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3 DEFENSE AND EDUCATIONAL FUND  
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8 Attorneys for Respondent Intervenors

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11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
12 **COUNTY OF LOS ANGELES**

13 LOS ANGELES CONSERVANCY,  
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Petitioner,

Case No. BS111693

vs.  
LOS ANGELES UNIFIED SCHOOL  
DISTRICT, et al.,

EX PARTE APPLICATION FOR LEAVE  
TO INTERVENE; DECLARATION OF  
NANCY RAMIREZ IN SUPPORT;  
PROPOSED VERIFIED COMPLAINT IN  
INTERVENTION; MEMORANDUM OF  
POINTS AND AUTHORITIES IN  
SUPPORT OF THE PROPOSED VERIFIED  
COMPLAINT IN INTERVENTION:  
[PROPOSED] ORDER

Respondents and Real Parties  
in Interest.

SALVADOR GUZMAN SOSA, a minor, by  
SYLVIA SOSA, guardian ad litem,

[Rules of Court 3.1200, et seq. & Code of  
Civ.Proc. 387]

Respondent Intervenors.

Preliminary Injunction Hearing Date:  
November 29, 2007

Hearing Date: November 5, 2007  
Hearing Time: 8:30 A.M.  
Hearing Dept: 85

Honorable Dzintra I. Danavs

Respondent Intervenors, SALVADOR GUZMAN SOSA, a minor, and SYLVIA SOSA,  
his mother and guardian ad litem for Salvador Guzman Sosa, hereby apply for leave of court to  
intervene in this action by filing a Complaint in Intervention.

1           1. This application is made pursuant to the provisions of Code of Civil Procedure  
2 section 387 on the ground that Respondent Intervenors have a direct and immediate interest in  
3 the outcome of this litigation. Their interest is the expeditious construction of the Central Los  
4 Angeles Learning Center No. 1 K-12 project (the "Project") at the site of the former  
5 Ambassador Hotel that is the subject of the underlying action. Respondent Intervenor, Salvador  
6 Guzman Sosa, is a student attending an overcrowded school that is subject to a year-round  
7 calendar and is eligible to attend the Project upon its completion. If Petitioner prevails, the  
8 construction of the Project would be stopped or delayed affecting the student's right to an  
9 education. Adjudication of the parties' claims in Respondent Intervenors' absence will impede  
10 or impair their ability to protect their interest. Their interests are not adequately represented by  
11 the parties to the underlying action.

12           2. The intervention of Respondent Intervenors will not enlarge the issues in this case.  
13 The issues raised by Respondent Intervenors in the instant action arise from the same facts and  
14 circumstances in the underlying action. Respondent Intervenors' position is consistent with its  
15 position in the underlying action. They raise no new issues.

16           3. Respondent Intervenors apply ex parte for leave of court to intervene because they  
17 first became aware of the underlying action, Los Angeles Conservancy vs. Los Angeles Unified  
18 School District, et al., Case No. BS 111693, on October 29, 2007. The Real Parties in Interest  
19 in this matter, Los Angeles Conservancy (the Conservancy) and Los Angeles Unified School  
20 District et al. (LAUSD), have stipulated to an expedited schedule for a preliminary injunction  
21 motion with the Conservancy's Motion for Preliminary Injunction to be filed and served on or  
22 before October 29, 2007, the LAUSD's Opposition to Motion for Preliminary Injunction to be  
23 filed and served on or before November 6, 2007, and the hearing on the matter set for November  
24 29, 2007. Respondent Intervenors do not wish to delay this matter and, thus, seek this ex parte  
25 application. Further, Respondent Intervenors are prepared to comply with the briefing schedule  
26 outlined in the above-referenced stipulation in order to avoid any delay to this action.

27           3. All parties to this action have been notified that this Application for Leave to  
28

1 Intervene would be presented to this Court on an ex parte basis on this date. Attached hereto as  
2 Exhibit A is the Declaration of Nancy Ramirez in Support of this application.

3 4. The proposed verified complaint in intervention is attached hereto as Exhibit B. The  
4 memorandum of points and authorities in support of the verified complaint in intervention is  
5 attached hereto as Exhibit C.

6 Date: November 2, 2007

Respectfully submitted,  
  
MEXICAN AMERICAN LEGAL DEFENSE  
AND EDUCATIONAL FUND

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10 By: *Nancy Ramirez*  
11 Nancy Ramirez  
Attorneys for Respondent Intervenors

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1 requesting same. On or about October 30 and November 1, 2007, I spoke with Jeffrey Carlin.  
2 He informed me that he had not reached his client to discuss my request. I informed him that I  
3 would be seeking an ex parte application for leave to intervene prior to the November 6, 2007,  
4 due date for the Opposition to Motion for Preliminary Injunction. I asked him if he would  
5 receive notice of the ex parte application and he responded that he would.

6 8. On November 1, 2007, at 4:40 P.M. I telephoned Petitioner's counsel, Jeffrey Carlin,  
7 at 949-451-4301 and left a message providing notice of this ex parte application to be brought  
8 on Monday, November 5, 2007 at 8:30 a.m., in Department 85 of the Los Angeles Superior  
9 Court, located at 111 N. Hill St., Los Angeles, California 90012.

10 9. On November 1, 2007 at 4:50 P.M. I telephoned Respondent LAUSD's counsel,  
11 Ronald Van Buskirk of Pillsbury, Winthrop, Shaw, Pittman LLP, at 415-983-1496 and provided  
12 him with notice of this ex parte application to be brought on Monday, November 5, 2007 at 8:30  
13 a.m., in Department 85 of the Los Angeles Superior Court, located at 111 N. Hill St., Los  
14 Angeles, California 90012.

15 I declare under penalty of perjury under the laws of the State of California that the  
16 foregoing is true and correct to the best of my knowledge and that this declaration was executed  
17 on November 2, 2007, at Los Angeles, California.

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20 By:   
21 Nancy Ramirez

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1 Nancy Ramirez, Bar No. 152629  
2 MEXICAN AMERICAN LEGAL  
DEFENSE AND EDUCATIONAL FUND  
3 634 S. Spring Street, 11<sup>th</sup> Floor  
Los Angeles, California 90014  
4 Telephone: (213) 629-2512  
Facsimile: (213) 629-0266

5 Attorneys for Respondent Intervenors

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

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10 LOS ANGELES CONSERVANCY,  
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Petitioner,

Case No. BS111693

vs.

**VERIFIED COMPLAINT IN  
INTERVENTION**

LOS ANGELES UNIFIED SCHOOL  
DISTRICT, et. al,

Respondents and Real Parties  
in Interest.

SALVADOR GUZMAN SOSA, a minor, by  
SYLVIA SOSA, guardian ad litem,

Respondent Intervenors.



1 By leave of the Court, Salvador Guzman Sosa and his mother and guardian ad litem,  
2 Sylvia Sosa, intervene in this action and assert that the Petitioner's writ has no merit.  
3 Intervenors assert that the construction of the Central Los Angeles Learning Center No. 1 K-12  
4 project (the "Project") on the site of the former Ambassador Hotel should proceed without  
5 delay.

6 1. On or about October 25, 2007, Petitioner Los Angeles Conservancy filed  
7 a verified petition for writ of mandate against Respondents the Los Angeles Unified School  
8 District ("LAUSD" or "District") and the members of the LAUSD Board of Education.  
9 Petitioners challenge the LAUSD's plan to build three schools on the site of the former  
10 Ambassador Hotel. Petitioner seeks a writ of mandate regarding the legal adequacy of the  
11 Supplemental Environmental Impact Report (SEIR) for the construction of the schools and a  
12 preliminary and permanent injunction restraining the District from taking any further action to  
13 alter or demolish various features on the site. In so doing, Petitioners are preventing the  
14 LAUSD from moving forward to construct three desperately-needed schools on the site.  
15 Petitioner alleges violations of the California Environmental Quality Act (CEQA). Public  
16 Resources Code § 21000, *et seq.*

17 2. Respondent Intervenors are an LAUSD student and his parent and guardian ad  
18 litem, both of whom have a direct and immediate interest in the outcome of this litigation.  
19 Respondent Intervenors live in the neighborhood surrounding the Project and student  
20 intervenor attends a severely overcrowded school. As a result, he is on a year-round academic  
21 calendar that is detrimental to his educational achievement. When the Project is completed,  
22 Intervenors would have an opportunity to attend the schools to be built there.

23 3. As a direct result of a severe school shortage, the LAUSD deprives  
24 Respondent Intervenors of almost four weeks of classroom instruction each year by placing him  
25 in a year-round academic calendar. Students on a traditional nine-month calendar receive  
26 almost one month more of classroom instruction in an academic year. Because the  
27 neighborhood surrounding the Project has such a severe shortage of schools, a majority of the  
28 neighborhood's students are bused to schools as far away as the San Fernando Valley.

1           4.       Because the schools to be built on the Ambassador site are vitally important  
2 to address the substandard learning conditions that Respondent Intervenor must endure, his  
3 mother and guardian ad litem in this case, on several occasions, met with LAUSD School  
4 Board members and testified publicly in CEQA hearings to advocate for the most speedy and  
5 cost-effective building of schools on the Ambassador Hotel site.

6           5.       Respondent Intervenor have the right to intervene in this action under Code of  
7 Civil Procedure Section 387. Because the Los Angeles Conservancy seeks to enjoin the  
8 construction of necessary schools that will directly benefit the Respondent Intervenor, he has a  
9 direct interest in this action. A successful petition would impair the Intervenor's right to protect  
10 their educational interests.

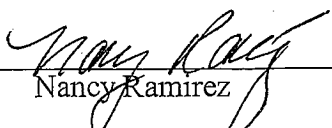
11           6.       Respondent Intervenor intervene as Respondents to this CEQA action. They  
12 assert no additional causes of action. Respondent Intervenor deny that the LAUSD's SEIR is  
13 legally inadequate under CEQA. Respondent Intervenor assert that the LAUSD's SEIR for the  
14 Project complies with the mandates of CEQA.

15           7.       This Court granted Respondent Intervenor permissive intervention in the  
16 underlying action Case No. BS 093776

- 17           8.       Respondent Intervenor pray for judgment as follows:
- 18                   A. A Court order denying Petitioner's writ petition;
  - 19                   B. A Court order that Petitioner take nothing on their petition; and,
  - 20                   C. For the costs of suit and such other relief as the Court deems just.

21  
22 Dated: November 2, 2007

Respectfully submitted,  
  
MEXICAN AMERICAN LEGAL DEFENSE  
AND EDUCATIONAL FUND

23  
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26 By:   
Nancy Ramirez  
27 Attorneys for Respondent Intervenor  
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1 Nancy Ramirez, Bar No. 152629  
2 MEXICAN AMERICAN LEGAL  
DEFENSE AND EDUCATIONAL FUND  
3 634 S. Spring Street, 11<sup>th</sup> Floor  
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4 Telephone: (213) 629-2512  
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5 Attorneys for Respondent Intervenors

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

9

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LOS ANGELES CONSERVANCY,

Case No. BS111693

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Petitioner,

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vs.

**MEMORANDUM OF POINTS AND  
AUTHORITIES IN SUPPORT OF  
VERIFIED COMPLAINT IN  
INTERVENTION**

14

LOS ANGELES UNIFIED SCHOOL  
DISTRICT, et. al,

15

Respondents and Real Parties  
in Interest.

Hearing Date: November 5, 2007

Hearing Time: 8:30 A.M.

Hearing Dept: 85

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SALVADOR GUZMAN SOSA, a minor, by  
SYLVIA SOSA, guardian ad litem,

Honorable Dzintra I. Danavs

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Respondent Intervenors.

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1 Respondent Intervenors, Salvador Guzman Sosa, a student attending a year-round  
2 school in the Los Angeles Unified School District (LAUSD or District) as a result of school  
3 overcrowding and his mother and guardian ad litem, Sylvia Sosa, have a right to participate in  
4 the action involving the construction of the Central Los Angeles Learning Center No. 1 K-12  
5 project (the "Project"), which would alleviate school overcrowding and expand respondent  
6 intervenor's educational opportunities. Respondent Intervenors have a direct and immediate  
7 interest in the outcome of this litigation. If Petitioner prevails, the construction of the Project  
8 would be stopped or delayed, affecting the Respondent Intervenor's right to an education.  
9 Adjudication of the parties' claims in the absence of Respondent Intervenors will impede or  
10 impair Respondent Intervenors' ability to protect their interests. Their interests are not  
11 adequately represented by the parties to this action. Respondent Intervenors present this  
12 memorandum in support of their motion to intervene.

13 **I. FACTUAL BACKGROUND**

14 The LAUSD plans to build three schools on the site of the former Ambassador Hotel to  
15 relieve the severe overcrowding plaguing the District. Because the District's school  
16 construction plans failed to keep up with the growth in student enrollment over the preceding  
17 three decades, students have faced a drastic shortage of schools and classrooms. The  
18 Ambassador site, unique because it is a large, open space in the heart of the city with the  
19 potential to educate over 4,000 children while providing the necessary space for playgrounds,  
20 sports facilities, and classrooms, is located directly in the midst of LAUSD's most densely  
21 overcrowded community, just west of downtown. Many of the schools in this community have  
22 been on a shortened academic calendar for more than 20 years due to overcrowding.

23 Respondent Intervenor attends a severely overcrowded school that is on a year-round  
24 calendar and, as a result, is subject to substandard learning conditions. As a direct result of a  
25 severe school shortage, the LAUSD deprives Respondent Intervenor of almost four weeks of  
26 classroom instruction by placing him in a year-round academic calendar. Students on a  
27 traditional nine-month calendar receive almost one month more of classroom instruction in an  
28 academic year. Because the neighborhood surrounding the Project has such a severe shortage

1 of schools, a majority of the neighborhood's students are bused to schools as far away as the  
2 San Fernando Valley.

3 Because the schools to be built on the Ambassador site are vitally important  
4 to address the substandard learning conditions that Respondent Intervenor must endure, his  
5 mother and guardian ad litem in this case, on several occasions, met with LAUSD School Board  
6 members and testified publicly in California Environmental Quality Act (CEQA) hearings to  
7 advocate for the most speedy and cost-effective building of schools on the Ambassador Hotel  
8 site.

9 In October 2004, LAUSD certified a Final Environmental Impact Report (FEIR)  
10 allowing the construction of the Project to move forward. In November 2004, Petitioner filed a  
11 writ of mandate challenging the LAUSD's certification of the FEIR as inadequately protecting  
12 certain historical portions of the site. This Court granted Respondent Intervenor's permissive  
13 intervention in the underlying action, Case No. BS 093776. This Court denied the petition in  
14 July 2005. In September 2007, the LAUSD certified a Supplemental Environmental Impact  
15 Report (SEIR) that considered new information regarding the viability and safety of retaining  
16 certain features of the site in the manner proposed in the 2004 FEIR. Petitioner seeks a writ of  
17 mandate regarding the legal adequacy of the SEIR under CEQA. Petitioner also seeks a  
18 preliminary and permanent injunction restraining the District from taking any further action to  
19 alter or demolish various features on the site. Respondent Intervenor's oppose the proposed  
20 injunctions and any delay in the construction of the Project.

## 21 **II. ANALYSIS**

22 Respondent Intervenor's seek to intervene in Petitioner's CEQA action. Petitioner seeks  
23 to enjoin the LAUSD from continuing construction on the Project, a position adverse to  
24 Respondent Intervenor's.

### 25 **A. Respondent Intervenor's Assert a Fundamental Educational Interest** 26 **in this School Construction Litigation.**

27 Respondent Intervenor attends classes on the deficient year-round calendar and faces the  
28 possibility of being involuntarily bused to distant schools. To assert and validate his

1 fundamental interest in a constitutionally equal education, free from the destructive effects of  
2 overcrowding, Respondent Intervenor has a right to intervene in this school construction  
3 litigation.

4 Generally, intervention is appropriate where a person, originally excluded from a suit,  
5 can establish an interest in the litigation. Cal. Code of Civ. Pro. § 387. “The purpose of  
6 allowing intervention is to promote fairness by involving all parties potentially affected by a  
7 judgment.” *Simpson Redwood Co. v. State of California*, 242 Cal. Rptr. 447, 450 (1987). To  
8 this end, “Section 387 should be liberally construed in favor of intervention.” *Simpson*, 242  
9 Cal. Rptr. at 451. In addition, intervention is by no means limited to persons with a pecuniary  
10 interest in the subject matter of the litigation. *Bustop v. Sup. Ct.*, 137 Cal. Rptr. 793, 795 (1977).  
11 Rather, California’s intervention statute validates a wide variety of interests, and especially  
12 embraces educational interests. “[S]tudents and parents . . . have an interest in a sound  
13 educational system and in the operation of that system in accordance with the law. *Bustop*, 137  
14 Cal. Rptr. at 795 (allowing intervention of students in a school desegregation suit). Moreover,  
15 the Respondent Intervenors’ right to a constitutionally equal education is a fundamental right.  
16 *See, Butt v. State of California*, 15 Cal. Rptr. 2d 480, 490 (1992).

17 **1. Respondent Intervenors Have a Right to Intervene Because**  
18 **They Have a Direct and Immediate Interest in the Project,**  
19 **Petitioner’s Success will Harm Them, and Their Important**  
**Educational Interests Are Not Represented by Petitioner or**  
**Respondents.**

20 Under California law, a party can obtain mandatory intervention if it establishes: (1) an  
21 interest related to the property or transaction that is subject to the action; (2) that the litigation  
22 may impair its right to protect that interest; and, (3) that it is not adequately represented with  
23 regard to that interest by the existing parties. Cal. Code of Civ. Pro. § 387(b).

24 Here, the interest that Respondent Intervenors seek to protect is squarely within the  
25 scope of the intervention statute. For Respondent Intervenors, the “transaction” at issue is the  
26 certification of the SEIR to continue with the Project construction and the “property” is the  
27 Project site. Respondent Intervenors have an interest related to this action because they are  
28 subject to severely overcrowded schools that would be relieved by the proposed schools on the

1 Ambassador site. *See Bustop v. Sup. Ct.*, 137 Cal. Rptr. 793, 795 (educational interests  
2 cognizable under Section 387); Cal. Code of Civ. Pro. § 387(b). These students are the most  
3 tangible winners or losers in the outcome of this litigation.

4 Second, a successful CEQA suit delays the opening of the schools on the site and  
5 compromises the Respondent Intervenors' educational interest to be free from the overcrowded  
6 conditions of LAUSD schools. The Respondent Intervenors would be greatly prejudiced by any  
7 delay in the construction of the Project if the petition is granted. *See* Cal. Code of Civ. Pro. §  
8 387(b).

9 Finally, the Respondent Intervenors' interests are not adequately represented by  
10 Petitioner and Respondent. Respondent LAUSD compromised the students' fundamental right  
11 to an education in the first place by not building schools to keep pace with the growth in student  
12 enrollment over the last three decades. Moreover, Respondent LAUSD chose to spend \$15  
13 million dollars to preserve various features of the Ambassador Hotel building, thereby failing to  
14 use those funds to alleviate overcrowding by building more schools. Thus, Respondent  
15 Intervenors meet all elements for mandatory intervention.

16 **2. Student Intervenor Must Also Be Granted Permissive**  
17 **Intervention to Pursue His Educational Interests.**

18 As explained above, this action has a direct impact on the educational interests of  
19 Respondent Intervenors. Under the California Code of Civil Procedure, a party "who has an  
20 interest in the matter in litigation, or in the success of either of the parties, or an interest against  
21 both" can seek permissive intervention. Cal. Code of Civ. Pro. § 387(a). The intervening party  
22 must establish a direct interest in the litigation, defined as a "substantial probability" that the  
23 intervenor's interests will be affected by the judgment. *Timberidge Enter., Inc. v. Santa Rosa*,  
24 150 Cal. Rptr. 606, 611 (1978). Courts also consider whether intervention would require the  
25 court to consider additional causes of action beyond the scope of the original action, and  
26 whether the reasons for intervention are outweighed by the right of the original litigants to  
27 litigate "in their own manner." *People v. Trinity*, 195 Cal. Rptr. 186, 192 (1983). Although  
28 permissive intervention is discretionary, a party meeting each element of permissive



1 intervention is entitled to intervene. *Trinity*, 195 Cal. Rptr. at 192 (holding that trial court  
2 abused its discretion in denying intervention).

3 Here, Respondent Intervenors establish that they are entitled to permissive intervention  
4 because their interests in this action far exceeds the minimum requirements of the statute. In the  
5 instant case, Respondent Intervenors have a direct interest in the outcome of the litigation  
6 because the action will affect their educational opportunities and right to attend schools that are  
7 not overcrowded, a vital, non-pecuniary interest. Cal. Code of Civ. Pro. § 387(a). Moreover, this  
8 interest is a direct one as this litigation threatens to delay or perhaps prevent construction of the  
9 schools in the Ambassador site. There is no doubt that here the Respondent Intervenor will  
10 suffer directly with a successful CEQA action because the schools cannot be built without the  
11 certified SEIR, so they have a certainty of injury if Petitioner succeeds, far beyond the required  
12 “substantial probability.” *People v. Trinity*, 195 Cal. Rptr. 186, 192 (1983).

13 In addition, Respondent Intervenors allege no new causes of action and only seek to  
14 litigate the same issues that the parties are already litigating. Respondent Intervenors only assert  
15 their educational rights to establish their right to intervene, rather than to assert additional causes  
16 of action. Finally, the original litigants’ right to pursue this suit “on their own terms” does not  
17 outweigh Respondent Intervenors’ interest in intervening. While architectural preservation and  
18 CEQA issues implicated by the underlying action are significant, these concerns cannot  
19 outweigh the Respondent Intervenors’ right to litigate whether the future schools will be built  
20 under the timeframe of the FEIR and SEIR’s current schedule. Thus, the Court should grant  
21 Respondent Intervenors permissive intervention.

### 22 **III. CONCLUSION**

23 For the foregoing reasons, the court should grant the Respondent Intervenors’ motion to  
24 intervene to protect their fundamental educational interests.

1 Dated: November 2, 2007

Respectfully submitted,

2 MEXICAN AMERICAN LEGAL DEFENSE  
3 AND EDUCATIONAL FUND

4 By: Nancy Ramirez  
5 Nancy Ramirez

6 Attorneys for Respondent Intervenors

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1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18  
4 and not a party to the within action. My business address is 634 South Spring Street, 11th Floor,  
Los Angeles, CA 90014.

5 On November 2, 2007, I served **EX PARTE APPLICATION FOR LEAVE TO**  
6 **INTERVENE; DECLARATION OF NANCY RAMIREZ IN SUPPORT; PROPOSED**  
7 **VERIFIED COMPLAINT IN INTERVENTION; MEMORANDUM OF POINTS AND**  
8 **AUTHORITIES IN SUPPORT OF THE PROPOSED VERIFIED COMPLAINT IN**  
INTERVENTION on the parties identified below by placing a true and correct copy thereof  
enclosed in a sealed envelope(s) for collection at my place of business, following ordinary  
business practices addressed as follows:

9 Jeffrey D. Dintzer  
Jeffrey P. Carlin  
10 Monica T. Duda  
GIBSON, DUNN & CRUTCHER, LLP  
11 333 S. Grand Ave.  
Los Angeles, CA 90071-3197  
12 (213) 229-7000 - Telephone  
(213) 229-7520 - Fax  
13

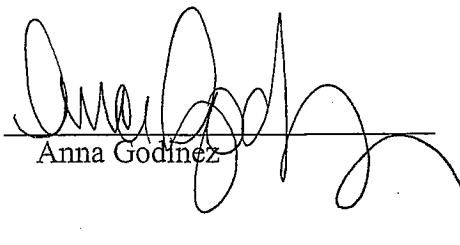
14  **BY MAIL** - I deposited such envelope in the mail at Los Angeles, California, with first  
15 class postage thereon fully prepaid. I am readily familiar with the business practice for  
16 collection and processing of correspondence for mailing. Under that practice, it is  
17 deposited with the United States Postal Service on that same day, at Los Angeles,  
California, in the ordinary course of business. I am aware that on motion of the party  
served, service is presumed invalid if postage cancellation date or postage meter date is  
more than one (1) day after the date of deposit for mailing in affidavit.

18  **BY PERSONAL SERVICE** - ( ) I delivered by hand, or ( ) I caused to be delivered  
19 via messenger service, such envelope to the offices of the addressee(s) with delivery  
time prior to 5:00 p.m. on the date specified above.

20  **BY FAX** - I caused the foregoing document to be served by facsimile transmission to  
21 each interested party at the facsimile machine telephone number shown on the attached  
service list.

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

24 11/2/07  
25 Date

26   
27 Anna Godinez  
28

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18  
4 and not a party to the within action. My business address is 634  
5 South Spring Street, 11th Floor, Los Angeles, CA 90014.

6 On November 2, 2007, I served **EX PARTE APPLICATION FOR LEAVE TO  
7 INTERVENE; DECLARATION OF NANCY RAMIREZ IN SUPPORT; PROPOSED  
8 VERIFIED COMPLAINT IN INTERVENTION; MEMORANDUM OF POINTS AND  
9 AUTHORITIES IN SUPPORT OF THE PROPOSED VERIFIED COMPLAINT IN  
10 INTERVENTION** on the parties identified below by placing a true and correct copy thereof  
11 enclosed in a sealed envelope(s) for collection at my place of business, following ordinary  
12 business practices addressed as follows:

13 Ronald E. Van Buskirk, LAUSD Legal Counsel  
14 PILLSBURY, WINTRHOP, SHAW, PITTMAN, LLC  
15 50 Fremont Street  
16 Post Office Box 7880  
17 San Francisco, CA 94105-2228  
18 (415) 983-1000 - Telephone  
19 (415) 983-1200 - Fax

20 Kevin S. Reed, Office General Counsel  
21 333 S. Beaudry Ave., 24<sup>th</sup> Floor  
22 Los Angeles, CA 90017

23  **BY MAIL** - I deposited such envelope in the mail at Los Angeles, California, with first  
24 class postage thereon fully prepaid. I am readily familiar with the business practice for  
25 collection and processing of correspondence for mailing. Under that practice, it is  
26 deposited with the United States Postal Service on that same day, at Los Angeles,  
27 California, in the ordinary course of business. I am aware that on motion of the party  
28 served, service is presumed invalid if postage cancellation date or postage meter date is  
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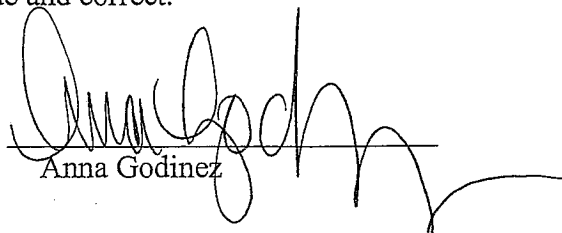
**BY PERSONAL SERVICE** - ( ) I delivered by hand, or ( ) I caused to be delivered  
via messenger service, such envelope to the offices of the addressee(s) with  
delivery time prior to 5:00 p.m. on the date specified above.

**BY FAX** - I caused the foregoing document to be served by facsimile  
transmission to each interested party at the facsimile machine telephone number shown  
on the attached service list.

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

11/2/07

Date

  
Anna Godinez