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 16 City of San Jose

(ENDORSED)
FILED
 JAN 22 2013

DAVID P. YAMASAKI
 Chief Executive Officer/Clerk
 Superior Court of California, County of Santa Clara
 DEPUTY

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 11 COUNTY OF SANTA CLARA

12 SAN JOSE POLICE OFFICERS'
 13 ASSOCIATION,

14 Plaintiff,

15 v.

16 CITY OF SAN JOSE, BOARD OF
 17 ADMINISTRATION FOR POLICE AND
 18 FIRE RETIREMENT PLAN OF CITY OF
 19 SAN JOSE, and DOES 1-10 inclusive.

20 Defendants,

Case No. 1-12-CV-225926

[Consolidated with Case Nos. 112CV225928,
 112CV226570, 112CV226574, 112CV227864]

Assigned for all purposes to the Honorable Peter H.
 Kirwan

PROOF OF SERVICE

BY FAX

21
 22 AND RELATED CROSS-COMPLAINT
 23 AND CONSOLIDATED ACTIONS
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ALAMEDA

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 Alameda, State of California. My business address is 555 12th Street, Suite 1500, Oakland, CA 94607.

On January 22, 2013, I served true copies of the following documents described as:

- **DEFENDANT'S REPLY MEMORANDUM IN SUPPORT OF MOTION FOR JUDGMENT ON THE PLEADINGS AS TO SAN JOSE POLICE OFFICERS ASSOCIATION AND AFSCME**
- **DEFENDANT'S SUPPLEMENTAL REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTION FOR JUDGMENT ON THE PLEADINGS AS TO SAN JOSE POLICE OFFICERS ASSOCIATION AND AFSCME**

on the interested parties in this action as follows:

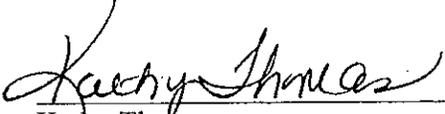
SEE ATTACHED SERVICE LIST

BY FEDEX: I enclosed said document(s) in an envelope or package provided by FedEx and addressed to the persons at the addresses listed in the Service List. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of FedEx or delivered such document(s) to a courier or driver authorized by FedEx to receive documents.

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address kthomas@meyersnave.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 January 22, 2013, at Oakland, California.



Kathy Thomas

SERVICE LIST

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<p>John McBride Christopher E. Platten Mark S. Renner WYLIE, MCBRIDE, PLATTEN & RENNER 2125 Canoas Garden Ave, Suite 120 San Jose, CA 95125</p> <p><u>E-MAIL:</u> jmcbride@wmprlaw.com cplatten@wmprlaw.com mrenner@wmprlaw.com</p>	<p>Attorneys for Plaintiffs/Petitioners, ROBERT SAPIEN, MARY MCCARTHY, THANH HO, RANDY SEKANY AND KEN HEREDIA (Santa Clara Superior Court Case No. 112CV225928)</p> <p>AND</p> <p>Plaintiffs/Petitioners, JOHN MUKHAR, DALE DAPP, JAMES ATKINS, WILLIAM BUFFINGTON AND KIRK PENNINGTON (Santa Clara Superior Court Case No. 112CV226574)</p> <p>AND</p> <p>Plaintiffs/Petitioners, TERESA HARRIS, JON REGER, MOSES SERRANO (Santa Clara Superior Court Case No. 112CV226570)</p>
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BOARD OF ADMINISTRATION FOR POLICE AND
FIRE DEPARTMENT RETIREMENT PLAN OF
CITY OF SAN JOSE
(Santa Clara Superior Court Case No. 112CV225926)

AND

Necessary Party in Interest, THE BOARD OF
ADMINISTRATION FOR THE 1961 SAN JOSE
POLICE AND FIRE DEPARTMENT RETIREMENT
PLAN
(Santa Clara Superior Court Case No. 112CV225928)

AND

Necessary Party in Interest, THE BOARD OF
ADMINISTRATION FOR THE 1975 FEDERATED
CITY EMPLOYEES' RETIREMENT PLAN
(Santa Clara Superior Court Case Nos. 112CV226570
and 112CV226574)

AND

Necessary Party in Interest, THE BOARD OF
ADMINISTRATION FOR THE FEDERATED CITY
EMPLOYEES RETIREMENT PLAN
(Santa Clara Superior Court Case No. 112CV227864)

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