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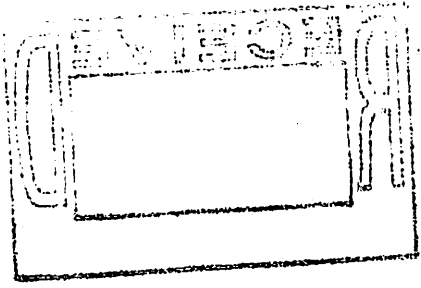


9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF SACRAMENTO
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14 **CITY OF BELLFLOWER; SUCCESSOR**
AGENCY OF THE DISSOLVED
15 **REDEVELOPMENT AGENCY OF THE**
CITY OF BELLFLOWER; CITY OF
16 **CERRITOS; CERRITOS**
REDEVELOPMENT AGENCY
17 **SUCCESSOR AGENCY; CITY OF**
CHULA VISTA; CHULA VISTA
18 **REDEVELOPMENT AGENCY**
SUCCESSOR AGENCY; CITY OF EL
19 **CENTRO; EL CENTRO**
REDEVELOPMENT AGENCY
20 **SUCCESSOR AGENCY; CITY OF**
FOLSOM; FOLSOM REDEVELOPMENT
21 **AGENCY SUCCESSOR AGENCY; CITY**
OF GRASS VALLEY; GRASS VALLEY
22 **REDEVELOPMENT AGENCY**
SUCCESSOR AGENCY; CITY OF
23 **HUGHSON; HUGHSON**
REDEVELOPMENT AGENCY
24 **SUCCESSOR AGENCY; CITY OF**
LOMPOC; SUCCESSOR AGENCY TO
25 **THE DISSOLVED LOMPOC**
REDEVELOPMENT AGENCY; CITY OF
26 **OXNARD; OXNARD COMMUNITY**
DEVELOPMENT COMMISSION
27 **SUCCESSOR AGENCY; CITY OF SAN**
GABRIEL; SAN GABRIEL
28 **REDEVELOPMENT AGENCY**

Case No. 34-2012-80001269

**ANSWER OF RESPONDENT ANA
MATOSANTOS IN HER CAPACITY AS
DIRECTOR OF THE DEPARTMENT OF
FINANCE**



1 **SUCCESSOR AGENCY; CITY OF**
2 **SIGNAL HILL; SIGNAL HILL**
3 **REDEVELOPMENT AGENCY**
4 **SUCCESSOR AGENCY; CITY OF**
5 **TRUCKEE, TRUCKEE**
6 **REDEVELOPMENT AGENCY**
7 **SUCCESSOR AGENCY; CITY OF**
8 **TULARE; TULARE REDEVELOPMENT**
9 **AGENCY SUCCESSOR AGENCY,**

6 Plaintiffs and Petitioners,

7 v.

8 **ANA MATOSANTOS, in her official**
9 **capacity as California State Director of**
10 **Finance; CALIFORNIA STATE BOARD**
11 **OF EQUALIZATION; WENDY**
12 **WATANABE, in her official capacity as Los**
13 **Angeles County Auditor-Controller, RITA**
14 **WOODARD, in her official capacity as**
15 **Tulare County Auditor-Controller;**
16 **MARCIA SALTER, in her official capacity**
17 **as Nevada County Auditor-Controller;**
18 **JULIE VALVERDE in her official capacity**
19 **as Sacramento County Auditor-Controller;**
20 **DOUGLAS NEWLAND in his official**
21 **capacity as Imperial County Auditor-**
22 **Controller; LAUREN KLEIN in her official**
23 **capacity as Stanislaus County Auditor-**
24 **Controller; TRACY SANDOVAL in her**
25 **official capacity as San Diego County**
26 **Auditor-Controller; CHRISTINE L.**
27 **COHEN in her official capacity as Ventura**
28 **County Auditor-Controller; ROBERT W.**
GEIS, in his official capacity as Santa
Barbara County Auditor-Controller,

20 Defendants and
21 Respondents.

22 Defendant and Respondent Ana Matosantos, Director of the Department of Finance,
23 answers the Complaint for Declaratory and Injunctive Relief and Petition for Writ of Mandate
24 filed by Petitioners as follows:

25 **GENERAL DENIAL**

26 Respondent generally denies each and every allegation set forth in the complaint pursuant
27 to California Code of Civil Procedure section 431.30, subdivision (d). In addition, without
28

1 admitting any allegations contained in the complaint, respondent asserts the following defenses
2 based on information and belief:

3 **FIRST DEFENSE**

4 The petition, and each cause of action alleged therein, fails to state facts sufficient to
5 constitute a cause of action against Respondent.

6 **SECOND DEFENSE**

7 Petitioners have failed to comply with the applicable statute of limitations.

8 **THIRD DEFENSE**

9 Petitioners lack standing to bring this action and the causes of action asserted in it.

10 **FOURTH DEFENSE**

11 The petition, and each cause of action alleged therein, is barred because the action is
12 premature and is not ripe, and no actual controversy exists.

13 **FIFTH DEFENSE**

14 The petition, and each cause of action alleged therein, is barred because the action is moot
15 and no actual controversy exists.

16 **SIXTH DEFENSE**

17 Petitioners have failed to exhaust administrative remedies.

18 **SEVENTH DEFENSE**

19 The petition, and each cause of action, is barred by the doctrines of estoppel, laches, and/or
20 waiver.

21 **EIGHTH DEFENSE**

22 To the extent that the petition asks the court to re-write various statutes or constitutional
23 provisions, this court has no jurisdiction.

24 **NINTH DEFENSE**

25 All alleged acts or omissions by Respondent, her agents, employees, or representatives
26 were discretionary acts or omissions such that a writ of mandate may not issue to control the
27 exercise of such discretion.
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TENTH DEFENSE

All alleged acts done by Respondent, her agents, employees, or representatives were performed fairly, in good faith and for a lawful purpose, and were reasonable and justified under the circumstances.

ELEVENTH DEFENSE

The petition, and each cause of action, fails because respondent has simply fulfilled her duties as provided by law.

TWELFTH DEFENSE

Petitioner has failed to name various indispensable parties to this action.

THIRTEENTH DEFENSE

Allegations in the petition are barred by the doctrine of res judicata.

FOURTEENTH DEFENSE

Respondent asserts a reservation of rights to amend should any further defenses become apparent in the course of this action.

WHEREFORE, Respondent prays that:

1. The Complaint for Declaratory and Injunctive Relief and Petition for Writ of Mandate, and all claims and prayers for relief therein, be denied in their entirety;
2. Petitioner takes nothing from Respondent by this action;
3. Respondent be awarded her costs incurred in defending this action; and
4. Respondent be awarded such further relief that the Court may deem just and proper.

1 Dated: October 24, 2012

Respectfully Submitted,

2 KAMALA D. HARRIS
3 Attorney General of California
4 PETER K. SOUTHWORTH
5 Supervising Deputy Attorney General

6 

7 SETH E. GOLDSTEIN
8 Deputy Attorney General
9 *Attorneys for Defendant and Respondent*
10 *Ana Matosantos, Director of the Department*
11 *of Finance*

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DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **City of Bellflower, et al. v. Ana Matosantos, et al.**
No.: **34-2012-80001269**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On October 24, 2012, I served the attached **Answer of Respondent Ana Matosantos** by placing a true copy thereof enclosed in a sealed envelope in the internal mail collection system at the Office of the Attorney General at 1300 I Street, Suite 125, P.O. Box 944255, Sacramento, CA 94244-2550, addressed as follows:

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on October 24, 2012, at Sacramento, California.

Scott De Medeiros
Declarant

Scott De Medeiros
Signature

Case Name: **City of Bellflower, et al. v. Ana Matosantos, et al.**
No.: **34-2012-80001269**

SERVICE LIST – Updated October 24, 2012

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