

**FILED**  
Superior Court of California  
County of Los Angeles

**MAY 30 2018**

Sherri K. Carter, Executive Officer/Clerk

By J. Luna, Deputy  
Jennifer De Luna

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12 Attorneys for Petitioner John Doe

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
14 COUNTY OF LOS ANGELES, CENTRAL DISTRICT

15 JOHN DOE, an individual,  
16  
17 Petitioner,

Case No. BS167261

[Hon. James C. Chalfant, Department 85]

18 v.

~~Proposed~~

JUDGMENT GRANTING PETITION FOR  
WRIT OF PEREMPTORY WRIT OF  
MANDATE

19 THE TRUSTEES OF THE CALIFORNIA  
20 STATE UNIVERSITY; a California  
21 corporation, et al.,

Action Filed: December 30, 2016

22 Respondents.

23 The Petition of John Doe for Writ of Administrative Mandate came on regularly for hearing on  
24 April 12, 2018, in Department 85, before James C. Chalfant, Judge of the Los Angeles County Superior  
25 Court, presiding, with proof of service on all necessary parties being shown to the satisfaction of the  
Court, Mark M. Hathaway, of Werksman Jackson Hathaway & Quinn LLP, appeared for Petitioner, and  
Brian Villarreal, General Counsel for California State University, appeared for Respondent, Board of  
Trustees of the California State University.

The Court having considered the Administrative Record was admitted into evidence (AR 1-1303;  
1325-38; 1340-52), the pleadings, briefs, and orders issued in this case and applicable case law, and the  
oral arguments of counsel tendered at the hearing, the Court granted the petition and ordered that a writ

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1 will issue directing Respondent to set aside findings and Petitioner's expulsion, and accord him a new  
2 hearing or take such other action in its discretion that is consistent with the Court's decision, therefore,

3 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED, that

- 4 1. The Petition for Writ of Administrative Mandate is granted;
- 5 2. Judgment is hereby entered in favor of Petitioner and against Respondent;
- 6 3. A preemptory writ of administrative mandate shall issue from the Court, remanding the  
7 matter to Respondent and commanding Respondent to set aside its findings and Petitioner's  
8 expulsion. The preemptory writ shall further command Respondent to accord Petitioner a  
9 new hearing or take such other action in Respondent's discretion that is consistent with the  
10 Court's decision.
- 11 4. Nothing in this judgment or the writ shall limit or control in any way the discretion legally  
12 vested in Respondent.
- 13 5. A Peremptory Writ of Mandate shall issue Court in the form filed herewith;
- 14 6. ~~Petitioner may seek, pursuant to an appropriate noticed motion, an award of its attorneys'~~  
15 ~~fees under Code Civ. Proc. § 1021.5 and This Court reserves and retains jurisdiction to~~  
16 ~~determine the amount of such fees, if any.~~ *substant and attorney!* This Court reserves and retains jurisdiction to  
17 determine the amount of such fees, if any.
- 18 7. Petitioner shall recover its costs in this proceeding in the amount of \$\_\_\_\_\_.
- 19 8. This Court shall further reserve and retain jurisdiction over this action until such time as  
20 Respondent file a return evidencing that Respondent have complied with the attached  
21 Peremptory Writ of Administrative Mandate.

22 IT IS SO ORDERED.

23  
24 DATED: 5/30/18

*James C. Chalfant*  
25 Hon. James C. Chalfant