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Cross Complainants City of San Jose
9 and Debra Figone, in her official capacity

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

12 SAN JOSÉ POLICE OFFICERS
13 ASSOCIATION,

14 Plaintiff,

15 v.

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

19 Defendants.

20 AND RELATED CROSS-COMPLAINT
21 AND CONSOLIDATED ACTIONS.

Case No. 1-12-CV-225926

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

PROOF OF SERVICE

Complaint Filed: June 6, 2012
Trial Date: June 17, 2013

1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF ALAMEDA**

3 At the time of service, I was over 18 years of age and **not a party to this action**. I am
4 employed in the County of Alameda, State of California. My business address is 555 12th Street,
Suite 1500, Oakland, CA 94607.

5 On March 18, 2013, I served true copies of the following documents described as:

- 6 • **ANSWER OF DEFENDANTS CITY OF SAN JOSE AND DEBRA FIGONE, IN**
7 **HER OFFICIAL CAPACITY AS CITY MANAGER OF THE CITY OF SAN**
8 **JOSE, TO FIRST AMENDED COMPLAINT FOR DECLARATION AND**
9 **INJUNCTIVE RELIEF AND PETITION FOR WRIT OF MANDAMUS**
- 10 • **NOTICE OF HEARING AND DEMURRER TO PLAINTIFF AFSCME'S FIRST**
11 **AMENDED COMPLAINT**
- 12 • **MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF**
13 **DEFENDANTS' DEMURRER TO PLAINTIFF AFSCME'S FIRST AMENDED**
14 **COMPLAINT**
- 15 • **DEFENDANT'S REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF**
16 **DEMURRER TO PLAINTIFF AFSCME'S FIRST AMENDED COMPLAINT**

17 on the interested parties in this action as follows:

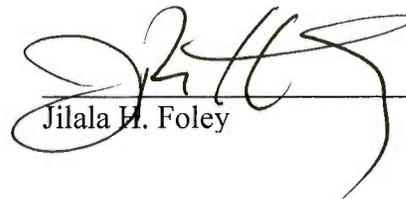
18 **SEE ATTACHED SERVICE LIST**

19 **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the
20 persons at the addresses listed in the Service List and placed the envelope for collection and
21 mailing, following our ordinary business practices. I am readily familiar with Meyers, Nave,
22 Riback, Silver & Wilson's practice for collecting and processing correspondence for mailing. On
23 the same day that the correspondence is placed for collection and mailing, it is deposited in the
24 ordinary course of business with the United States Postal Service, in a sealed envelope with
25 postage fully prepaid..

26 **BY E-MAIL OR ELECTRONIC TRANSMISSION:** I caused a copy of the
27 document(s) to be sent from e-mail address kthomas@meyersnave.com to the persons at the e-
28 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 March 18, 2013, at Oakland, California.



Jilala H. Foley

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></p> <p>jmcbride@wmpirlaw.com cplatten@wmpirlaw.com mrenner@wmpirlaw.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>
<p>Gregg McLean Adam Jonathan Yank Gonzalo Martinez Jennifer Stoughton CARROLL, BURDICK & MCDONOUGH, LLP 44 Montgomery Street, Suite 400 San Francisco, CA 94104</p> <p><u>E-MAIL:</u></p> <p>gadam@cbmlaw.com jyank@cbmlaw.com gmartinez@cbmlaw.com jstoughton@cbmlaw.com awest@cbmlaw.com</p>	<p>Attorneys for Plaintiff, SAN JOSE POLICE OFFICERS' ASSOC. (Santa Clara Superior Court Case No. 112CV225926)</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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