

1 STEPHEN H. SILVER, SBN 038241
 2 RICHARD A. LEVINE, SBN 091671
 3 JACOB A. KALINSKI, SBN 233709
 4 SILVER, HADDEN, SILVER, WEXLER & LEVINE
 5 1428 Second Street, Suite 200
 6 P.O. Box 2161
 7 Santa Monica, CA 90407-2161
 8 Telephone: (310) 393-1486
 9 Facsimile: (310) 395-5801
 10 Attorneys for Plaintiff/Petitioner San Jose Retired
 11 Employees Association

12
 13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
 14 **FOR THE COUNTY OF SANTA CLARA**
 15

16 SAN JOSE POLICE OFFICERS') Lead Consolidated Case No. 1-12-CV-225926
 17 ASSOCIATION,) (Consolidated Actions 1-12-CV-225928,
 18) 1-12-CV-226570, 1-12-CV-226574,
 19 Plaintiff,) 1-12-CV-227864 and 1-12-CV-233660)
 20)
 21 v.) (Hon. Patricia M. Lucas, Dept. 2)
 22)
 23 CITY OF SAN JOSE, BOARD OF) **NOTICE OF ERRATA IN SAN JOSE**
 24 ADMINISTRATION FOR POLICE) **RETIRED EMPLOYEES ASSOCIATION'S**
 25 AND FIRE DEPARTMENT) **REQUEST FOR STATEMENT OF**
 26 RETIREMENT PLAN OF CITY OF) **DECISION AND ADOPTION OF**
 27 SAN JOSE, and DOES 1-10, inclusive,) **PROPOSALS NOT INCLUDED IN**
 28) **TENTATIVE DECISION**
)
) **(California Rules of Court, Rule 3.1590)**
)

29 AND RELATED CROSS-COMPLAINT) Complaint Filed: June 16, 2012
 30 AND CONSOLIDATED ACTIONS.) Trial Date: July 22, 2013
 31)
 32)
 33)
 34)
 35)
 36)
 37)
 38)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TO ALL INTERESTED PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE of the following error appearing in San Jose Retired Employees Association's Request For Statement Of Decision And Adoption Of Proposals Not Included In Tentative Decision, filed and served December 30, 2013 in the above-captioned matter.

On page 1, lines 21-23 should read:

"2) SJREA requests that the Court replace the portion of the Tentative Decision commencing at page 22, line 27 through page 27, line 11 with the contents appearing at page 18, line 18 through page 25, line 2 of SJREA's Proposed Statement of Decision."

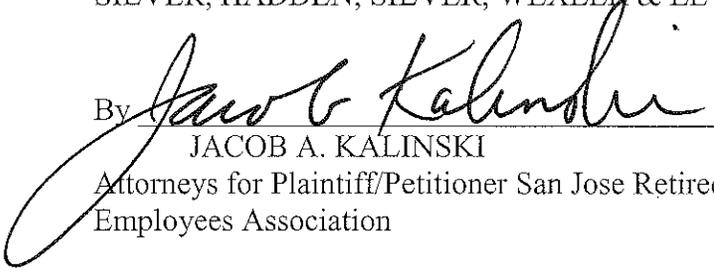
The original text reads:

"2) SJREA requests that the Court replace the portion of the Tentative Decision commencing at page 2, line 27 through page 27, line 11 with the contents appearing at page 18, line 18 through page 25, line 2 of SJREA's Proposed Statement of Decision."

Respectfully submitted,

SILVER, HADDEN, SILVER, WEXLER & LEVINE

Date: December 31, 2013

By 
JACOB A. KALINSKI
Attorneys for Plaintiff/Petitioner San Jose Retired
Employees Association

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 1428 Second Street, P.O. Box 2161, Santa Monica, California 90407-2161.

On December 31, 2013, I served the document(s) described as **NOTICE OF ERRATA RE SAN JOSE RETIRED EMPLOYEES ASSOCIATION'S REQUEST FOR STATEMENT OF DECISION AND ADOPTION OF PROPOSALS NOT INCLUDED IN TENTATIVE DECISION** on the parties in this action by delivering a true copy thereof as shown below addressed as set forth on the attached service list.

[By Mail] By placing a true copy in a sealed envelope. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice, on the same day that correspondence is placed for collection and mailing, it would be deposited with the U.S. Postal Service with postage thereon fully prepaid at Santa Monica, California, in the ordinary course of business. I am aware than on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

[By Personal Service - via Magnum Courier] I caused the above document to be personally delivered to the party represented by an attorney. Delivery was made to the attorney or at the attorney's office by leaving the document, in an envelope or package clearly labeled to identify the attorney being served, with a receptionist or an individual in charge of the office.

[By Electronic Mail] I caused the document(s) to the addressee(s) via electronic mail at the addresses shown on the attached service list..

[By Facsimile Transmission] I caused the above-referenced document to be transmitted to the named person(s) via facsimile transmission to the fax number(s) set forth above from a fax machine at (310) 395-5801.

[By Overnight Mail] I delivered said documents to an authorized courier or driver authorized to receive documents, in an envelope or package designated by the express service carrier with delivery fees paid or provided for, addressed to the person on whom it is to be served for delivery on the next business day.

Executed on December 31, 2013, at Santa Monica, California.

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

LISA L. HILL

Signature

SERVICE LIST

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Gregg M. Adam
gadam@cbmlaw.com
Jonathan Yank
jyank@cbmlaw.com
Amber West
awest@cbmlaw.com
Carroll Burdick & McDonough LLP
44 Montgomery Street, Suite 400
San Francisco CA 94104

John A. McBride
jmcbride@wmpirlaw.com
Christopher E. Platten
cplatten@wmpirlaw.com
Wylie McBride Platten & Renner
2125 Canoas Garden Avenue, Suite 120,
San Jose, CA 95125-2124

Harvey L. Leiderman
hleiderman@reedsmith.com
Jeffrey R. Rieger
jrieger@reedsmith.com
Reed Smith LLP
101 Second Street, Suite 1800,
San Francisco, CA 94105-3659

Teague P. Paterson
tpaterson@beesontayer.com
Vishtasp M. Soroushian
vsoroushian@beesontayer.com
Beeson Taylor & Bodine APC
Ross House, Suite 200
483 Ninth Street
Oakland, CA 94612

Arthur A. Hartinger
ahartinger@meyersnave.com
Linda Ross
lross@meyersnave.com
Meyers Nave Riback Silver & Wilson
555 12th Street, Suite 1500,
Oakland, CA 94607

George Nathan Jaeger
njaeger@natejaeger.com
15118 San Jose Street
Mission Hills, CA 91345