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Exempt from filing
fees. Government Code
§ 6103.

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11 *Attorneys for Petitioner and Plaintiff*
12 CITY OF LOS ANGELES, DEPARTMENT OF WATER AND
POWER

13
14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 FOR THE COUNTY OF KERN

16
17 CITY OF LOS ANGELES
DEPARTMENT OF WATER AND
18 POWER,
19 Petitioner and Plaintiff,
20 vs.
21 GREAT BASIN UNIFIED AIR
POLLUTION CONTROL DISTRICT,
22 Respondents and Defendant.
23

Case No. S-1500-CV-235642
[Case transferred from Inyo County Superior
Court to Kern County Superior Court. The
case was designated as Inyo County Superior
Case No. SICVPT-06-41092]

**REQUEST FOR HEARING ON MERITS
OF FIRST AMENDED AND
SUPPLEMENTAL VERIFIED PETITION
FOR WRIT OF ADMINISTRATIVE AND
TRADITIONAL MANDAMUS**

(Public Resources Code § 21167.4(a))
CEQA

1 TO THE COURT, ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF
2 RECORD:

3 PLEASE TAKE NOTICE that pursuant to Public Resources Code § 21167.4(a),
4 Petitioner and Plaintiff CITY OF LOS ANGELES DEPARTMENT OF WATER AND
5 POWER ("City") hereby requests that a hearing be held on the merits of the City's First
6 Amended and Supplemental Verified Petition For Writ of Administrative and Traditional
7 Mandamus in the above-captioned matter ("FASVP"). The City filed the FASVP in the
8 Inyo County Superior Court on May 4, 2006. On July 10, 2006, the Inyo County Superior
9 Court ordered that this matter be transferred to the Kern County Superior Court. The
10 Sixth and Seventh Causes of Action in the FASVP assert claims under the California
11 Environmental Quality Act, Public Resources Code Section 21000 *et seq.*

12 Dated: July 25, 2006

MANATT, PHELPS & PHILLIPS, LLP
CRAIG A. MOYER (Bar No. 094187)
MARK D. JOHNSON (Bar No. 135288)
MARC LUESEBRINK (Bar No. 215735)

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14
15
16 By: 

Mark D. Johnson
Attorneys for
CITY OF LOS ANGELES
DEPARTMENT OF WATER
AND POWER

1 **PROOF OF SERVICE**

2 I, C.M. Guitian, declare:

3 I am a citizen of the United States and employed in Los Angeles County, California. I am
4 over the age of eighteen years and not a party to the within-entitled action. My business address
5 is 11355 West Olympic Boulevard, Los Angeles, California 90064-1614. On July 26, 2006, I
6 served a copy of the within document(s):

7 **REQUEST FOR HEARING ON MERITS OF FIRST AMENDED AND
8 SUPPLEMENTAL VERIFIED PETITION FOR WRIT OF
9 ADMINISTRATIVE AND TRADITIONAL MANDAMUS**

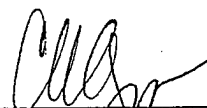
- 10 by transmitting via facsimile the document(s) listed above to the fax number(s) set
11 forth below on this date before 5:00 p.m.
- 12 by placing the document(s) listed above in a sealed envelope with postage thereon
13 fully prepaid, in the United States mail at Los Angeles, California addressed as set
14 forth below.
- 15 by placing the document(s) listed above in a sealed Golden State Overnight
16 envelope and affixing a pre-paid air bill, and causing the envelope to be delivered
17 to a Golden State Overnight agent for delivery.
- 18 by personally delivering the document(s) listed above to the person(s) at the
19 address(es) set forth below.

20 Peter Hsiao, Esq.
21 Morrison & Foerster LLP
22 555 West Fifth Street
23 Los Angeles, CA 90013-1024
24 Tel.: 213/892-5200
25 Fax: 213/892-5454

26 I am readily familiar with the firm's practice of collection and processing correspondence
27 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
28 day with postage thereon fully prepaid in the ordinary course of business. I am aware that 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.

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

Executed on July 26, 2006, at Los Angeles, California.



C.M. Guitian