become a lawyer. Pham's father, Pham Kim Vinh, was working as a journalist and putting himself through law school when Saigon fell and he was forced to drop out. It was the second time his career had been cut short: Two decades earlier, he dropped out of college to volunteer for the army so that his youngest brother, Pham's uncle, wouldn't have to enlist.

"He was my hero," Pham said of her father, who died in 2000. "He sacrificed a lot for his family. I wish he were still alive to see me sworn in as a judge. But he did see me practicing as an attorney; at least he got to see that. I think he would've been very proud to see where I am today."

Pham won an election for her seat last June, becoming the first Vietnamese-American judge in California to be elected directly to the bench.

Her career began at the Orange County public defender's office in 1990, the year she passed the State Bar Exam. When Orange County went bankrupt in 1995, she was one of 11 people who started the office of the Orange County Alternate Defender to handle cases that the public defender's office couldn't handle because of conflicts.

Two years later, after having her first daughter, Pham switched to the prosecution side and worked in the gang unit, consumer fraud and environmental protection unit, and family protection unit of the Orange County district attorney's office. Among her more memorable prosecutions were two immigration fraud cases where hundreds of victims were scammed out of money after being promised green cards and permanent residence cards. Over the course of her career, Pham has handled more than



100 jury trials, both misdemeanors and felonies.

Last June, she ran unopposed for the seat vacated by former Judge Peter Polos, who left the bench for private practice at plaintiffs' firm Panish Shea & Boyle. Pham said it was her husband, Andrew Hoang Do, who encouraged her to seek office. Do, who recently resigned from his post as a Garden Grove councilman, previously served on Orange County Supervisor Janet Nguyen's election campaign, both as her attorney in the trial over a vote recount in 2007 and later as her chief of staff. The couple has two daughters, Ilene, 14, and Rhiannon, 9.

In her free time, Pham reads true crime books and enjoys crime shows, including "Criminal Minds," "CSI" and "Law and Order: SVU."

In her office at the Lamoreaux Justice Center hang three placards:

"There will be a \$5 charge for whining."  
"Complaint department: That way 200 miles."

And, "If you can dream it, you can do it."

Here are some of Judge Pham's recent cases and the attorneys involved:

- Lloyd v. McCain, 10V002265 - domestic violence

For the petitioner: Ronald D. Barbera, Orange

For the respondent: Steve Dragna, Anaheim

- Robertson v. Robertson, 10V001026 - domestic violence

For the petitioner: Michael Harlin, Orange

For the respondent: Mark H. Shafer, Laguna Hills

- Chupek v. Harris, 10V002714 - domestic violence

For the petitioner: Fred Thiagarajah, Newport Beach

For the respondent: Gerald Maggio, The Maggio Law Firm, Inc., Irvine

- Delfin v. Gutierrez, 10V002131 - domestic violence

For the petitioner: Steven Hittelman, Nelson Hittelman LLP, Newport Beach

For the respondent: Janina Shary, Santa Ana

- Singh v. Singh, 11V000272 - domestic violence

For the petitioner: Sungina Vachhani, Vachhani & Associates, Artesia

For the respondent: Anne Marie Healy, Healy & Associates, Santa Ana

*This profile originally appeared in the Los Angeles Daily Journal and the San Francisco Daily Journal on May 3, 2011.*

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# Supervisor Andrew Do Sworn Into Office

On Tuesday, January 10th, The Orange County Board of Supervisors welcomed back First District Supervisor Andrew Do at his swearing in ceremony.

The Ceremony was held at the Hall of Administration in Santa Ana directly before the regularly scheduled Board of Supervisors meeting. The Oath of Office was administered to Supervisor Do by his wife, Superior Court Judge Cheri Pham. Members of the public and the media were invited to attend the swearing in ceremony and reception that followed.

In his inaugural address, Supervisor Do touched on notable steps the County has taken in tackling the issue of homelessness such as the opening of the Courtyard Transitional Shelter. While acknowledging the accomplishments of the County, Supervisor Do also pointed out that there is still much work to be done.

"Orange County, should lead the way forward. And that starts by welcoming everyone to the table. So, if you have an idea for how we can improve our community, if you have an idea for how we get more people the right mental health treatment, if you have a way to get more children the right nutrition and health care, then my door is open." Said Supervisor Do, focusing his address on the importance of working collaboratively to meet the challenges facing Orange County. "It won't happen overnight. It's going to take persistence and most of all, our community working together."

During his second term, Supervisor Do plans to continue addressing critical issues facing the community including:

- Continuing the momentum in the fight to end homelessness through such initiatives as the Courtyard Transitional Center and the Kraemer Year-Round Shelter
- Addressing the needs of children in Orange County through mental health care and proper nutrition
- Increasing support to Public Safety Agencies
- Attracting businesses to Orange County
- Creating more open spaces for children and families to utilize for healthier living

As Supervisor Do continues his service to the vibrant and diverse community of the First District, he is eager to spend the next four years making Orange County a safer, more prosperous, and healthier place to live.

If you would like to get in contact with the Supervisor Do's office you can call at (714) 834-3110 or email at [andrew.do@ocgov.com](mailto:andrew.do@ocgov.com).

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# Andrew Do Elected as 1st District Supervisor

Via special election held January 27, 2015, Andrew Do was elected 1st District Supervisor. He fills the office vacated December 1, 2014 by Janet Nguyen, who now serves in the California Senate representing the state's 34th District. Do was sworn in February 3, 2015 just prior to his taking part in his first Board meeting as a supervisor. With his daughters looking on, Do's wife, Superior Court Judge Cheri Pham, issued the oath office.

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# Swearing In Ceremony

Submitted by raphael on Thu, 03/21/2019 - 15:07

With his daughters looking on, Supervisor Do's wife, Superior Court Judge Cheri Pham, issued the oath office.

/swearing-ceremony



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# Superior Court of California County of Orange *News Release*

Public Information Office  
Contact: Kostas Kalaitzidis (657) 622-7097  
PIO@occourts.org

September 21, 2022

## **Judges Elect Hon. Maria D. Hernandez as Presiding Judge and Hon. Cheri T. Pham as Assistant Presiding Judge**

**Santa Ana, Calif.** – Hon. Maria D. Hernandez was elected Presiding Judge, and Hon. Cheri T. Pham Assistant Presiding Judge in an uncontested election for the two top posts of the Superior Court of California, County of Orange. Both Judge Hernandez and Judge Pham will begin their two-year terms on January 1, 2023. Superior Court of California, County of Orange serves the third most populous county in the State and the sixth largest county nationwide.

The Court has jurisdiction over the County of Orange, which is home to approximately 3.2 million residents. This fiscal year, there are 156 courtrooms and 6 virtual courtrooms operating with 144 authorized judicial positions, 1,501 authorized employees and an annual budget of \$218.8 million.



Judge Hernandez has served as Assistant Presiding Judge since her election in January 2021. She was appointed by Governor Arnold Schwarzenegger as a judge of the Orange County Superior Court in 2009. She served as a senior deputy public defender in County of Orange, until she was appointed to the bench as a Commissioner in 2006. Judge Hernandez received her Bachelor's Degree from University of California, Irvine in 1986, and her law degree from Western State University-Fullerton in 1991. Since 2006, Judge Hernandez has served on the Criminal Felony Trial Panel, West Justice Panel, and the Juvenile Justice and Dependency Panels.

Judge Hernandez spent nine years with the juvenile court serving as the Presiding Judge of the Juvenile Court from 2014-18, where, she created and presided over the dedicated court addressing commercially sexually exploited children (GRACE-Generating Resources to Abolish Child Exploitation) and co-chaired the Orange County Committee relating to Commercially Sexually Exploited Children (CSEC).

Judge Hernandez also created and presided over an innovative collaborative court dedicated to boys in the child welfare system in 2010, which continues to meet the needs of highest risk system-involved youth and has recently launched a Young Adult Court (YAC), which addresses the special needs of emerging adults charged with felonies in the criminal justice system. In addition, since 2011, she has served as adjunct Professor at Chapman Law School and Western State College of Law.

Visit Our Web Site: [www.occourts.org](http://www.occourts.org)

Superior Court of California, County of Orange • 700 Civic Center Drive West • Santa Ana, CA 92701



Judge Pham was elected unopposed to the Orange County Superior Court Bench on June 8, 2010. She has the distinction of being the first Vietnamese American to be elected by voters directly to the bench in California. While waiting to take office on January 1, 2011, Judge Pham was appointed by Governor Schwarzenegger in the interim, enabling her to assume her judicial duties on July 21, 2010. Since March 21, 2020, she has been the Criminal Supervising Judge, supervising the Felony Trial Panel and Criminal Operations for the Orange County Superior Court. Her prior judicial assignments include the North Panel, the Family Law Panel, and the Felony Trial Panel. Judge Pham will be the first Vietnamese American to serve as Assistant Presiding Judge of the Superior Court in California.

Judge Pham has been a resident of Orange County for 47 years, having immigrated to the United States as a refugee from Vietnam in 1975. She graduated summa cum laude from the University of California, Los Angeles, with a Bachelor's Degree in Economics/Business in 1987. She attended and received her Juris Doctor Degree from the University of California, Berkeley, School of Law in 1990.

Prior to her election to the bench, Judge Pham practiced criminal law for 19 years in the Orange County Public Defender's Office, the Orange County Alternate Defender's Office, and the Orange County District Attorney's Office. Judge Pham was also the first Vietnamese American appointed as a Commissioner and Vice-Chair of the John Wayne Airport Commission, from 2008 to 2010. Since 2019, Judge Pham has served as an Adjunct Professor at Chapman University, Dale E. Fowler School of Law, where she teaches Advanced Criminal Procedure: Adjudicative Process.

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**SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF ORANGE  
CENTRAL JUSTICE CENTER**

**MINUTE ORDER**

DATE: 11/16/2023

TIME: 09:00:00 AM

DEPT: C11

JUDICIAL OFFICER PRESIDING: John C. Gastelum

CLERK: J. Roa

REPORTER/ERM: ACRPT, Michelle Lott-Meyerhofer CSR# 8226

BAILIFF/COURT ATTENDANT: J. Hinojosa

CASE NO: **30-2020-01124174-CU-MC-CJC** CASE INIT.DATE: 01/13/2020

CASE TITLE: **City of Santa Ana vs. Orange County Association for Mental Health**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Misc Complaints - Other

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EVENT ID/DOCUMENT ID: 74150017

**EVENT TYPE:** Court Trial

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**APPEARANCES**

Jeffrey Thrash - CEO from Orange County Association for Mental Health, Defendant, present.

Lili Graham, counsel, present for Intervenor, Interested Party(s).

Navneet Grewal, counsel, present for Intervenor, Interested Party(s).

Stephen McEwen, Mark Austin, from Burke, Williams & Sorensen, LLP, present for Cross - Defendant, Plaintiff(s).

Zachary Golda, Isaiah Weedn, Chris Lawrence, from Sheppard, Mullin, Richter & Hampton LLP, present for Defendant(s).

Lucia Choi, counsel, present for Intervenor, Interested Party(s).

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9:14 am This being the time previously set for further court trial in the above entitled cause, having been continued from 11/15/2023, all parties and counsel appear as noted above and court convenes.

Andrew Do is sworn and examined by Isaiah Weedn on behalf of Defendants.

**Exhibit(s) 593, having been previously marked for identification is admitted into evidence.**

Discussion ensues regarding Defendants request to play the video recording exhibit 618, Board of Supervisor of Orange County meeting of June 5, 2018, Item 18 as set forth on the record.

At 10:21 am Court declares a recess.

10:34 am Court reconvenes with parties and counsel present as noted above.

Andrew Do, previously sworn, resumes the stand.

10:34 am Playing of video recording exhibit 618, Board of Supervisor of Orange County meeting of June 5, 2018, Item 18 commences.

10:50 am Playing of video recording exhibit 618, Board of Supervisor of Orange County meeting of June 5, 2018, Item 18 concludes.

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DATE: 11/16/2023

MINUTE ORDER

Page 1

DEPT: C11

Calendar No.

10:50 am Mark Austin states his objections regarding video recording exhibit 618. Argument heard. The Court rules as set forth on the record.

10:54 am Examination of Andrew Do resumes by Isaiah Weedn.

**Exhibit(s) 595, having been previously marked for identification is admitted into evidence.**

Exhibit 618 is offered into evidence, whereupon, there is an objection to its admission. The objection is overruled.

**Exhibit(s) 618, having been previously marked for identification is admitted into evidence.**

**Exhibit(s) 539, having been previously marked for identification is admitted into evidence.**

At 11:18 am Court declares a recess.

10/25 am Court reconvenes with parties and counsel present as noted above.

Andrew Do, previously sworn, resumes the stand for cross examination by Mark Austin.

At 12:00 pm Court declares a recess.

1:35 pm Court reconvenes with counsel present as noted above.

Court addresses counsel as set forth on the record.

1:35 pm The Court declares a mistrial.

The Honorable John C. Gastelum hereby recuses himself from this matter.

Pursuant to oral agreement of counsel, all exhibits are released and returned to Stephen McEwen for maintenance, custody and safekeeping. All identification tags and other identifying markings are to remain in place.

1:39 pm The Court is adjourned in this matter.

## Case Summary:

Case Id:	30-2020-01124174-CU-MC-CJC
Case Title:	CITY OF SANTA ANA VS. ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH
Case Type:	MISC COMPLAINTS - OTHER
Filing Date:	01/13/2020
Category:	CIVIL - UNLIMITED

## Register Of Actions:

ROA	Docket	Filing Date	Filing Party	Document	Select
1	E-FILING TRANSACTION 41054326 RECEIVED ON 01/13/2020 05:18:57 PM.	01/16/2020		NV	
2	COMPLAINT FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2020	01/13/2020		16 pages	<input type="checkbox"/>
3	CIVIL CASE COVER SHEET FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2020	01/13/2020		2 pages	<input type="checkbox"/>
4	SUMMONS ISSUED AND FILED FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2020	01/13/2020		3 pages	<input type="checkbox"/>
5	CASE ASSIGNED TO JUDICIAL OFFICER GASTELUM, JOHN ON 01/13/2020.	01/13/2020		1 pages	<input type="checkbox"/>
6	E-FILING TRANSACTION 3885363 RECEIVED ON 02/05/2020 05:39:34 PM.	02/05/2020		NV	
7	PROOF OF SERVICE FILED BY CITY OF SANTA ANA ON 02/05/2020	02/05/2020		3 pages	<input type="checkbox"/>
8	PROOF OF PERSONAL SERVICE FILED BY CITY OF SANTA ANA ON 02/05/2020	02/05/2020		3 pages	<input type="checkbox"/>
9	CASE MANAGEMENT CONFERENCE SCHEDULED FOR 06/04/2020 AT 08:45:00 AM IN C11 AT CENTRAL JUSTICE CENTER.	02/25/2020		2 pages	<input type="checkbox"/>
10	PROPOSED ORDER RECEIVED ON 04/06/2020	04/06/2020		2 pages	<input type="checkbox"/>
11	MANDATORY SETTLEMENT CONFERENCE SCHEDULED FOR 08/26/2021 AT 08:30:00 AM IN C11 AT CENTRAL JUSTICE CENTER.	05/26/2020		2 pages	<input type="checkbox"/>
12	COURT TRIAL SCHEDULED FOR 09/27/2021 AT 09:00:00 AM IN C11 AT CENTRAL JUSTICE CENTER.	05/26/2020		2 pages	<input type="checkbox"/>
13	E-FILING TRANSACTION 41080075 RECEIVED ON 03/25/2020 12:23:46 PM.	05/29/2020		NV	
14	ASSOCIATION OF ATTORNEY FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 03/25/2020	03/25/2020		4 pages	<input type="checkbox"/>
15	E-FILING TRANSACTION 3904126 RECEIVED ON 04/06/2020 10:38:18 PM.	06/01/2020		NV	
16	MOTION - OTHER (TO INTERVENE RELATED TO COMPLAINT) FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 05/26/2020	05/26/2020		2 pages	<input type="checkbox"/>
17	MEMORANDUM OF POINTS AND AUTHORITIES FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 05/26/2020	05/26/2020		10 pages	<input type="checkbox"/>
18	DECLARATION IN SUPPORT FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 05/26/2020	05/26/2020		4 pages	<input type="checkbox"/>



ROA	Docket	Filing Date	Filing Party	Document	Select
19	DECLARATION IN SUPPORT FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 05/26/2020	05/26/2020		4 pages	<input type="checkbox"/>
20	DECLARATION IN SUPPORT FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 05/26/2020	05/26/2020		3 pages	<input type="checkbox"/>
21	DECLARATION IN SUPPORT FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 05/26/2020	05/26/2020		25 pages	<input type="checkbox"/>
22	ANSWER TO COMPLAINT (PROPOSED) RECEIVED ON 05/26/2020.	05/26/2020		8 pages	<input type="checkbox"/>
23	REQUEST TO WAIVE COURT FEES FILED BY WILLIS, LUNYEA ON 05/26/2020	05/26/2020		NA	
24	REQUEST TO WAIVE ADDITIONAL COURT FEES (SUPERIOR COURT) FILED BY WILLIS, LUNYEA ON 05/26/2020	05/26/2020		NA	
25	ORDER ON COURT FEE WAIVER (SUPERIOR COURT) RECEIVED ON 05/26/2020.	05/26/2020		3 pages	<input type="checkbox"/>
26	REQUEST TO WAIVE COURT FEES FILED BY PAULO, KATHLEEN ON 05/26/2020	05/26/2020		NA	
27	REQUEST TO WAIVE ADDITIONAL COURT FEES (SUPERIOR COURT) FILED BY PAULO, KATHLEEN ON 05/26/2020	05/26/2020		NA	
28	ORDER ON COURT FEE WAIVER (SUPERIOR COURT) RECEIVED ON 05/26/2020.	05/26/2020		3 pages	<input type="checkbox"/>
29	REQUEST TO WAIVE COURT FEES FILED BY CARRANZA, DONNA ROSALIE ON 05/26/2020	05/26/2020		NA	
30	REQUEST TO WAIVE ADDITIONAL COURT FEES (SUPERIOR COURT) FILED BY CARRANZA, DONNA ROSALIE ON 05/26/2020	05/26/2020		NA	
31	ORDER ON COURT FEE WAIVER (SUPERIOR COURT) RECEIVED ON 05/26/2020.	05/26/2020		3 pages	<input type="checkbox"/>
32	CROSS-COMPLAINT (PROPOSED) RECEIVED ON 05/26/2020.	05/26/2020		48 pages	<input type="checkbox"/>
33	PROOF OF SERVICE FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 05/26/2020	05/26/2020		2 pages	<input type="checkbox"/>
34	MOTION FOR LEAVE TO INTERVENE SCHEDULED FOR 09/15/2020 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	06/01/2020		NV	
35	PAULO, KATHLEEN REQUEST TO WAIVE COURT FEES GRANTED IN WHOLE ON 06/02/2020.	06/02/2020		NV	
36	PAULO, KATHLEEN REQUEST TO WAIVE COURT FEES GRANTED IN PART ON 06/02/2020.	06/02/2020		NV	
37	ORDER ON COURT FEE WAIVER (SUPERIOR COURT) (INITIAL AND ADDITIONAL) FILED BY THE SUPERIOR COURT OF ORANGE ON 06/02/2020	06/02/2020		3 pages	<input type="checkbox"/>
38	CLERK'S CERTIFICATE OF SERVICE BY MAIL (OUT OF PROCESS) GENERATED	06/11/2020		1 pages	<input type="checkbox"/>
39	WILLIS, LUNYEA REQUEST TO WAIVE COURT FEES GRANTED IN WHOLE ON 06/02/2020.	06/02/2020		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
40	WILLIS, LUNYEA REQUEST TO WAIVE COURT FEES GRANTED IN PART ON 06/02/2020.	06/02/2020		NV	
41	ORDER ON COURT FEE WAIVER (SUPERIOR COURT) (INITIAL AND ADDITIONAL) FILED BY THE SUPERIOR COURT OF ORANGE ON 06/02/2020	06/02/2020		3 pages	<input type="checkbox"/>
42	CLERK'S CERTIFICATE OF SERVICE BY MAIL (OUT OF PROCESS) GENERATED	06/11/2020		1 pages	<input type="checkbox"/>
43	CARRANZA, DONNA ROSALIE REQUEST TO WAIVE COURT FEES GRANTED IN WHOLE ON 06/02/2020.	06/02/2020		NV	
44	CARRANZA, DONNA ROSALIE REQUEST TO WAIVE COURT FEES GRANTED IN PART ON 06/02/2020.	06/02/2020		NV	
46	ORDER ON COURT FEE WAIVER (SUPERIOR COURT) (INITIAL AND ADDITIONAL) FILED BY THE SUPERIOR COURT OF ORANGE ON 06/02/2020	06/02/2020		3 pages	<input type="checkbox"/>
47	CLERK'S CERTIFICATE OF SERVICE BY MAIL (OUT OF PROCESS) GENERATED	06/11/2020		1 pages	<input type="checkbox"/>
48	E-FILING TRANSACTION 3898821 RECEIVED ON 03/12/2020 02:25:41 PM.	06/19/2020		NV	
49	ANSWER TO COMPLAINT FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 03/12/2020	03/12/2020		14 pages	<input type="checkbox"/>
50	CROSS-COMPLAINT FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 03/12/2020	03/12/2020		11 pages	<input type="checkbox"/>
51	PAYMENT RECEIVED BY ONELEGAL FOR 195 - ANSWER OR OTHER 1ST PAPER IN THE AMOUNT OF 435.00, TRANSACTION NUMBER 12742022 AND RECEIPT NUMBER 12568421.	06/19/2020		1 pages	<input type="checkbox"/>
52	E-FILING TRANSACTION 3907830 RECEIVED ON 05/04/2020 04:50:56 PM.	06/29/2020		NV	
53	ANSWER TO CROSS-COMPLAINT FILED BY CITY OF SANTA ANA ON 05/26/2020	05/26/2020		7 pages	<input type="checkbox"/>
54	E-FILING TRANSACTION 41110781 RECEIVED ON 09/01/2020 12:47:57 PM.	09/01/2020		NV	
55	NOTICE OF NON-OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 09/01/2020	09/01/2020		4 pages	<input type="checkbox"/>
56	E-FILING TRANSACTION 1764758 RECEIVED ON 09/01/2020 03:56:56 PM.	09/01/2020		NV	
57	OPPOSITION FILED BY CITY OF SANTA ANA ON 09/01/2020	09/01/2020		20 pages	<input type="checkbox"/>
58	DECLARATION IN SUPPORT OF OPPOSITION FILED BY CITY OF SANTA ANA; CITY OF SANTA ANA ON 09/01/2020	09/01/2020		21 pages	<input type="checkbox"/>
59	REQUEST FOR JUDICIAL NOTICE FILED BY CITY OF SANTA ANA; CITY OF SANTA ANA ON 09/01/2020	09/01/2020		2 pages	<input type="checkbox"/>
60	PROOF OF ESERVICE FILED BY CITY OF SANTA ANA; CITY OF SANTA ANA ON 09/01/2020	09/01/2020		5 pages	<input type="checkbox"/>
61	E-FILING TRANSACTION 1766382 RECEIVED ON 09/08/2020 02:09:06 PM.	09/08/2020		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
62	REPLY TO OPPOSITION FILED BY CARRANZA, DONNA ROSALIE ON 09/08/2020	09/08/2020		11 pages	<input type="checkbox"/>
63	DECLARATION IN SUPPORT OF REPLY FILED BY CARRANZA, DONNA ROSALIE ON 09/08/2020	09/08/2020		5 pages	<input type="checkbox"/>
64	PROOF OF ESERVICE FILED BY CARRANZA, DONNA ROSALIE ON 09/08/2020	09/08/2020		1 pages	<input type="checkbox"/>
65	E-FILING TRANSACTION 1766424 RECEIVED ON 09/08/2020 02:58:42 PM.	09/08/2020		NV	
66	PROOF OF ESERVICE FILED BY CARRANZA, DONNA ROSALIE ON 09/08/2020	09/08/2020		4 pages	<input type="checkbox"/>
67	PROOF OF ESERVICE FILED BY CARRANZA, DONNA ROSALIE ON 09/08/2020	09/08/2020		1 pages	<input type="checkbox"/>
68	MINUTES FINALIZED FOR MOTION FOR LEAVE TO INTERVENE 09/15/2020 02:00:00 PM.	09/18/2020		1 pages	<input type="checkbox"/>
69	E-FILING TRANSACTION 3937999 RECEIVED ON 09/18/2020 04:10:13 PM.	09/18/2020		NV	
70	NOTICE OF RULING FILED BY CARRANZA, DONNA ROSALIE ON 09/18/2020	09/18/2020		2 pages	<input type="checkbox"/>
71	PROOF OF ESERVICE FILED BY CARRANZA, DONNA ROSALIE ON 09/18/2020	09/18/2020		1 pages	<input type="checkbox"/>
72	E-FILING TRANSACTION 2941235 RECEIVED ON 09/18/2020 04:43:06 PM.	09/18/2020		NV	
73	PROOF OF SERVICE FILED BY CARRANZA, DONNA ROSALIE ON 09/18/2020	09/18/2020		4 pages	<input type="checkbox"/>
74	E-FILING TRANSACTION 41115888 RECEIVED ON 09/18/2020 04:06:08 PM.	09/22/2020		NV	
75	ANSWER TO COMPLAINT FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 09/18/2020	09/18/2020		8 pages	<input type="checkbox"/>
76	PROOF OF ESERVICE FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 09/18/2020	09/18/2020		1 pages	<input type="checkbox"/>
77	E-FILING TRANSACTION NUMBER 2907345 REJECTED.	09/23/2020		1 pages	<input type="checkbox"/>
78	E-FILING TRANSACTION 3940778 RECEIVED ON 09/29/2020 10:51:45 AM.	09/29/2020		NV	
79	PROOF OF SERVICE FILED BY CARRANZA, DONNA ROSALIE ON 09/29/2020	09/29/2020		4 pages	<input type="checkbox"/>
80	PROOF OF ESERVICE FILED BY CARRANZA, DONNA ROSALIE ON 09/29/2020	09/29/2020		1 pages	<input type="checkbox"/>
81	E-FILING TRANSACTION 1772272 RECEIVED ON 09/28/2020 03:02:46 PM.	10/29/2020		NV	
82	AMENDED ANSWER (FIRST) FILED BY CARRANZA, DONNA ROSALIE; WILLIS, LUNYEA; PAULO, KATHLEEN ON 09/28/2020	09/28/2020		18 pages	<input type="checkbox"/>
83	PROOF OF ESERVICE FILED BY CARRANZA, DONNA ROSALIE ON 09/28/2020	09/28/2020		1 pages	<input type="checkbox"/>
84	E-FILING TRANSACTION NUMBER 3940499 REJECTED.	10/29/2020		1 pages	<input type="checkbox"/>
85	E-FILING TRANSACTION NUMBER 41128576 REJECTED.	11/02/2020		1 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
86	AMENDED ANSWER FILED BY WILLIS, LUNYEA ON 10/30/2020	10/30/2020		17 pages	<input type="checkbox"/>
87	PROOF OF ESERVICE FILED BY WILLIS, LUNYEA ON 10/30/2020	10/30/2020		4 pages	<input type="checkbox"/>
88	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	11/03/2020		22 pages	<input type="checkbox"/>
89	E-FILING TRANSACTION 3980625 RECEIVED ON 02/12/2021 09:41:50 AM.	02/16/2021		NV	
90	MEMORANDUM OF POINTS AND AUTHORITIES FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 02/16/2021	02/16/2021		189 pages	<input type="checkbox"/>
91	E-FILING TRANSACTION 3980626 RECEIVED ON 02/12/2021 09:44:58 AM.	02/16/2021		NV	
92	MEMORANDUM OF POINTS AND AUTHORITIES FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 02/16/2021	02/16/2021		181 pages	<input type="checkbox"/>
93	PROPOSED STIPULATION AND ORDER RECEIVED ON 03/12/2021	03/12/2021		14 pages	<input type="checkbox"/>
94	E-FILING TRANSACTION 41158533 RECEIVED ON 02/12/2021 09:35:29 AM.	03/16/2021		NV	
95	MOTION FOR SUMMARY JUDGMENT/ADJUDICATION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 02/16/2021	02/16/2021		28 pages	<input type="checkbox"/>
96	SEPARATE STATEMENT FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 02/16/2021	02/16/2021		105 pages	<input type="checkbox"/>
97	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 04/27/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	03/16/2021		NV	
98	E-FILING TRANSACTION 1821809 RECEIVED ON 03/12/2021 12:48:58 PM.	03/17/2021		NV	
99	STIPULATION AND ORDER FILED BY B T INVESTMENT PROPERTIES, LLC ON 03/17/2021	03/17/2021		14 pages	<input type="checkbox"/>
100	PAYMENT RECEIVED BY ONELEGAL FOR 37 - STIPULATION AND ORDER IN THE AMOUNT OF 20.00, TRANSACTION NUMBER 12858792 AND RECEIPT NUMBER 12686511.	03/17/2021		1 pages	<input type="checkbox"/>
101	E-FILING TRANSACTION 41181151 RECEIVED ON 04/13/2021 02:44:14 PM.	04/13/2021		NV	
102	OPPOSITION FILED BY CARRANZA, DONNA ROSALIE ON 04/13/2021	04/13/2021		26 pages	<input type="checkbox"/>
103	E-FILING TRANSACTION 1834903 RECEIVED ON 04/13/2021 02:44:26 PM.	04/13/2021		NV	
104	SEPARATE STATEMENT FILED BY CARRANZA, DONNA ROSALIE ON 04/13/2021	04/13/2021		61 pages	<input type="checkbox"/>
105	E-FILING TRANSACTION 41181179 RECEIVED ON 04/13/2021 03:07:39 PM.	04/13/2021		NV	
106	DECLARATION IN SUPPORT OF OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/13/2021	04/13/2021		5 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
107	E-FILING TRANSACTION 1834934 RECEIVED ON 04/13/2021 03:07:41 PM.	04/13/2021		NV	
108	DECLARATION IN SUPPORT OF OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/13/2021	04/13/2021		8 pages	<input type="checkbox"/>
109	E-FILING TRANSACTION 31003225 RECEIVED ON 04/13/2021 03:07:43 PM.	04/13/2021		NV	
110	DECLARATION IN SUPPORT OF OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/13/2021	04/13/2021		11 pages	<input type="checkbox"/>
111	E-FILING TRANSACTION 41181180 RECEIVED ON 04/13/2021 03:07:43 PM.	04/13/2021		NV	
112	SEPARATE STATEMENT FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/13/2021	04/13/2021		97 pages	<input type="checkbox"/>
113	E-FILING TRANSACTION 1834935 RECEIVED ON 04/13/2021 03:07:54 PM.	04/13/2021		NV	
114	DECLARATION IN SUPPORT OF OPPOSITION FILED BY CARRANZA, DONNA ROSALIE ON 04/13/2021	04/13/2021		217 pages	<input type="checkbox"/>
115	E-FILING TRANSACTION 41181181 RECEIVED ON 04/13/2021 03:08:15 PM.	04/13/2021		NV	
116	DECLARATION IN SUPPORT OF OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/13/2021	04/13/2021		459 pages	<input type="checkbox"/>
117	E-FILING TRANSACTION 21006282 RECEIVED ON 04/13/2021 03:07:41 PM.	04/13/2021		NV	
118	OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/13/2021	04/13/2021		29 pages	<input type="checkbox"/>
119	E-FILING TRANSACTION 21006283 RECEIVED ON 04/13/2021 03:07:45 PM.	04/13/2021		NV	
120	DECLARATION IN SUPPORT OF OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/13/2021	04/13/2021		17 pages	<input type="checkbox"/>
121	E-FILING TRANSACTION 1834968 RECEIVED ON 04/13/2021 03:40:19 PM.	04/13/2021		NV	
122	DECLARATION IN SUPPORT OF OPPOSITION FILED BY CARRANZA, DONNA ROSALIE ON 04/13/2021	04/13/2021		233 pages	<input type="checkbox"/>
123	E-FILING TRANSACTION 31003273 RECEIVED ON 04/13/2021 03:51:33 PM.	04/13/2021		NV	
124	DECLARATION IN SUPPORT OF OPPOSITION FILED BY CARRANZA, DONNA ROSALIE ON 04/13/2021	04/13/2021		31 pages	<input type="checkbox"/>
125	E-FILING TRANSACTION 1834981 RECEIVED ON 04/13/2021 03:55:14 PM.	04/13/2021		NV	
126	PROOF OF SERVICE FILED BY CARRANZA, DONNA ROSALIE ON 04/13/2021	04/13/2021		4 pages	<input type="checkbox"/>
127	E-FILING TRANSACTION 21007954 RECEIVED ON 04/16/2021 04:15:57 PM.	04/16/2021		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
128	SEPARATE STATEMENT FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		26 pages	<input type="checkbox"/>
129	E-FILING TRANSACTION 1836578 RECEIVED ON 04/16/2021 04:15:57 PM.	04/16/2021		<i>NV</i>	
130	DECLARATION IN SUPPORT FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		8 pages	<input type="checkbox"/>
131	E-FILING TRANSACTION 31004860 RECEIVED ON 04/16/2021 04:15:59 PM.	04/16/2021		<i>NV</i>	
132	DECLARATION IN SUPPORT FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		6 pages	<input type="checkbox"/>
133	E-FILING TRANSACTION 21007955 RECEIVED ON 04/16/2021 04:16:00 PM.	04/16/2021		<i>NV</i>	
134	DECLARATION IN SUPPORT FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		17 pages	<input type="checkbox"/>
135	E-FILING TRANSACTION 41182843 RECEIVED ON 04/16/2021 04:16:02 PM.	04/16/2021		<i>NV</i>	
136	DECLARATION IN SUPPORT FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		11 pages	<input type="checkbox"/>
137	E-FILING TRANSACTION 1836627 RECEIVED ON 04/16/2021 04:48:04 PM.	04/16/2021		<i>NV</i>	
138	EXHIBIT LIST FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		32 pages	<input type="checkbox"/>
139	E-FILING TRANSACTION 41182884 RECEIVED ON 04/16/2021 04:48:11 PM.	04/16/2021		<i>NV</i>	
140	EXHIBIT LIST FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		131 pages	<input type="checkbox"/>
141	E-FILING TRANSACTION 31004907 RECEIVED ON 04/16/2021 04:48:24 PM.	04/16/2021		<i>NV</i>	
142	EXHIBIT LIST FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		254 pages	<input type="checkbox"/>
143	E-FILING TRANSACTION 21008004 RECEIVED ON 04/16/2021 04:50:53 PM.	04/16/2021		<i>NV</i>	
144	EXHIBIT LIST FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		33 pages	<input type="checkbox"/>
145	E-FILING TRANSACTION 1836634 RECEIVED ON 04/16/2021 04:51:32 PM.	04/16/2021		<i>NV</i>	
146	EXHIBIT LIST FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		35 pages	<input type="checkbox"/>
147	PROPOSED ORDER RECEIVED ON 04/19/2021	04/19/2021		6 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
148	E-FILING TRANSACTION 31005317 RECEIVED ON 04/19/2021 01:46:26 PM.	04/19/2021		NV	
149	EX PARTE APPLICATION - OTHER FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 04/19/2021	04/19/2021		21 pages	<input type="checkbox"/>
150	PAYMENT RECEIVED BY ONELEGAL FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING IN THE AMOUNT OF 60.00, TRANSACTION NUMBER 12874550 AND RECEIPT NUMBER 12702269.	04/19/2021		1 pages	<input type="checkbox"/>
151	EX PARTE SCHEDULED FOR 04/20/2021 AT 01:30:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	04/19/2021		NV	
152	E-FILING TRANSACTION 1837507 RECEIVED ON 04/20/2021 12:29:54 PM.	04/20/2021		NV	
153	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 04/20/2021	04/20/2021		4 pages	<input type="checkbox"/>
154	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 07/27/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	04/20/2021		NV	
155	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION CONTINUED TO 07/27/2021 AT 02:00 PM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	04/20/2021		NV	
156	MINUTES FINALIZED FOR EX PARTE 04/20/2021 01:30:00 PM.	04/20/2021		1 pages	<input type="checkbox"/>
157	E-FILING TRANSACTION 31006445 RECEIVED ON 04/21/2021 02:20:44 PM.	04/21/2021		NV	
158	NOTICE OF RULING FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/21/2021	04/21/2021		4 pages	<input type="checkbox"/>
159	E-FILING TRANSACTION 1837035 RECEIVED ON 04/19/2021 01:46:30 PM.	04/22/2021		NV	
160	ORDER - OTHER FILED BY THE SUPERIOR COURT OF ORANGE ON 04/20/2021	04/20/2021		6 pages	<input type="checkbox"/>
161	E-FILING TRANSACTION 41184945 RECEIVED ON 04/22/2021 01:09:19 PM.	04/22/2021		NV	
162	NOTICE OF RULING FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/22/2021	04/22/2021		9 pages	<input type="checkbox"/>
163	E-FILING TRANSACTION 1836579 RECEIVED ON 04/16/2021 04:16:00 PM.	04/26/2021		NV	
164	MOTION FOR SUMMARY JUDGMENT/ADJUDICATION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/16/2021	04/16/2021		27 pages	<input type="checkbox"/>
165	PAYMENT RECEIVED BY ONELEGAL FOR 38 - MOTION FOR SUMMARY JUDGMENT OR ADJUDICATION IN THE AMOUNT OF 500.00, TRANSACTION NUMBER 12877277 AND RECEIPT NUMBER 12705016.	04/26/2021		1 pages	<input type="checkbox"/>
166	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 07/27/2021 AT 02:00:00 PM IN C11 AT .	04/26/2021		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
167	E-FILING TRANSACTION 31014299 RECEIVED ON 05/11/2021 02:48:41 PM.	05/11/2021		NV	
168	SEPARATE STATEMENT FILED BY CARRANZA, DONNA ROSALIE ON 05/11/2021	05/11/2021		42 pages	<input type="checkbox"/>
169	E-FILING TRANSACTION 21017241 RECEIVED ON 05/11/2021 02:48:33 PM.	05/11/2021		NV	
170	MOTION FOR SUMMARY JUDGMENT/ADJUDICATION FILED BY CARRANZA, DONNA ROSALIE; WILLIS, LUNYEA; PAULO, KATHLEEN ON 05/11/2021	05/11/2021		28 pages	<input type="checkbox"/>
171	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 11/02/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	05/11/2021		NV	
172	PROPOSED ORDER RECEIVED ON 05/11/2021	05/11/2021		3 pages	<input type="checkbox"/>
173	E-FILING TRANSACTION 21017281 RECEIVED ON 05/11/2021 03:30:30 PM.	05/11/2021		NV	
174	PROOF OF SERVICE FILED BY CARRANZA, DONNA ROSALIE ON 05/11/2021	05/11/2021		4 pages	<input type="checkbox"/>
175	E-FILING TRANSACTION 1846050 RECEIVED ON 05/11/2021 03:31:13 PM.	05/11/2021		NV	
176	REQUEST FOR JUDICIAL NOTICE FILED BY CARRANZA, DONNA ROSALIE ON 05/11/2021	05/11/2021		137 pages	<input type="checkbox"/>
177	E-FILING TRANSACTION 21017267 RECEIVED ON 05/11/2021 03:15:45 PM.	05/12/2021		NV	
178	DECLARATION - OTHER (COMPENDIUM OF EVIDENCE IN SUPPORT OF INTERVENERS' MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, FOR SUMMARY ADJUDICATION-VOL 2) FILED BY CARRANZA, DONNA ROSALIE ON 05/11/2021	05/11/2021		272 pages	<input type="checkbox"/>
179	E-FILING TRANSACTION 21017261 RECEIVED ON 05/11/2021 03:08:37 PM.	05/13/2021		NV	
180	DECLARATION - OTHER (COMPENDIUM OF EVIDENCE IN SUPPORT OF INTERVENERS' MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, FOR SUMMARY ADJUDICATION VOL. 1) FILED BY CARRANZA, DONNA ROSALIE; WILLIS, LUNYEA; PAULO, KATHLEEN ON 05/11/2021	05/11/2021		194 pages	<input type="checkbox"/>
181	E-FILING TRANSACTION 31015494 RECEIVED ON 05/13/2021 04:47:55 PM.	05/13/2021		NV	
182	NOTICE OF ERRATA FILED BY CARRANZA, DONNA ROSALIE ON 05/13/2021	05/13/2021		10 pages	<input type="checkbox"/>
183	E-FILING TRANSACTION 21021271 RECEIVED ON 05/21/2021 10:39:38 AM.	05/21/2021		NV	
184	OPPOSITION FILED BY CITY OF SANTA ANA ON 05/21/2021	05/21/2021		5 pages	<input type="checkbox"/>
185	PROPOSED ORDER RECEIVED ON 05/21/2021	05/21/2021		3 pages	<input type="checkbox"/>
186	E-FILING TRANSACTION 41196496 RECEIVED ON 05/21/2021 01:23:01 PM.	05/21/2021		NV	
187	EX PARTE APPLICATION - OTHER FILED BY CARRANZA, DONNA ROSALIE; WILLIS, LUNYEA; PAULO, KATHLEEN ON	05/21/2021		21 pages	<input type="checkbox"/>



ROA	Docket	Filing Date	Filing Party	Document	Select
	05/21/2021				
188	EX PARTE SCHEDULED FOR 05/24/2021 AT 01:30:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	05/21/2021		NV	
189	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 08/03/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	05/24/2021		NV	
190	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 08/03/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	05/24/2021		NV	
191	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 08/03/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	05/24/2021		NV	
192	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION CONTINUED TO 08/03/2021 AT 02:00 PM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	05/24/2021		NV	
193	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION CONTINUED TO 08/03/2021 AT 02:00 PM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	05/24/2021		NV	
194	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION CONTINUED TO 08/03/2021 AT 02:00 PM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	05/24/2021		NV	
195	MINUTES FINALIZED FOR EX PARTE 05/24/2021 01:30:00 PM.	05/24/2021		1 pages	<input type="checkbox"/>
196	E-FILING TRANSACTION 31018544 RECEIVED ON 05/21/2021 01:23:12 PM.	05/25/2021		NV	
197	ORDER - OTHER FILED BY THE SUPERIOR COURT OF ORANGE ON 05/24/2021	05/24/2021		3 pages	<input type="checkbox"/>
198	E-FILING TRANSACTION 41199190 RECEIVED ON 05/28/2021 11:27:25 AM.	05/28/2021		NV	
199	NOTICE OF ENTRY OF JUDGMENT FILED BY CARRANZA, DONNA ROSALIE ON 05/28/2021	05/28/2021		9 pages	<input type="checkbox"/>
200	E-FILING TRANSACTION 41203327 RECEIVED ON 06/09/2021 03:29:41 PM.	06/09/2021		NV	
201	MEET AND CONFER STATEMENT FILED BY CITY OF SANTA ANA ON 06/09/2021	06/09/2021		5 pages	<input type="checkbox"/>
202	E-FILING TRANSACTION 1872695 RECEIVED ON 07/20/2021 04:39:12 PM.	07/20/2021		NV	
203	SEPARATE STATEMENT FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		91 pages	<input type="checkbox"/>
204	E-FILING TRANSACTION 31041012 RECEIVED ON 07/20/2021 04:39:12 PM.	07/20/2021		NV	
205	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		29 pages	<input type="checkbox"/>
206	E-FILING TRANSACTION 41219031 RECEIVED ON 07/20/2021 04:39:16 PM.	07/20/2021		NV	
207	OBJECTION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		5 pages	<input type="checkbox"/>
208	E-FILING TRANSACTION 1872696 RECEIVED ON 07/20/2021 04:39:35 PM.	07/20/2021		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
209	POINTS AND AUTHORITIES FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		239 pages	<input type="checkbox"/>
210	E-FILING TRANSACTION 31041013 RECEIVED ON 07/20/2021 04:39:38 PM.	07/20/2021		NV	
211	POINTS AND AUTHORITIES FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		382 pages	<input type="checkbox"/>
212	E-FILING TRANSACTION 21043801 RECEIVED ON 07/20/2021 04:54:23 PM.	07/20/2021		NV	
213	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		21 pages	<input type="checkbox"/>
214	E-FILING TRANSACTION 1872714 RECEIVED ON 07/20/2021 04:54:25 PM.	07/20/2021		NV	
215	SEPARATE STATEMENT FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		125 pages	<input type="checkbox"/>
216	E-FILING TRANSACTION 41219051 RECEIVED ON 07/20/2021 04:54:26 PM.	07/20/2021		NV	
217	PROOF OF SERVICE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		4 pages	<input type="checkbox"/>
218	E-FILING TRANSACTION 31041031 RECEIVED ON 07/20/2021 04:54:29 PM.	07/20/2021		NV	
219	OBJECTION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		5 pages	<input type="checkbox"/>
220	E-FILING TRANSACTION 1872715 RECEIVED ON 07/20/2021 04:54:44 PM.	07/20/2021		NV	
221	POINTS AND AUTHORITIES FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		241 pages	<input type="checkbox"/>
222	E-FILING TRANSACTION 41219052 RECEIVED ON 07/20/2021 04:54:49 PM.	07/20/2021		NV	
223	POINTS AND AUTHORITIES FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		379 pages	<input type="checkbox"/>
224	E-FILING TRANSACTION 31041041 RECEIVED ON 07/20/2021 05:02:18 PM.	07/20/2021		NV	
225	PROOF OF SERVICE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/20/2021	07/20/2021		4 pages	<input type="checkbox"/>
226	E-FILING TRANSACTION 21045425 RECEIVED ON 07/23/2021 07:14:46 PM.	07/23/2021		NV	
227	REQUEST FOR JUDICIAL NOTICE FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 07/23/2021	07/23/2021		5 pages	<input type="checkbox"/>
228	E-FILING TRANSACTION 41220665 RECEIVED ON 07/23/2021 07:14:48 PM.	07/26/2021		NV	
229	MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 07/23/2021	07/23/2021		39 pages	<input type="checkbox"/>
230	PAYMENT RECEIVED BY ONELEGAL FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING IN THE AMOUNT OF 60.00, TRANSACTION NUMBER 12918971 AND RECEIPT NUMBER 12746830.	07/26/2021		1 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
231	MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) SCHEDULED FOR 10/26/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	07/26/2021		NV	
232	PROPOSED ORDER RECEIVED ON 07/28/2021	07/28/2021		4 pages	<input type="checkbox"/>
233	E-FILING TRANSACTION NUMBER 21046705 REJECTED.	07/28/2021		1 pages	<input type="checkbox"/>
234	E-FILING TRANSACTION 41222084 RECEIVED ON 07/28/2021 01:43:21 PM.	07/29/2021		NV	
235	DECLARATION - OTHER FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/28/2021	07/28/2021		6 pages	<input type="checkbox"/>
236	E-FILING TRANSACTION 1876117 RECEIVED ON 07/29/2021 11:03:02 AM.	07/29/2021		NV	
237	DECLARATION IN SUPPORT FILED BY CARRANZA, DONNA ROSALIE ON 07/29/2021	07/29/2021		90 pages	<input type="checkbox"/>
238	E-FILING TRANSACTION 41222462 RECEIVED ON 07/29/2021 11:03:16 AM.	07/29/2021		NV	
239	PROOF OF ESERVICE FILED BY CARRANZA, DONNA ROSALIE ON 07/29/2021	07/29/2021		4 pages	<input type="checkbox"/>
240	E-FILING TRANSACTION 31044415 RECEIVED ON 07/29/2021 11:03:23 AM.	07/29/2021		NV	
241	REPLY TO OPPOSITION FILED BY CARRANZA, DONNA ROSALIE ON 07/29/2021	07/29/2021		11 pages	<input type="checkbox"/>
242	E-FILING TRANSACTION 21047189 RECEIVED ON 07/29/2021 11:03:32 AM.	07/29/2021		NV	
243	SEPARATE STATEMENT FILED BY CARRANZA, DONNA ROSALIE ON 07/29/2021	07/29/2021		204 pages	<input type="checkbox"/>
244	E-FILING TRANSACTION 31044414 RECEIVED ON 07/29/2021 11:02:47 AM.	07/29/2021		NV	
245	RESPONSE FILED BY CARRANZA, DONNA ROSALIE; WILLIS, LUNYEA; PAULO, KATHLEEN ON 07/29/2021	07/29/2021		15 pages	<input type="checkbox"/>
246	OBJECTION FILED BY CARRANZA, DONNA ROSALIE; WILLIS, LUNYEA; PAULO, KATHLEEN ON 07/29/2021	07/29/2021		10 pages	<input type="checkbox"/>
247	PROPOSED ORDER RECEIVED ON 07/29/2021	07/29/2021		4 pages	<input type="checkbox"/>
248	E-FILING TRANSACTION 41222495 RECEIVED ON 07/29/2021 11:37:57 AM.	07/29/2021		NV	
249	EX PARTE APPLICATION - OTHER FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 07/29/2021	07/29/2021		34 pages	<input type="checkbox"/>
250	PAYMENT RECEIVED BY ONELEGAL FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING IN THE AMOUNT OF 60.00, TRANSACTION NUMBER 12921620 AND RECEIPT NUMBER 12749461.	07/29/2021		1 pages	<input type="checkbox"/>
251	EX PARTE SCHEDULED FOR 08/02/2021 AT 01:30:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	07/29/2021		NV	
252	E-FILING TRANSACTION 1876304 RECEIVED ON 07/29/2021 02:37:20 PM.	07/29/2021		NV	
253	REPLY TO OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 07/29/2021	07/29/2021		18 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
254	E-FILING TRANSACTION 31044638 RECEIVED ON 07/29/2021 03:20:08 PM.	07/29/2021		NV	
255	REPLY TO OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/29/2021	07/29/2021		17 pages	<input type="checkbox"/>
256	E-FILING TRANSACTION 41222687 RECEIVED ON 07/29/2021 03:20:10 PM.	07/29/2021		NV	
257	OBJECTION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/29/2021	07/29/2021		7 pages	<input type="checkbox"/>
258	OBJECTION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/29/2021	07/29/2021		9 pages	<input type="checkbox"/>
259	E-FILING TRANSACTION 21047416 RECEIVED ON 07/29/2021 03:20:10 PM.	07/29/2021		NV	
260	REPLY TO OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/29/2021	07/29/2021		13 pages	<input type="checkbox"/>
261	E-FILING TRANSACTION 21047841 RECEIVED ON 07/30/2021 02:12:58 PM.	07/30/2021		NV	
262	DECLARATION RE: EX-PARTE NOTICE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/30/2021	07/30/2021		6 pages	<input type="checkbox"/>
263	MANDATORY SETTLEMENT CONFERENCE SCHEDULED FOR 12/03/2021 AT 08:30:00 AM IN C11 AT CENTRAL JUSTICE CENTER.	08/02/2021		NV	
264	COURT TRIAL SCHEDULED FOR 01/24/2022 AT 09:00:00 AM IN C11 AT CENTRAL JUSTICE CENTER.	08/02/2021		NV	
265	MANDATORY SETTLEMENT CONFERENCE CONTINUED TO 12/03/2021 AT 08:30 AM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	08/02/2021		NV	
266	COURT TRIAL CONTINUED TO 01/24/2022 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	08/02/2021		NV	
267	MINUTES FINALIZED FOR EX PARTE 08/02/2021 01:30:00 PM.	08/02/2021		1 pages	<input type="checkbox"/>
268	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 08/10/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	08/03/2021		NV	
269	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 08/10/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	08/03/2021		NV	
270	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 08/10/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	08/03/2021		NV	
271	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION CONTINUED TO 08/10/2021 AT 02:00 PM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	08/03/2021		NV	
272	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION CONTINUED TO 08/10/2021 AT 02:00 PM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	08/03/2021		NV	
273	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION CONTINUED TO 08/10/2021 AT 02:00 PM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	08/03/2021		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
274	MINUTES FINALIZED FOR MULTIPLE EVENTS 08/03/2021 02:00:00 PM.	08/03/2021		1 pages	<input type="checkbox"/>
275	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	08/03/2021		3 pages	<input type="checkbox"/>
276	E-FILING TRANSACTION 31046605 RECEIVED ON 08/04/2021 12:23:47 PM.	08/04/2021		<i>NV</i>	
277	NOTICE OF RULING FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 08/04/2021	08/04/2021		7 pages	<input type="checkbox"/>
278	E-FILING TRANSACTION 1876152 RECEIVED ON 07/29/2021 11:37:59 AM.	08/09/2021		<i>NV</i>	
279	ORDER - OTHER FILED BY THE SUPERIOR COURT OF ORANGE ON 08/02/2021	08/02/2021		4 pages	<input type="checkbox"/>
280	E-FILING TRANSACTION 1880107 RECEIVED ON 08/09/2021 02:39:38 PM.	08/09/2021		<i>NV</i>	
281	PROOF OF PERSONAL SERVICE FILED BY CARRANZA, DONNA ROSALIE ON 08/09/2021	08/09/2021		2 pages	<input type="checkbox"/>
282	MINUTES FINALIZED FOR MULTIPLE EVENTS 08/10/2021 02:00:00 PM.	08/10/2021		1 pages	<input type="checkbox"/>
283	E-FILING TRANSACTION NUMBER 1875597 REJECTED.	08/12/2021		1 pages	<input type="checkbox"/>
284	PROPOSED STIPULATION AND ORDER RECEIVED ON 08/13/2021	08/13/2021		7 pages	<input type="checkbox"/>
285	PROPOSED STIPULATION AND ORDER RECEIVED ON 08/13/2021	08/13/2021		102 pages	<input type="checkbox"/>
286	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 11/09/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	09/30/2021		<i>NV</i>	
287	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 11/09/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	09/30/2021		<i>NV</i>	
288	MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION SCHEDULED FOR 11/09/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	09/30/2021		<i>NV</i>	
289	THE MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION IS SCHEDULED FOR 11/09/2021 AT 02:00 PM IN DEPARTMENT C11.	09/30/2021		<i>NV</i>	
290	THE MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION IS SCHEDULED FOR 11/09/2021 AT 02:00 PM IN DEPARTMENT C11.	09/30/2021		<i>NV</i>	
291	THE MOTION FOR SUMMARY JUDGMENT AND/OR ADJUDICATION IS SCHEDULED FOR 11/09/2021 AT 02:00 PM IN DEPARTMENT C11.	09/30/2021		<i>NV</i>	
292	MINUTES FINALIZED FOR CHAMBERS WORK 09/30/2021 11:59:00 AM.	09/30/2021		1 pages	<input type="checkbox"/>
293	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	09/30/2021		3 pages	<input type="checkbox"/>
294	E-FILING TRANSACTION 21053129 RECEIVED ON 08/13/2021 09:31:37 AM.	10/01/2021		<i>NV</i>	
295	STIPULATION AND ORDER FILED BY CARRANZA, DONNA ROSALIE ON 10/01/2021	10/01/2021		102 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
296	PAYMENT RECEIVED BY ONELEGAL FOR 37 - STIPULATION AND ORDER IN THE AMOUNT OF 20.00, TRANSACTION NUMBER 12951754 AND RECEIPT NUMBER 12779659.	10/01/2021		1 pages	<input type="checkbox"/>
297	E-FILING TRANSACTION 31050377 RECEIVED ON 08/13/2021 09:31:25 AM.	10/01/2021		<i>NV</i>	
298	PROPOSED STIPULATION AND ORDER (REJECTED) FILED BY CARRANZA, DONNA ROSALIE ON 10/01/2021	10/01/2021		7 pages	<input type="checkbox"/>
299	PAYMENT RECEIVED BY ONELEGAL FOR 37 - STIPULATION AND ORDER IN THE AMOUNT OF 20.00, TRANSACTION NUMBER 12951796 AND RECEIPT NUMBER 12779701.	10/01/2021		1 pages	<input type="checkbox"/>
300	E-FILING TRANSACTION 1905662 RECEIVED ON 10/13/2021 04:32:21 PM.	10/13/2021		<i>NV</i>	
301	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 10/13/2021	10/13/2021		14 pages	<input type="checkbox"/>
302	E-FILING TRANSACTION 31073896 RECEIVED ON 10/13/2021 04:32:22 PM.	10/13/2021		<i>NV</i>	
303	PROOF OF SERVICE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 10/13/2021	10/13/2021		3 pages	<input type="checkbox"/>
304	E-FILING TRANSACTION 21076692 RECEIVED ON 10/13/2021 04:32:31 PM.	10/13/2021		<i>NV</i>	
305	DECLARATION IN SUPPORT OF OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 10/13/2021	10/13/2021		3 pages	<input type="checkbox"/>
306	E-FILING TRANSACTION 41251928 RECEIVED ON 10/13/2021 04:32:32 PM.	10/13/2021		<i>NV</i>	
307	DECLARATION IN SUPPORT OF OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 10/13/2021	10/13/2021		112 pages	<input type="checkbox"/>
308	E-FILING TRANSACTION 21078059 RECEIVED ON 10/18/2021 11:58:22 AM.	10/18/2021		<i>NV</i>	
309	NOTICE - OTHER FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 10/18/2021	10/18/2021		4 pages	<input type="checkbox"/>
310	E-FILING TRANSACTION 31076159 RECEIVED ON 10/19/2021 06:47:27 PM.	10/19/2021		<i>NV</i>	
311	REPLY - OTHER FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 10/19/2021	10/19/2021		12 pages	<input type="checkbox"/>
312	MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) SCHEDULED FOR 10/28/2021 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	10/26/2021		<i>NV</i>	
313	MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) CONTINUED TO 10/28/2021 AT 02:00 PM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	10/26/2021		<i>NV</i>	
314	MINUTES FINALIZED FOR MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) 10/26/2021 02:00:00 PM.	10/26/2021		1 pages	<input type="checkbox"/>
315	MINUTES FINALIZED FOR MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) 10/28/2021 02:00:00 PM.	10/28/2021		2 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
316	MANDATORY SETTLEMENT CONFERENCE SCHEDULED FOR 12/10/2021 AT 08:30:00 AM IN C11 AT CENTRAL JUSTICE CENTER.	11/09/2021		<i>NV</i>	
317	THE COURT TAKES THIS MATTER UNDER SUBMISSION.	11/09/2021		<i>NV</i>	
318	MANDATORY SETTLEMENT CONFERENCE CONTINUED TO 12/10/2021 AT 08:30 AM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	11/09/2021		<i>NV</i>	
319	MINUTES FINALIZED FOR MULTIPLE EVENTS 11/09/2021 02:00:00 PM.	11/09/2021		5 pages	<input type="checkbox"/>
320	E-FILING TRANSACTION 21096098 RECEIVED ON 12/03/2021 03:38:22 PM.	12/06/2021		<i>NV</i>	
321	MANDATORY SETTLEMENT CONFERENCE STATEMENT RECEIVED ON 12/03/2021.	12/03/2021		<i>NA</i>	
322	E-FILING TRANSACTION 41271466 RECEIVED ON 12/03/2021 04:59:04 PM.	12/06/2021		<i>NV</i>	
323	MANDATORY SETTLEMENT CONFERENCE STATEMENT RECEIVED ON 12/03/2021.	12/03/2021		<i>NA</i>	
324	E-FILING TRANSACTION 31093907 RECEIVED ON 12/06/2021 02:10:12 PM.	12/07/2021		<i>NV</i>	
325	MANDATORY SETTLEMENT CONFERENCE STATEMENT RECEIVED ON 12/06/2021.	12/06/2021		<i>NA</i>	
326	MINUTES FINALIZED FOR UNDER SUBMISSION RULING 2021-12-14 16:13:00.0.	12/14/2021		2 pages	<input type="checkbox"/>
327	CLERK'S CERTIFICATE OF SERVICE BY MAIL OC GENERATED	12/14/2021		1 pages	<input type="checkbox"/>
328	MINUTES FINALIZED FOR MANDATORY SETTLEMENT CONFERENCE 12/10/2021 08:30:00 AM.	12/15/2021		1 pages	<input type="checkbox"/>
329	PROPOSED STIPULATION AND ORDER RECEIVED ON 12/15/2021	12/15/2021		6 pages	<input type="checkbox"/>
330	E-FILING TRANSACTION NUMBER 41192298 REJECTED.	12/16/2021		1 pages	<input type="checkbox"/>
331	PROPOSED STIPULATION AND ORDER RECEIVED ON 12/16/2021	12/16/2021		5 pages	<input type="checkbox"/>
332	PROPOSED ORDER RECEIVED ON 12/16/2021	12/16/2021		2 pages	<input type="checkbox"/>
333	E-FILING TRANSACTION NUMBER 41276465 REJECTED.	12/17/2021		1 pages	<input type="checkbox"/>
334	PROPOSED ORDER RECEIVED ON 12/20/2021	12/20/2021		2 pages	<input type="checkbox"/>
335	E-FILING TRANSACTION 1931299 RECEIVED ON 12/20/2021 05:37:34 PM.	12/21/2021		<i>NV</i>	
336	DECLARATION IN SUPPORT FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 12/20/2021	12/20/2021		142 pages	<input type="checkbox"/>
337	E-FILING TRANSACTION 41277550 RECEIVED ON 12/20/2021 05:37:23 PM.	12/21/2021		<i>NV</i>	
338	MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 12/20/2021	12/20/2021		18 pages	<input type="checkbox"/>
339	PAYMENT RECEIVED BY LEGALCONNECT FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING IN THE	12/21/2021		1 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
	AMOUNT OF 60.00, TRANSACTION NUMBER 12985544 AND RECEIPT NUMBER 12813465.				
340	MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) SCHEDULED FOR 04/26/2022 AT 02:00:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	12/21/2021		NV	
341	E-FILING TRANSACTION 21101080 RECEIVED ON 12/16/2021 04:46:38 PM.	12/21/2021		NV	
342	PROPOSED STIPULATION AND ORDER (DENIED) FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 12/21/2021	12/21/2021		5 pages	<input type="checkbox"/>
343	E-FILING TRANSACTION 41275719 RECEIVED ON 12/15/2021 12:26:39 PM.	12/21/2021		NV	
344	PROPOSED STIPULATION AND ORDER (DENIED) FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 12/21/2021	12/21/2021		6 pages	<input type="checkbox"/>
345	E-FILING TRANSACTION 31100702 RECEIVED ON 12/23/2021 10:24:17 AM.	12/23/2021		NV	
346	NOTICE OF RULING FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 12/23/2021	12/23/2021		13 pages	<input type="checkbox"/>
347	PROPOSED ORDER RECEIVED ON 12/28/2021	12/28/2021		2 pages	<input type="checkbox"/>
348	E-FILING TRANSACTION 31101605 RECEIVED ON 12/28/2021 11:28:03 AM.	12/28/2021		NV	
349	EX PARTE APPLICATION - OTHER FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 12/28/2021	12/28/2021		190 pages	<input type="checkbox"/>
350	PAYMENT RECEIVED BY LEGALCONNECT FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING IN THE AMOUNT OF 60.00, TRANSACTION NUMBER 12988160 AND RECEIPT NUMBER 12816099.	12/28/2021		1 pages	<input type="checkbox"/>
351	EX PARTE SCHEDULED FOR 12/29/2021 AT 11:45:00 AM IN N06 AT NORTH JUSTICE CENTER.	12/28/2021		NV	
352	E-FILING TRANSACTION 1933400 RECEIVED ON 12/28/2021 12:53:25 PM.	12/28/2021		NV	
353	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 12/28/2021	12/28/2021		10 pages	<input type="checkbox"/>
354	MINUTES FINALIZED FOR EX PARTE 12/29/2021 11:45:00 AM.	12/29/2021		1 pages	<input type="checkbox"/>
355	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	12/29/2021		3 pages	<input type="checkbox"/>
356	E-FILING TRANSACTION 21104183 RECEIVED ON 12/28/2021 11:28:11 AM.	01/03/2022		NV	
357	PROPOSED ORDER (NOT SIGNED) FILED BY THE SUPERIOR COURT OF ORANGE ON 12/28/2021	12/28/2021		2 pages	<input type="checkbox"/>
358	E-FILING TRANSACTION 31104099 RECEIVED ON 01/05/2022 01:53:49 PM.	01/05/2022		NV	
359	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/05/2022	01/05/2022		14 pages	<input type="checkbox"/>
360	PROPOSED ORDER RECEIVED ON 01/05/2022	01/05/2022		2 pages	<input type="checkbox"/>
361	E-FILING TRANSACTION 31104095 RECEIVED ON 01/05/2022 01:50:24 PM.	01/05/2022		NV	



ROA	Docket	Filing Date	Filing Party	Document	Select
362	EX PARTE APPLICATION - OTHER FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 01/05/2022	01/05/2022		227 pages	<input type="checkbox"/>
363	PAYMENT RECEIVED BY LEGALCONNECT FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING IN THE AMOUNT OF 60.00, TRANSACTION NUMBER 12990900 AND RECEIPT NUMBER 12818819.	01/05/2022		1 pages	<input type="checkbox"/>
364	EX PARTE SCHEDULED FOR 01/06/2022 AT 01:30:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	01/05/2022		NV	
365	E-FILING TRANSACTION 41282579 RECEIVED ON 01/06/2022 12:01:38 PM.	01/06/2022		NV	
366	NOTICE TO APPEAR AT TRIAL FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/06/2022	01/06/2022		4 pages	<input type="checkbox"/>
367	NOTICE TO APPEAR AT TRIAL FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/06/2022	01/06/2022		4 pages	<input type="checkbox"/>
368	THE COURT TAKES THIS MATTER UNDER SUBMISSION.	01/06/2022		NV	
369	MINUTES FINALIZED FOR EX PARTE 01/06/2022 01:30:00 PM.	01/07/2022		1 pages	<input type="checkbox"/>
370	MINUTES FINALIZED FOR UNDER SUBMISSION RULING 01/07/2022 03:03:00 PM.	01/07/2022		1 pages	<input type="checkbox"/>
371	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	01/07/2022		3 pages	<input type="checkbox"/>
372	ORDER - OTHER (ORDER FOR EX PARTE APPLICATION TO STAY ALL PROCEEDINGS PENDING APPEAL) FILED BY WILLIS, LUNYEA; CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN ON 01/07/2022	01/07/2022		2 pages	<input type="checkbox"/>
373	E-FILING TRANSACTION NUMBER 21106674 REJECTED.	01/18/2022		1 pages	<input type="checkbox"/>
376	MINUTES FINALIZED FOR COURT TRIAL 01/24/2022 09:00:00 AM.	01/24/2022		1 pages	<input type="checkbox"/>
377	MINUTES FINALIZED FOR MOTION TO COMPEL DEPOSITION (ORAL OR WRITTEN) 04/26/2022 02:00:00 PM.	04/26/2022		1 pages	<input type="checkbox"/>
378	ORDER G061070	04/28/2022		1 pages	<input type="checkbox"/>
379	E-FILING TRANSACTION NUMBER 1931318 REJECTED.	04/29/2022		1 pages	<input type="checkbox"/>
380	E-FILING TRANSACTION 41356426 RECEIVED ON 07/08/2022 12:32:26 PM.	07/08/2022		NV	
381	STATUS CONFERENCE STATEMENT FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 07/08/2022	07/08/2022		4 pages	<input type="checkbox"/>
382	PROPOSED ORDER RECEIVED ON 08/24/2022	08/24/2022		4 pages	<input type="checkbox"/>
383	E-FILING TRANSACTION 21200631 RECEIVED ON 08/24/2022 01:54:18 PM.	08/24/2022		NV	
384	EX PARTE APPLICATION - OTHER FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 08/24/2022	08/24/2022		7 pages	<input type="checkbox"/>
385	EX PARTE SCHEDULED FOR 08/25/2022 AT 01:30:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	08/24/2022		NV	
386	COURT TRIAL SCHEDULED FOR 01/17/2023 AT 09:00:00 AM IN C11 AT CENTRAL JUSTICE CENTER.	08/25/2022		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
387	THE COURT TRIAL IS SCHEDULED FOR 01/17/2023 AT 09:00 AM IN DEPARTMENT C11.	08/25/2022		NV	
388	MINUTES FINALIZED FOR EX PARTE 08/25/2022 01:30:00 PM.	08/25/2022		1 pages	<input type="checkbox"/>
389	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	08/25/2022		2 pages	<input type="checkbox"/>
390	E-FILING TRANSACTION 31198161 RECEIVED ON 08/24/2022 01:54:21 PM.	08/29/2022		NV	
391	ORDER - OTHER FILED BY THE SUPERIOR COURT OF ORANGE ON 08/25/2022	08/25/2022		2 pages	<input type="checkbox"/>
392	E-FILING TRANSACTION 21202601 RECEIVED ON 08/29/2022 02:58:03 PM.	08/29/2022		NV	
393	NOTICE OF RULING FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 08/29/2022	08/29/2022		7 pages	<input type="checkbox"/>
394	E-FILING TRANSACTION 31219835 RECEIVED ON 10/14/2022 03:09:49 PM.	10/14/2022		NV	
395	NOTICE - OTHER FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 10/14/2022	10/14/2022		5 pages	<input type="checkbox"/>
396	E-FILING TRANSACTION 21246436 RECEIVED ON 12/12/2022 04:48:28 PM.	12/12/2022		NV	
397	NOTICE - OTHER FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 12/12/2022	12/12/2022		4 pages	<input type="checkbox"/>
398	E-FILING TRANSACTION 21238175 RECEIVED ON 11/21/2022 02:01:08 PM.	12/16/2022		NV	
399	ASSOCIATION OF ATTORNEY (AND DISASSOCIATION) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 11/21/2022	11/21/2022		5 pages	<input type="checkbox"/>
400	E-FILING TRANSACTION NUMBER 31235541 REJECTED.	12/16/2022		1 pages	<input type="checkbox"/>
401	E-FILING TRANSACTION 31253000 RECEIVED ON 01/06/2023 11:42:35 AM.	01/09/2023		NV	
402	E-FILING TRANSACTION 11086647 RECEIVED ON 01/10/2023 01:09:12 PM.	01/12/2023		NV	
403	REQUEST FOR COURT REPORTER BY PARTY WITH FEE WAIVER FILED BY CARRANZA, DONNA ROSALIE ON 01/10/2023	01/10/2023		1 pages	<input type="checkbox"/>
404	E-FILING TRANSACTION 31254386 RECEIVED ON 01/10/2023 01:13:18 PM.	01/12/2023		NV	
405	REQUEST FOR COURT REPORTER BY PARTY WITH FEE WAIVER (01/17/2023) FILED BY WILLIS, LUNYEA ON 01/10/2023	01/10/2023		1 pages	<input type="checkbox"/>
406	E-FILING TRANSACTION 41433932 RECEIVED ON 01/12/2023 10:15:47 AM.	01/12/2023		NV	
407	REQUEST FOR COURT REPORTER BY PARTY WITH FEE WAIVER FILED BY WILLIS, LUNYEA ON 01/12/2023	01/12/2023		6 pages	<input type="checkbox"/>
408	E-FILING TRANSACTION 41433945 RECEIVED ON 01/12/2023 10:28:54 AM.	01/12/2023		NV	
409	REQUEST FOR COURT REPORTER BY PARTY WITH FEE WAIVER FILED BY CARRANZA, DONNA ROSALIE ON 01/12/2023	01/12/2023		6 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
410	E-FILING TRANSACTION NUMBER 11087728 REJECTED.	01/12/2023		1 pages	<input type="checkbox"/>
411	E-FILING TRANSACTION NUMBER 31255710 REJECTED.	01/12/2023		1 pages	<input type="checkbox"/>
412	E-FILING TRANSACTION NUMBER 11087971 REJECTED.	01/12/2023		1 pages	<input type="checkbox"/>
413	E-FILING TRANSACTION 21258893 RECEIVED ON 01/13/2023 10:25:37 AM.	01/13/2023		NV	
414	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		6 pages	<input type="checkbox"/>
415	E-FILING TRANSACTION 41434565 RECEIVED ON 01/13/2023 10:25:37 AM.	01/13/2023		NV	
416	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		5 pages	<input type="checkbox"/>
417	E-FILING TRANSACTION 31256099 RECEIVED ON 01/13/2023 10:25:38 AM.	01/13/2023		NV	
418	PROOF OF SERVICE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		3 pages	<input type="checkbox"/>
419	E-FILING TRANSACTION 11088364 RECEIVED ON 01/13/2023 10:25:38 AM.	01/13/2023		NV	
420	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		26 pages	<input type="checkbox"/>
421	E-FILING TRANSACTION 21258894 RECEIVED ON 01/13/2023 10:25:39 AM.	01/13/2023		NV	
422	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		7 pages	<input type="checkbox"/>
423	E-FILING TRANSACTION 41434566 RECEIVED ON 01/13/2023 10:25:40 AM.	01/13/2023		NV	
424	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		5 pages	<input type="checkbox"/>
425	E-FILING TRANSACTION 31256100 RECEIVED ON 01/13/2023 10:25:42 AM.	01/13/2023		NV	
426	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		80 pages	<input type="checkbox"/>
427	E-FILING TRANSACTION 21258895 RECEIVED ON 01/13/2023 10:25:48 AM.	01/13/2023		NV	
428	OPPOSITION FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		135 pages	<input type="checkbox"/>
429	PROPOSED ORDER RECEIVED ON 01/13/2023	01/13/2023		6 pages	<input type="checkbox"/>
430	PROPOSED ORDER RECEIVED ON 01/13/2023	01/13/2023		5 pages	<input type="checkbox"/>
431	PROPOSED ORDER RECEIVED ON 01/13/2023	01/13/2023		5 pages	<input type="checkbox"/>
432	PROPOSED ORDER RECEIVED ON 01/13/2023	01/13/2023		5 pages	<input type="checkbox"/>
433	PROPOSED ORDER RECEIVED ON 01/13/2023	01/13/2023		5 pages	<input type="checkbox"/>
434	PROPOSED ORDER RECEIVED ON 01/13/2023	01/13/2023		6 pages	<input type="checkbox"/>
435	E-FILING TRANSACTION 21258961 RECEIVED ON 01/13/2023 11:44:55 AM.	01/13/2023		NV	
436	OPPOSITION FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/13/2023	01/13/2023		14 pages	<input type="checkbox"/>
437	E-FILING TRANSACTION 11088432 RECEIVED ON 01/13/2023 11:44:56 AM.	01/13/2023		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
438	OPPOSITION FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/13/2023	01/13/2023		14 pages	<input type="checkbox"/>
439	E-FILING TRANSACTION 31256165 RECEIVED ON 01/13/2023 11:44:56 AM.	01/13/2023		NV	
440	DECLARATION IN SUPPORT FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/13/2023	01/13/2023		27 pages	<input type="checkbox"/>
441	E-FILING TRANSACTION 41434633 RECEIVED ON 01/13/2023 11:44:56 AM.	01/13/2023		NV	
442	OPPOSITION FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/13/2023	01/13/2023		9 pages	<input type="checkbox"/>
443	E-FILING TRANSACTION 11088433 RECEIVED ON 01/13/2023 11:44:58 AM.	01/13/2023		NV	
444	PROOF OF ESERVICE FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/13/2023	01/13/2023		4 pages	<input type="checkbox"/>
445	E-FILING TRANSACTION 31256167 RECEIVED ON 01/13/2023 11:45:05 AM.	01/13/2023		NV	
446	DECLARATION IN SUPPORT FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/13/2023	01/13/2023		138 pages	<input type="checkbox"/>
447	E-FILING TRANSACTION 41434635 RECEIVED ON 01/13/2023 11:45:05 AM.	01/13/2023		NV	
448	DECLARATION IN SUPPORT FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/13/2023	01/13/2023		476 pages	<input type="checkbox"/>
449	E-FILING TRANSACTION 31256182 RECEIVED ON 01/13/2023 11:58:30 AM.	01/13/2023		NV	
450	STATEMENT OF STIPULATED FACTS FILED BY THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		7 pages	<input type="checkbox"/>
451	E-FILING TRANSACTION 11088454 RECEIVED ON 01/13/2023 11:58:31 AM.	01/13/2023		NV	
452	STATEMENT OF COMPLIANCE FILED BY THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		3 pages	<input type="checkbox"/>
453	E-FILING TRANSACTION 21258983 RECEIVED ON 01/13/2023 11:58:31 AM.	01/13/2023		NV	
454	STATEMENT OF CONTROVERTED ISSUES FILED BY THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		8 pages	<input type="checkbox"/>
455	E-FILING TRANSACTION 41434653 RECEIVED ON 01/13/2023 11:58:32 AM.	01/13/2023		NV	
456	EXHIBIT LIST FILED BY THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		45 pages	<input type="checkbox"/>
457	E-FILING TRANSACTION 31256183 RECEIVED ON 01/13/2023 11:58:33 AM.	01/13/2023		NV	
458	WITNESS LIST FILED BY THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		10 pages	<input type="checkbox"/>
459	E-FILING TRANSACTION 41434726 RECEIVED ON 01/13/2023 01:06:17 PM.	01/13/2023		NV	
460	DECLARATION IN SUPPORT FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/13/2023	01/13/2023		1003 pages	<input type="checkbox"/>
461	E-FILING TRANSACTION 11088365 RECEIVED ON 01/13/2023 10:25:50 AM.	01/17/2023		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
462	MOTION IN LIMINE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		108 pages	<input type="checkbox"/>
463	MOTION IN LIMINE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		152 pages	<input type="checkbox"/>
464	MOTION IN LIMINE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/13/2023	01/13/2023		128 pages	<input type="checkbox"/>
465	E-FILING TRANSACTION 21258963 RECEIVED ON 01/13/2023 11:45:03 AM.	01/17/2023		<i>NV</i>	
466	DECLARATION - OTHER (SUMMARY OF MOTIONS IN LIMINE) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 01/13/2023	01/13/2023		10 pages	<input type="checkbox"/>
467	MOTION IN LIMINE (NO. A) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 01/13/2023	01/13/2023		9 pages	<input type="checkbox"/>
468	MOTION IN LIMINE (NO. B) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 01/13/2023	01/13/2023		10 pages	<input type="checkbox"/>
469	MOTION IN LIMINE (NO. C) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 01/13/2023	01/13/2023		10 pages	<input type="checkbox"/>
470	MOTION IN LIMINE (NO. D) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 01/13/2023	01/13/2023		9 pages	<input type="checkbox"/>
471	MOTION IN LIMINE (NO. E) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 01/13/2023	01/13/2023		11 pages	<input type="checkbox"/>
472	MOTION IN LIMINE (NO. F) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 01/13/2023	01/13/2023		15 pages	<input type="checkbox"/>
473	MOTION IN LIMINE (NO. G) FILED BY ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH; B T INVESTMENT PROPERTIES, LLC ON 01/13/2023	01/13/2023		13 pages	<input type="checkbox"/>
474	PAYMENT RECEIVED BY ONELEGAL FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING, 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING, 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING, 36 - MOTION OR OTHER (NOT IN THE AMOUNT OF 420.00, TRANSACTION NUMBER 13164595 AND RECEIPT NUMBER 12992701.	01/17/2023		2 pages	<input type="checkbox"/>
475	COURT TRIAL CONTINUED TO 02/27/2023 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	01/17/2023		<i>NV</i>	
476	MINUTES FINALIZED FOR COURT TRIAL 01/17/2023 09:00:00 AM.	01/17/2023		1 pages	<input type="checkbox"/>
477	E-FILING TRANSACTION 11090098 RECEIVED ON 01/18/2023 01:28:23 PM.	01/18/2023		<i>NV</i>	
478	TRIAL BRIEF FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 01/18/2023	01/18/2023		31 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
479	E-FILING TRANSACTION 31258052 RECEIVED ON 01/18/2023 05:00:53 PM.	01/18/2023		NV	
480	TRIAL BRIEF FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/18/2023	01/18/2023		36 pages	<input type="checkbox"/>
481	E-FILING TRANSACTION 31258351 RECEIVED ON 01/19/2023 04:27:45 PM.	01/19/2023		NV	
482	TRIAL BRIEF FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 01/19/2023	01/19/2023		22 pages	<input type="checkbox"/>
483	E-FILING TRANSACTION 41436843 RECEIVED ON 01/19/2023 04:36:33 PM.	01/19/2023		NV	
484	NOTICE OF ERRATA FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 01/19/2023	01/19/2023		4 pages	<input type="checkbox"/>
485	E-FILING TRANSACTION 41437595 RECEIVED ON 01/20/2023 02:59:14 PM.	01/20/2023		NV	
486	NOTICE - OTHER FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/20/2023	01/20/2023		4 pages	<input type="checkbox"/>
487	E-FILING TRANSACTION 31260395 RECEIVED ON 01/24/2023 02:57:09 PM.	02/03/2023		NV	
488	NOTICE OF CHANGE OF ADDRESS AND/OR TELEPHONE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 01/24/2023	01/24/2023		4 pages	<input type="checkbox"/>
489	COURT TRIAL CONTINUED TO 03/20/2023 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	02/27/2023		NV	
490	MINUTES FINALIZED FOR COURT TRIAL 02/27/2023 09:00:00 AM.	02/27/2023		1 pages	<input type="checkbox"/>
491	COURT TRIAL CONTINUED TO 03/22/2023 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	03/17/2023		NV	
492	MINUTES FINALIZED FOR CHAMBERS WORK 03/17/2023 02:56:00 PM.	03/17/2023		1 pages	<input type="checkbox"/>
493	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	03/17/2023		2 pages	<input type="checkbox"/>
494	COURT TRIAL CONTINUED TO 04/03/2023 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	03/22/2023		NV	
495	MINUTES FINALIZED FOR COURT TRIAL 03/22/2023 09:00:00 AM.	03/22/2023		1 pages	<input type="checkbox"/>
496	E-FILING TRANSACTION 31290534 RECEIVED ON 03/31/2023 11:41:33 AM.	04/03/2023		NV	
497	MEET AND CONFER STATEMENT FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 04/03/2023	04/03/2023		6 pages	<input type="checkbox"/>
498	COURT TRIAL CONTINUED TO 05/01/2023 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	04/03/2023		NV	
499	MINUTES FINALIZED FOR COURT TRIAL 04/03/2023 09:00:00 AM.	04/03/2023		1 pages	<input type="checkbox"/>
500	E-FILING TRANSACTION 11122909 RECEIVED ON 04/03/2023 04:59:43 PM.	04/03/2023		NV	
501	EXHIBIT LIST FILED BY CARRANZA, DONNA ROSALIE; PAULO, KATHLEEN; WILLIS, LUNYEA ON 04/03/2023	04/03/2023		45 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
502	E-FILING TRANSACTION 21301477 RECEIVED ON 04/19/2023 11:51:19 AM.	04/19/2023		NV	
503	NOTICE - OTHER FILED BY CARRANZA, DONNA ROSALIE ON 04/19/2023	04/19/2023		4 pages	<input type="checkbox"/>
504	COURT TRIAL CONTINUED TO 05/02/2023 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	05/01/2023		NV	
505	MINUTES FINALIZED FOR COURT TRIAL 05/01/2023 09:00:00 AM.	05/01/2023		1 pages	<input type="checkbox"/>
506	THE STATUS CONFERENCE IS SCHEDULED FOR 05/10/2023 AT 10:00 AM IN DEPARTMENT C11.	05/02/2023		NV	
507	COURT TRIAL CONTINUED TO 05/10/2023 AT 10:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	05/02/2023		NV	
508	MINUTES FINALIZED FOR COURT TRIAL 05/02/2023 09:00:00 AM.	05/04/2023		1 pages	<input type="checkbox"/>
509	STATUS CONFERENCE CONTINUED TO 05/12/2023 AT 10:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	05/10/2023		NV	
510	COURT TRIAL CONTINUED TO 05/12/2023 AT 10:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	05/10/2023		NV	
511	MINUTES FINALIZED FOR MULTIPLE EVENTS 05/10/2023 10:00:00 AM.	05/10/2023		1 pages	<input type="checkbox"/>
512	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	05/10/2023		2 pages	<input type="checkbox"/>
513	STATUS CONFERENCE CONTINUED TO 05/22/2023 AT 01:30 PM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	05/12/2023		NV	
514	COURT TRIAL CONTINUED TO 05/22/2023 AT 01:30 PM IN THIS DEPARTMENT PURSUANT TO PARTY'S MOTION.	05/12/2023		NV	
515	MINUTES FINALIZED FOR MULTIPLE EVENTS 05/12/2023 10:00:00 AM.	05/12/2023		1 pages	<input type="checkbox"/>
516	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	05/12/2023		2 pages	<input type="checkbox"/>
517	COURT IS ADJOURNED UNTIL 06/07/2023 AT 09:00AM IN DEPARTMENT C11.	05/22/2023		NV	
518	MINUTES FINALIZED FOR MULTIPLE EVENTS 05/22/2023 01:30:00 PM.	05/25/2023		2 pages	<input type="checkbox"/>
519	E-FILING TRANSACTION NUMBER 41434634 REJECTED.	05/30/2023		1 pages	<input type="checkbox"/>
520	E-FILING TRANSACTION NUMBER 31256166 REJECTED.	05/30/2023		1 pages	<input type="checkbox"/>
521	E-FILING TRANSACTION NUMBER 11088435 REJECTED.	05/30/2023		1 pages	<input type="checkbox"/>
522	E-FILING TRANSACTION NUMBER 21258964 REJECTED.	05/30/2023		1 pages	<input type="checkbox"/>
523	E-FILING TRANSACTION NUMBER 21258962 REJECTED.	05/30/2023		1 pages	<input type="checkbox"/>
524	E-FILING TRANSACTION NUMBER 11088434 REJECTED.	05/30/2023		1 pages	<input type="checkbox"/>
525	E-FILING TRANSACTION 31320785 RECEIVED ON 06/07/2023 09:20:47 AM.	06/07/2023		NV	
526	STATEMENT OF CONTROVERTED ISSUES FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 06/07/2023	06/07/2023		7 pages	<input type="checkbox"/>
527	COURT IS ADJOURNED UNTIL 06/08/2023 AT 09:00AM IN DEPARTMENT C11.	06/07/2023		NV	
528	E-FILING TRANSACTION 11154470 RECEIVED ON 06/12/2023 03:49:57 PM.	06/12/2023		NV	

ROA	Docket	Filing Date	Filing Party	Document	Select
529	STATEMENT OF CONTROVERTED ISSUES FILED BY CITY OF SANTA ANA ON 06/12/2023	06/12/2023		9 pages	<input type="checkbox"/>
530	E-FILING TRANSACTION 41501299 RECEIVED ON 06/12/2023 03:49:57 PM.	06/12/2023		NV	
531	EXHIBIT LIST FILED BY CITY OF SANTA ANA ON 06/12/2023	06/12/2023		5 pages	<input type="checkbox"/>
532	MINUTES FINALIZED FOR COURT TRIAL 2023-06-07 09:00:00.0.	06/15/2023		46 pages	<input type="checkbox"/>
533	COURT IS ADJOURNED UNTIL 06/21/2023 AT 09:00AM IN DEPARTMENT C11.	06/08/2023		NV	
534	MINUTES FINALIZED FOR COURT TRIAL 06/08/2023 09:00:00 AM.	06/15/2023		3 pages	<input type="checkbox"/>
535	E-FILING TRANSACTION 31326398 RECEIVED ON 06/20/2023 01:02:24 PM.	06/20/2023		NV	
536	REQUEST FOR JUDICIAL NOTICE FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 06/20/2023	06/20/2023		175 pages	<input type="checkbox"/>
537	COURT IS ADJOURNED UNTIL 06/22/2023 AT 09:00AM IN C11.	06/21/2023		NV	
538	COURT IS ADJOURNED UNTIL 06/23/2023 AT 09:00AM IN C11.	06/22/2023		NV	
539	MINUTES FINALIZED FOR COURT TRIAL 06/21/2023 09:00:00 AM.	06/28/2023		3 pages	<input type="checkbox"/>
540	MINUTES FINALIZED FOR COURT TRIAL 06/22/2023 09:00:00 AM.	06/28/2023		2 pages	<input type="checkbox"/>
541	THE ORDER TO SHOW CAUSE IS SCHEDULED FOR 08/07/2023 AT 08:45 AM IN DEPARTMENT C11.	06/23/2023		NV	
542	MINUTES FINALIZED FOR COURT TRIAL 06/23/2023 09:00:00 AM.	07/05/2023		3 pages	<input type="checkbox"/>
543	THE COURT TRIAL IS SCHEDULED FOR 09/06/2023 AT 09:00 AM IN DEPARTMENT C11.	08/07/2023		NV	
544	MINUTES FINALIZED FOR ORDER TO SHOW CAUSE 08/07/2023 08:45:00 AM.	08/08/2023		1 pages	<input type="checkbox"/>
545	E-FILING TRANSACTION 21349796 RECEIVED ON 08/08/2023 03:04:31 PM.	08/08/2023		NV	
546	NOTICE OF RULING FILED BY CITY OF SANTA ANA; THE PEOPLE OF THE STATE OF CALIFORNIA ON 08/08/2023	08/08/2023		5 pages	<input type="checkbox"/>
547	COURT TRIAL CONTINUED TO 09/08/2023 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	09/06/2023		NV	
548	MINUTES FINALIZED FOR COURT TRIAL 09/06/2023 09:00:00 AM.	09/06/2023		1 pages	<input type="checkbox"/>
549	COURT TRIAL CONTINUED TO 10/25/2023 AT 09:00 AM IN THIS DEPARTMENT PURSUANT TO COURT'S MOTION.	09/08/2023		NV	
550	MINUTES FINALIZED FOR COURT TRIAL 09/08/2023 09:00:00 AM.	09/25/2023		1 pages	<input type="checkbox"/>
551	MINUTES FINALIZED FOR CHAMBERS WORK 09/25/2023 04:26:00 PM.	09/25/2023		1 pages	<input type="checkbox"/>
552	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	09/26/2023		2 pages	<input type="checkbox"/>
553	PROPOSED ORDER RECEIVED ON 09/29/2023	09/29/2023		2 pages	<input type="checkbox"/>



ROA	Docket	Filing Date	Filing Party	Document	Select
554	E-FILING TRANSACTION 31371282 RECEIVED ON 09/29/2023 01:59:20 PM.	09/29/2023		NV	
555	EX PARTE APPLICATION - OTHER FILED BY CITY OF SANTA ANA ON 09/29/2023	09/29/2023		29 pages	<input type="checkbox"/>
556	EX PARTE SCHEDULED FOR 10/02/2023 AT 01:30:00 PM IN C11 AT CENTRAL JUSTICE CENTER.	09/29/2023		NV	
557	PROPOSED ORDER RECEIVED ON 09/29/2023	09/29/2023		2 pages	<input type="checkbox"/>
558	E-FILING TRANSACTION 11203003 RECEIVED ON 09/29/2023 02:38:23 PM.	09/29/2023		NV	
559	PROPOSED ORDER (COVER SHEET) (ELECTRONIC FILING) FILED BY CITY OF SANTA ANA ON 09/29/2023	09/29/2023		6 pages	<input type="checkbox"/>
560	E-FILING TRANSACTION 11203438 RECEIVED ON 10/02/2023 10:10:58 AM.	10/02/2023		NV	
561	OPPOSITION FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 10/02/2023	10/02/2023		11 pages	<input type="checkbox"/>
562	E-FILING TRANSACTION 11203437 RECEIVED ON 10/02/2023 10:10:56 AM.	10/02/2023		NV	
563	DECLARATION IN SUPPORT OF OPPOSITION FILED BY WILLIS, LUNYEA, CARRANZA, DONNA ROSALIE, PAULO, KATHLEEN ON 10/02/2023	10/02/2023		5 pages	<input type="checkbox"/>
564	ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH MINUTES FINALIZED FOR EX PARTE 10/02/2023 01:30:00 PM.	10/02/2023		1 pages	<input type="checkbox"/>
565	B T INVESTMENT PROPERTIES, LLC CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE BURKE, WILLIAMS & SORENSEN LLP	10/02/2023		2 pages	<input type="checkbox"/>
566	E-FILING TRANSACTION 31373573 RECEIVED ON 10/04/2023 05:09:01 PM.	10/04/2023		05/29/2020	
567	CITY OF SANTA ANA NOTICE OF RULING FILED BY CITY OF SANTA ANA, THE LUNYEA PEOPLE	10/04/2023		01/16/2020	
568	CITY OF SANTA ANA E-FILING TRANSACTION NUMBER 11203004 REJECTED.	10/06/2023		06/01/2020	
569	PEOPLE OF THE STATE OF CALIFORNIA E-FILING TRANSACTION NUMBER 4154931 REJECTED.	10/06/2023		01/16/2020	
570	NAVNEET GREWAL COURT IS ADJOURNED UNTIL 10/26/2023 AT 09:00 AM IN HEIDI JOYA DEPARTMENT C11.	10/25/2023		06/01/2020	
571	CITY OF SANTA ANA COURT IS ADJOURNED UNTIL 10/27/2023 AT 09:00 AM IN SHEPPARD, MULLIN, RICHARD DEPARTMENT C11	10/26/2023		06/29/2020	
572	LILI GRACIA COURT IS ADJOURNED UNTIL 11/01/2023 AT 09:00 AM IN PUBLIC LAW CENTER DEPARTMENT C11.	10/27/2023		06/01/2020	
573	KATHLEEN PAULO SCHEDULED FOR 10/30/2023 AT 10:00 PM IN C11 AT CENTRAL JUSTICE CENTER	10/30/2023		10/18/2021	
574	DONNA ROSALIE CARRANZA E-FILING TRANSACTION 21387204 RECEIVED ON 10/31/2023 01:40:03 PM.	10/31/2023		06/01/2020	
575	SIACHOI DONNA ROSALIE CARRANZA NOTICE OF LODGING FILED BY CITY OF SANTA ANA, THE LUNYEA WILLIS PEOPLE OF THE STATE OF CALIFORNIA ON 10/31/2023	10/31/2023		10/01/2021	
577	MINUTES FINALIZED FOR COURT TRIAL 10/25/2023 09:00:00 AM.	10/31/2023		3 pages	Judge
578	STATUS CONFERENCE MINUTES FINALIZED FOR COURT TRIAL 10/26/2023 09:00:00 AM.	10/31/2023		3 pages	<input type="checkbox"/>
579	MINUTES FINALIZED FOR COURT TRIAL 10/27/2023 09:00:00 AM.	11/01/2023		2 pages	<input type="checkbox"/>

ROA	Docket	Filing Date	Filing Party	Document	Select
580	COURT IS ADJOURNED UNTIL 11/02/2023 AT 09:00AM IN DEPARTMENT C11.	11/01/2023		NV	
581	COURT IS ADJOURNED UNTIL 11/08/2023 AT 09:00AM IN DEPARTMENT C11.	11/02/2023		NV	
582	MINUTES FINALIZED FOR COURT TRIAL 11/01/2023 09:00:00 AM.	11/06/2023		3 pages	<input type="checkbox"/>
583	COURT IS ADJOURNED UNTIL 11/09/2023 AT 09:00AM IN DEPARTMENT C11.	11/08/2023		NV	
584	COURT IS ADJOURNED UNTIL 11/15/2023 AT 09:00AM IN DEPARTMENT C11.	11/09/2023		NV	
585	MINUTES FINALIZED FOR COURT TRIAL 11/02/2023 09:00:00 AM.	11/13/2023		3 pages	<input type="checkbox"/>
586	MINUTES FINALIZED FOR COURT TRIAL 11/08/2023 09:00:00 AM.	11/15/2023		3 pages	<input type="checkbox"/>
587	MINUTES FINALIZED FOR COURT TRIAL 11/09/2023 09:00:00 AM.	11/15/2023		3 pages	<input type="checkbox"/>
588	E-FILING TRANSACTION 11223931 RECEIVED ON 11/15/2023 09:10:46 AM.	11/15/2023		NV	
589	TRIAL BRIEF FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 11/15/2023	11/15/2023		7 pages	<input type="checkbox"/>
590	COURT IS ADJOURNED UNTIL 11/16/2023 AT 09:00AM IN DEPARTMENT C11.	11/15/2023		NV	
591	E-FILING TRANSACTION 41571185 RECEIVED ON 11/16/2023 08:50:45 AM.	11/16/2023		NV	
592	TRIAL BRIEF FILED BY B T INVESTMENT PROPERTIES, LLC; ORANGE COUNTY ASSOCIATION FOR MENTAL HEALTH ON 11/16/2023	11/16/2023		6 pages	<input type="checkbox"/>
593	MINUTES FINALIZED FOR COURT TRIAL 11/15/2023 09:00:00 AM.	11/17/2023		2 pages	<input type="checkbox"/>
594	JOHN C. GASTELUM RECUSED.	11/16/2023		NV	
595	MINUTES FINALIZED FOR COURT TRIAL 11/16/2023 09:00:00 AM.	11/17/2023		2 pages	<input type="checkbox"/>
596	EXHIBIT LIST FILED BY THE SUPERIOR COURT OF ORANGE ON 11/16/2023	11/16/2023		47 pages	<input type="checkbox"/>
597	THE STATUS CONFERENCE IS SCHEDULED FOR 01/26/2024 AT 09:00 AM IN DEPARTMENT C6.	11/17/2023		NV	
598	MINUTES FINALIZED FOR CHAMBERS WORK 11/17/2023 09:03:00 AM.	11/17/2023		1 pages	<input type="checkbox"/>
599	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	11/17/2023		2 pages	<input type="checkbox"/>

<b>STATE OF CALIFORNIA</b> California Court of Appeal, Fourth Appellate District Division 3	<b><i>PROOF OF SERVICE</i></b>  <b>STATE OF CALIFORNIA</b> California Court of Appeal, Fourth Appellate District Division 3
Case Name: <b>Orange County Association for Mental Health,                  et al. v. Superior Court of the State of California,                  County of Orange</b>	
Case Number: <b>TEMP-S3108BV5</b>	
Lower Court Case Number:	

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: **tlundell@sheppardmullin.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
ISI_CASE_INIT_FORM_DT	Case Initiation Form
PETITION - PETITION FOR WRIT OF MANDATE/PROHIBITION	MHA Writ Petition
MISCELLANEOUS - ADDITIONAL DOCUMENTS	Exhibits ISO Petition for Writ of Mandate

Service Recipients:

Person Served	Email Address	Type	Date / Time
Isaih Weedn 229111	iweedn@sheppardmullin.com	e-Serve	11/27/2023 1:40:20 PM
Zachary J. Golda	zgolda@sheppardmullin.com	e-Serve	11/27/2023 1:40:20 PM
Jonathan Bremen	jbremen@publiclawcenter.org	e-Serve	11/27/2023 1:40:20 PM
Lili Graham 284264	lili.graham@disabilityrightsca.org	e-Serve	11/27/2023 1:40:20 PM
Lucia J. Choi 307384	lucia.choi@disabilityrightsca.org	e-Serve	11/27/2023 1:40:20 PM
Kyle Mellesen	knellesen@santa-ana.org	e-Serve	11/27/2023 1:40:20 PM

297572			
Jose Montoya	jmontoya@santa-ana.org	e-Serve	11/27/2023 1:40:20 PM
Stephen McEdwe	smcewen@bwlsaw.com	e-Serve	11/27/2023 1:40:20 PM
Mark Austin	maustin@bwslaw.com	e-Serve	11/27/2023 1:40:20 PM
208880			
Kenneth Babcock	kbabcock@publiclawcenter.org	e-Serve	11/27/2023 1:40:20 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.

11/27/2023

Date

/s/Todd Lundell

Signature

Lundell, Todd (250813)

Last Name, First Name (PNum)

Sheppard Mullin Richter & Hampton, LLC

Law Firm