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12	SUPERIOR COURT OF TH	E STATE OF CALIFORNIA
13	COUNTY OF	HUMBOLDT
14	•	
15	THE PEOPLE OF THE STATE OF	Case No.
16	CALIFORNIA ex. rel. XAVIER	Case No. CV 180 143
17	BECERRA, ATTORNEY GENERAL OF THE STATE OF CALIFORNIA,	
18	Plaintiff,	PETITION FOR WRIT OF MANDATE AND COMPLAINT FOR INJUNCTIVE
19	v.	RELIEF
20	HUMBOLDT COUNTY DEPARTMENT	
21	OF HEALTH AND HUMAN SERVICES;	
22	CONNIE BECK, IN HER OFFICIAL CAPACITY AS DIRECTOR; HUMBOLDT	
23	COUNTY SHERIFF'S OFFICE; WILLIAM HONSAL, IN HIS OFFICIAL CAPACITY AS	
24	Sheriff,	
25	Defendants.	
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	retution for writ of Mandate and	d Complaint for Injunctive Relief
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The People of the State of California, by and through Xavier Becerra, Attorney General of the State of California ("Plaintiff"), allege on information and belief as follows:

#### **INTRODUCTION**

4 The State of California has a compelling interest in preventing and detecting child abuse 5 and neglect. To that end, the Legislature has created two comprehensive statutory schemes to 6 protect the State's children. These child protection systems are of vital importance to the State's 7 interest in ensuring the safety and welfare of its most vulnerable citizens. California's Child 8 Abuse and Neglect Reporting Act, Penal Code section 11164 et seq. ("CANRA"), is the State's 9 "mandatory reporting" law that functions as the gateway to identifying potential victims of child 10 abuse and neglect. The purpose of CANRA is to protect children by mandating the reporting of 11 child abuse and neglect and ensuring the investigation of every report through increased 12 communication and information-sharing among child protective agencies. CANRA imposes two 13 important sets of obligations. First, CANRA designates certain professionals, known as 14 "mandated reporters," who are required to report suspected or known child abuse or neglect to 15 child protective agencies. Second, child protective agencies-local child welfare and law 16 enforcement agencies—are required to accept all such reports and ensure that every single one 17 (regardless of whether the reporter is "mandated" or not) is screened, cross-reported, coordinated, 18 and investigated in a timely manner. The Welfare & Institutions Code and its implementing 19 regulations, known as "Division 31" regulations, work in tandem with CANRA, providing 20 detailed requirements for social workers relating to the assessment of reports and the subsequent 21 investigation thereof. Mandated reporters and child protective agencies must comply with their 22 respective duties for the system to work as intended by the Legislature.

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In 2015, Plaintiff became aware of concerns that Humboldt County's Department of 24 Health and Human Services—Child Welfare Services division ("CWS") and Sheriff's Office 25 (collectively, "Defendants"), were not always receiving, responding to, and investigating reports 26 of child abuse and neglect as required by the applicable statutes. Because of the serious nature of 27 such concerns, the Attorney General of the State of California authorized an investigation to 28 determine whether Defendants were complying with CANRA and related provisions of the

Welfare & Institutions Code. The investigation revealed that Defendants had not sufficiently complied with their legal duties to respond to reports of child abuse and neglect, resulting in reports falling through the cracks and widespread distrust within the community.

4 Plaintiff recognizes the difficult nature of child protective work and the significant 5 challenges that child welfare workers and law enforcement officers are faced with day-to-day. 6 with limited resources. But noncompliance with child protection laws can lead to devastating 7 consequences for the affected children and their families. Recognizing the need to have a 8 properly functioning system, the parties have worked cooperatively to come to an agreement on 9 substantial changes to the mandated reporter system and how child abuse and neglect reports are 10 handled in Humboldt County. Plaintiff now seeks an order requiring Defendants to comply with 11 their mandated duties and implement necessary reforms to ensure that compliance continues. 12 Thus, Plaintiff respectfully requests that the Court enter Judgment as set forth in the proposed 13 Stipulated Judgment, concurrently filed with this Complaint.

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# PARTIES

1. 15 Plaintiff Xavier Becerra is the Attorney General of the State of California and the 16 chief law officer of the State. (Cal. Const., art. V, § 13.) As the head of the Department of 17 Justice, the Attorney General has the duty to ensure that the State's laws are uniformly and 18 adequately enforced for the protection of public rights and interests. (Ibid.; Gov. Code, §§ 12510, 19 15000.) The Attorney General "has broad powers derived from the common law, and in the 20 absence of legislative restriction, has the power to file any civil action or proceeding directly 21 involving the rights and interests of the state, or which he deems necessary for the enforcement of 22 the laws of the state, the preservation of order, and the protection of public rights and interests." 23 (Pierce v. Superior (1934) 1 Cal.2d 759, 761-762.) The Attorney General may enforce the laws 24 of the State by petitioning for a writ of mandate for an individual or entity to comply with the 25 laws of the State. (See Camp v. Bd. of Supervisors (1981) 123 Cal.App.3d 334, 353.) The 26 Department of Justice has statutory enforcement and regulatory authority under CANRA and as 27 such, has promulgated regulations relating to reports of child abuse. (See Pen. Code, §§ 11169, 28 11170, 11174, 11174.1; Cal. Code Regs., tit. 11, ch. 9, § 900 et seq.)

2. 1 Defendant CWS is Humboldt County's child welfare agency that provides child 2 welfare services to the County's children and families. Defendant Connie Beck is Director of the 3 Department of Health and Human Services and is sued in her official capacity only. Defendants 4 CWS and Beck are hereafter collectively referred to as "CWS." 5 3. Defendant Sheriff's Office is Humboldt County's law enforcement agency, which 6 provides responsive public safety services to the citizens of the County. Defendant William 7 Honsal is the Sheriff and is sued in his official capacity only. Defendants Sheriff's Office and 8 Honsal are hereafter collectively referred to as "Sheriff's Office." 9 JURISDICTION AND VENUE 10 4. This Court has jurisdiction over this case pursuant to California Code of Civil 11 Procedure sections 525-526 and 1085. 12 5. Venue for this action is proper in Humboldt County under California Code of Civil 13 Procedure section 394 because Defendants are public agencies situated in Humboldt County and 14 the events that gave rise to this Complaint occurred in Humboldt County. 15 **FACTUAL ALLEGATIONS** 16 6. In November 2015, the Attorney General's Office authorized an investigation into 17 Defendants' compliance with CANRA and the Welfare & Institutions Code. The investigation 18 focused on whether Defendants had complied with their legal duties to receive, screen, cross-19 report, coordinate, and conduct initial investigations of reports of child abuse and neglect, 20 otherwise known as "referrals." 7. 21 After a comprehensive investigation, Plaintiff found that Defendants, on a system-22 wide basis, had not complied with their legal duties pursuant to CANRA and the Welfare & 23 Institutions Code. Defendants expressed a willingness to address the issues identified during the 24 investigation cooperatively with Plaintiff and the parties worked together on several interim 25 measures to rectify some of the more urgent issues, such as the ability to reach a screener directly 26 when making a report of suspected child abuse or neglect. Defendants have also begun the 27 process of implementing several of the agreed-upon solutions identified in the attached proposed 28 Stipulated Judgment. 4

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# 24/7 Emergency Response System

8. A child welfare agency's emergency response system is the first point of contact for the majority of reports relating to child abuse or neglect coming from the community. The system is designed to ensure that all such reports are promptly and accurately evaluated by a social worker to determine whether a child is in imminent danger in his or her own home. It must function according to law for child protective agencies to become aware of potential child abuse or neglect in the first instance.

9. 8 Defendant CWS, however, did not have an emergency response system in place 9 that was available 24 hours a day, seven days a week, to receive, accept, and screen reports of 10 child abuse and neglect. During business hours, CWS screeners were not always available to take 11 reports by telephone. Mandated reporters and other persons who tried to make reports were often 12 unable to reach screeners and instead told to leave messages. Reporters would sometimes not 13 receive a call back for days, weeks, or months, if at all. There was also no attempt to triage calls 14 by ascertaining whether the report involved an emergency situation or imminent harm to the 15 child. CWS's response time was even more delayed after hours, on weekends, and during 16 holidays, because there was no mechanism in place to ensure that reports received during such 17 times were handled promptly, or at all, by an on-call social worker. As a result of CWS's 18 message-taking system, reporters described having to repeatedly call or try to contact CWS in 19 other ways in order for their reports to be received. When reports were received, they were not 20 always assessed by CWS screeners appropriately in accordance with the screening criteria and 21 response decisions were not always supported by the narrative description of the reports.

10. Defendant Sheriff's Office did not have policies or procedures in place to ensure
that all reports received were investigated promptly and that reports that fell outside of its
geographical jurisdiction were transferred to the appropriate agency. As a result, in some
instances, deputies did not respond to reports from the community, investigations were delayed,
and reporters who tried to make reports that may have fallen outside of the Sheriff's Office's
jurisdiction were told it was the wrong agency and reports were not taken.

# **Cross-Reporting and Coordination Between Agencies**

11. Child protective agencies must coordinate the handling of reports of child abuse or neglect with each other. When either agency receives a report, it must be cross-reported immediately, or as soon as practicably possible, subject only to exceptions that apply to certain types of reports. Cross-reporting and coordination are crucial elements of CANRA intended to ensure that no children fall through the cracks and that every single report is investigated in a timely manner by child welfare agencies, law enforcement agencies, or both.

8 12. Defendants, however, did not implement cooperative arrangements regarding the
9 handling of reports, including how cross-reports are exchanged among them and how to conduct
10 joint responses, if required. Defendants made some efforts to discuss coordination, but until
11 recently, there was no written agreement or agreed-upon arrangement.

12 13. Furthermore, as a result of deficient policies and procedures and a fundamental 13 misunderstanding of when cross-reports must be made, Defendants did not timely cross-report all 14 reports of child abuse or neglect to each other, resulting in cross-reports being ignored for days 15 and in some cases, even weeks. The main method by which agencies exchanged cross-reports 16 was by facsimile ("fax"). Fax machines, however, were only monitored during business hours. 17 During the investigation, Defendant CWS had a practice of faxing cross-reports from the week 18 late each Friday afternoon, thus resulting in many cross-reports being made in an untimely 19 manner.

14. Though Defendant Sheriff's Office was aware of CWS's practice of faxing crossreports each week on Friday afternoon, it failed to put in place a system to ensure that all crossreports from CWS were timely reviewed, such that some cross-reports, including those requesting
emergency responses, which were faxed to the Sheriff's Office after business hours or on
weekends were not reviewed until the following business day or after the weekend. In many
instances, cross-reports from the Sheriff's Office to other agencies like CWS were also untimely
and in some cases, not made until the conclusion of an investigation.

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- 1 15. There was also no mechanism in place at either agency to track cross-reports,
   2 resulting in inconsistent and deficient documentation, making it difficult to determine whether
   3 cross-reports were in fact exchanged for every report.
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# **Investigation of Reports**

5 16. Defendants did not investigate all reports of child abuse and neglect. Deputies 6 from Defendant Sheriff's Office were not always assigned to investigate cross-reports in a timely 7 manner, leading to lengthy delays in beginning an investigation. There were occasions when 8 deputies did not respond to community calls for assistance or complete case reports relating to 9 cases involving child abuse or neglect.

10 17. Defendant CWS did not investigate referrals in a timely manner, leading to delays 11 in response times for many referrals. After receiving a referral, CWS's assessment can lead to 12 two different decisions. CWS may "evaluate out" the referral, meaning that it does not conduct 13 an investigation, or "screen-in" the referral for an in-person investigation by a social worker. For 14 referrals that are screened-in, the investigation must be conducted immediately if there is a report 15 of imminent danger or within 10 calendar days for all other referrals. All referrals assigned for 16 investigation must be completed within 30 days, at which time a determination must be made to 17 either close the referral or open the case for ongoing child welfare services. CWS, however, only 18 made timely first face-to-face contact within the 10-day statutory period 64% of the time in 2015. 19 CWS's investigations also exceeded the mandated 30-day completion timeframe, taking on 20 average 97 days to complete an investigation in 2015. From 2010 to 2015, more than half of all 21 screened-in referrals took 63 days or more to close, with a number of referrals that were left open 22 for years.

18. In February 2017, while the investigation was still ongoing, Plaintiff raised
concerns with CWS regarding the continuing inability of reporters to reach screeners when trying
to make a report. CWS agreed to implement interim procedures to ensure that reports were
transferred directly to screeners instead of continuing to use the message-taking system. CWS
also began the process of seeking additional resources for training on hotline and screening
procedures. During this time, Defendants finalized a Memorandum of Understanding (MOU) to

1	coordinate the handling of reports. After months of negotiations, the parties have come to an				
2	extensive agreement on a long-term plan to address the violations raised by the investigation, as				
3	set forth in the proposed Stipulated Judgment.				
4	CAUSES OF ACTION				
5	FIRST CAUSE OF ACTION				
6	Writ of Mandate—Code Civ. Proc. § 1085 (Violation of Penal Code § 11165.9)				
7	(Against Defendants CWS and Sheriff's Office)				
8	19. Plaintiff realleges all paragraphs set forth above and incorporates them by				
9	reference as though they were fully set forth in this cause of action.				
10	20. Plaintiff is a beneficially interested party entitled to a peremptory writ of mandate				
11	to "compel the performance of an act which the law specially enjoins." (Code Civ. Proc.,				
12	1085.)				
13	21. Penal Code section 11165.9 requires county welfare and law enforcement agencies	S			
14	to accept all reports of suspected child abuse and neglect from any person, whether that person is				
15	"mandated" or not. Agencies cannot refuse to accept a report, even if it falls outside their				
16	geographical or subject matter jurisdiction.				
17	22. Defendant Sheriff's Office has not complied with its clear, present, and				
18.	ministerial duty to accept all reports, including those outside its geographical jurisdiction.				
19	23. Defendant CWS has not complied with its clear, present, and ministerial duty to				
20	ensure that an emergency response system is in place to accept reports at all times.				
21	24. Plaintiff has no plain, speedy, or adequate remedy at law except by way of this				
22	petition for writ of mandate.				
23	25. The Court must issue a writ of mandate directing Defendants to comply fully with				
24	Penal Code section 11165.9.				
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	Petition for Writ of Mandate and Complaint for Injunctive Relief				

1	SECOND CAUSE OF ACTION
2	Writ of Mandate—Code Civ. Proc. § 1085 (Violation of Welfare & Institutions Code §§ 16501, subdivision (f), 16504, and Division 31 regulations)
3 4	(Against Defendant CWS)
5	26. Plaintiff realleges all paragraphs set forth above and incorporates them by
6	reference as though they were fully set forth in this cause of action.
7	27. Plaintiff is a beneficially interested party entitled to a peremptory writ of mandate
8	to "compel the performance of an act which the law specially enjoins." (Code Civ. Proc., §
9	1085.)
10	28. Pursuant to Welfare and Institutions Code sections 16501, subdivision (f), and
11	16504, child welfare agencies are required to have an emergency response system that is available
12	24 hours a day, seven days a week, to receive and screen reports of child abuse and neglect.
13	29. Welfare & Institution Code sections 16501, subdivision (f), 16504, and Division
14	31 regulations, sections 31-101, 31-105, 31-115, 31-120, and 31-125 also require social workers
15	to conduct an (1) in-person investigation immediately in situations involving imminent danger or
16	immediate risk of abuse, neglect, or exploitation to the child; or (2) an in-person investigation
17	within 10 calendar days if an in-person investigation is appropriate and the social worker has
18	determined that an immediate investigation is not needed. Section 31-101 of the Division 31
19	regulations requires all investigations to be completed within 30 calendar days, at which time the
20	social worker must either close the referral if child welfare services are unnecessary or open the
21	case for ongoing child welfare services.
22	30. Defendant CWS has not complied with its clear, present, and ministerial duties to
23	have an emergency response system in place that is available 24 hours a day, seven days a week,
24	to conduct investigations within 10 calendar days after it has determined that an immediate
25	investigation is not needed, and to complete investigations within 30 days.
26	31. Plaintiff has no plain, speedy, or adequate remedy at law except by way of this
27	petition for writ of mandate.
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1	32. The Court must issue a writ of mandate directing Defendant CWS to comply fully		
2	with Welfare & Institution Code sections 16501, subdivision (f), 16504, and Division 31		
3	regulations.		
4	THIRD CAUSE OF ACTION		
5	Writ of Mandate—Code Civ. Proc. § 1085 (Violation of Penal Code § 11166, subdivisions (j) & (k))		
6	(Against Defendants CWS and Sheriff's Office)		
7	33. Plaintiff realleges all paragraphs set forth above and incorporates them by		
8	reference as though they were fully set forth in this cause of action.		
9	34. Plaintiff is a beneficially interested party entitled to a peremptory writ of mandate		
10	to "compel the performance of an act which the law specially enjoins." (Code Civ. Proc., §		
11	1085.)		
12	35. Pursuant to Penal Code section 11166, subdivision (j), county welfare agencies		
13	must "immediately, or as soon as practicably possible" cross-report by telephone, fax, or		
14	electronic transmission to law enforcement every known or suspected instance of child abuse or		
15	neglect, with the exception of acts or omissions coming within subdivision (b) of section 11165.2		
16	or reports made pursuant to section 11165.13. Penal Code section 11166, subdivision (k),		
17	requires law enforcement agencies to "immediately, or as soon as practicably possible" cross-		
18	report by telephone, fax, or electronic transmission to county welfare agencies all reports of		
19	known or suspected child abuse or neglect. The agencies must also cross-report to the District		
20	Attorney's office in accordance with Penal Code section 11166, subdivisions (j) and (k).		
21	36. Defendants have not complied with their clear, present, and ministerial duties to		
22	comply with cross-reporting obligations set forth in Penal Code section 11166, subdivisions (j)		
23	and (k). (See B.H. v. County of San Bernardino (2015) 62 Cal.4th 168, 185-186.)		
24	37. Plaintiff has no plain, speedy, or adequate remedy at law except by way of this		
25	petition for writ of mandate.		
26	38. The Court must issue a writ of mandate directing Defendants to comply fully with		
27	Penal Code section 11166, subdivisions (j) and (k).		
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	10		
	Petition for Writ of Mandate and Complaint for Injunctive Relief		

7       to "compel the performance of an act which the law specially enjoins." (Code Civ. Proc., §         8       1085.)         9       41. Penal Code section 11166.3, subdivision (a), requires county welfare and law         10       enforcement agencies to "develop and implement cooperative arrangements in order to coordin         11       existing duties in connection with the investigation of suspected child abuse or neglect cases."         12       Law enforcement agencies must investigate all reports within its jurisdiction and report to the         13       county welfare or probation department that it is investigating the case within 36 hours of startian investigation.         14       an investigation.         15       42. Defendants have not complied with their clear, present, and ministerial duties to create cooperative arrangements relating to the handling of child abuse and neglect reports.         17       43. Defendant Sheriff's Office has not complied with its clear, present, and         18       ministerial duty to investigate all reports in a timely manner.         19       44. Plaintiff has no plain, speedy, or adequate remedy at law except by way of this petition for writ of mandate.         21       45. The Court must issue a writ of mandate directing Defendants to comply fully with the Court enter judgment against         22       Penal Code section 11166.3, subdivision (a).         23 <b>PRAYER FOR RELIEF</b> 24       WHERE		
2Writ of Mandatc—Code Civ. Proc. § 1085 (Violation of Penal Code § 11166.3, subdivision (a)) (Against Defendants CWS and Sheriff's Office)339. Plaintiff realleges all paragraphs set forth above and incorporates them by reference as though they were fully set forth in this cause of action.640. Plaintiff is a beneficially interested party entitled to a peremptory writ of mandat to "compel the performance of an act which the law specially enjoins." (Code Civ. Proc., § 1085.)941. Penal Code section 11166.3, subdivision (a), requires county welfare and law enforcement agencies to "develop and implement cooperative arrangements in order to coordin existing duties in connection with the investigation of suspected child abuse or neglect cases." Law enforcement agencies must investigate all reports within its jurisdiction and report to the county welfare or probation department that it is investigating the case within 36 hours of start an investigation.1542. Defendants have not complied with their clear, present, and ministerial duties to create cooperative arrangements relating to the handling of child abuse and neglect reports.1743. Defendant Sheriff's Office has not complied with its clear, present, and ministerial duty to investigate all reports in a timely manner.1844. Plaintiff has no plain, speedy, or adequate remedy at law except by way of this petition for writ of mandate.2145. The Court must issue a writ of mandate directing Defendants to comply fully with Penal Code section 11166.3, subdivision (a).22Penal Code section 11166.3, subdivision (a).23Implement cooperative and performance.24VHEREFORE, Plaintiff respectfully prays that the Court enter judgment against <th></th> <th></th>		
2       Writ of Mandate—Code Civ. Proc. § 1085 (Violation of Penal Code § 11166.3, subdivision (a))         3       39. Plaintiff realleges all paragraphs set forth above and incorporates them by         5       reference as though they were fully set forth in this cause of action.         6       40. Plaintiff is a beneficially interested party entitled to a peremptory writ of mandat         7       to "compet the performance of an act which the law specially enjoins." (Code Civ. Proc., §         8       1085.)         9       41. Penal Code section 11166.3, subdivision (a), requires county welfare and law         10       enforcement agencies to "develop and implement cooperative arrangements in order to coordin         11       existing duties in connection with the investigation of suspected child abuse or neglect cases."         12       Law enforcement agencies must investigate all reports within its jurisdiction and report to the         13       county welfare or probation department that it is investigating the case within 36 hours of startian investigation.         14       an investigation.         15       42. Defendants have not complied with their clear, present, and ministerial duties         16       to create cooperative arrangements relating to the handling of child abuse and neglect reports.         17       43. Defendant Sheriff's Office has not complied with its clear, present, and         18       ministerial duty to investigate all re	1	FOURTH CAUSE OF ACTION
3       (Against Defendants Code § 11160.5, studicysion (a))         3       39. Plaintiff realleges all paragraphs set forth above and incorporates them by         5       reference as though they were fully set forth in this cause of action.         6       40. Plaintiff is a beneficially interested party entitled to a peremptory writ of mandat         7       to "compel the performance of an act which the law specially enjoins." (Code Civ. Proc., §         8       1085.)         9       41. Penal Code section 11166.3, subdivision (a), requires county welfare and law         10       enforcement agencies to "develop and implement cooperative arrangements in order to coordin         11       existing dutics in connection with the investigation of suspected child abuse or neglect cases."         12       Law enforcement agencies must investigate all reports within its jurisdiction and report to the         13       county welfare or probation department that it is investigating the case within 36 hours of starti         14       an investigation.         15       42. Defendants have not complied with their clear, present, and ministerial duties         16       to create cooperative arrangements relating to the handling of child abuse and neglect reports.         17       43. Defendant Sheriff's Office has not complied with its clear, present, and         18       ministerial duty to investigate all reports in a timely manner.		Writ of Mandate—Code Civ. Proc. § 1085
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8       1085.)         9       41. Penal Code section 11166.3, subdivision (a), requires county welfare and law         10       enforcement agencies to "develop and implement cooperative arrangements in order to coordin         11       existing duties in connection with the investigation of suspected child abuse or neglect cases."         12       Law enforcement agencies must investigate all reports within its jurisdiction and report to the         13       county welfare or probation department that it is investigating the case within 36 hours of startian investigation.         15       42. Defendants have not complied with their clear, present, and ministerial duties to create cooperative arrangements relating to the handling of child abuse and neglect reports.         16       to create cooperative arrangements relating to the handling of child abuse and neglect reports.         17       43. Defendant Sheriff's Office has not complied with its clear, present, and         18       ministerial duty to investigate all reports in a timely manner.         19       44. Plaintiff has no plain, speedy, or adequate remedy at law except by way of this petition for writ of mandate.         21       Penal Code section 11166.3, subdivision (a).         23       PRAYER FOR RELIEF         24       WHEREFORE, Plaintiff respectfully prays that the Court enter judgment against         25       Defendants as follows:         26       1. For the Court to issue a writ of	6	40. Plaintiff is a beneficially interested party entitled to a peremptory writ of mandate
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28	28	
11           Petition for Writ of Mandate and Complaint for Injunctive Relief		

1	11166.3, and Welfare & Institutions Code sections 16051, subdivision (f), 16504, and Division 31
2	regulations;

3 2. For the Court to issue an order prohibiting Defendants from engaging in the
4 practices challenged in this Complaint, requiring Defendants to implement the injunctive relief
5 provisions as set forth in the proposed Stipulated Judgment and entering final judgment;

6 3. For the Court to exercise continuing jurisdiction over this action to ensure that
7 Defendants comply with the writ of mandate of this Court and the judgment as set forth in the
8 proposed Stipulated Judgment;

For such other and further relief as the Court deems just and proper.

11 Dated: February 13, 2018

4.

Respectfully Submitted,

XAVIER BECERRA Attorney General of California

CHRISTINE CHUANG Deputy Attorney General Attorneys for THE PEOPLE OF THE STATE OF CALIFORNIA