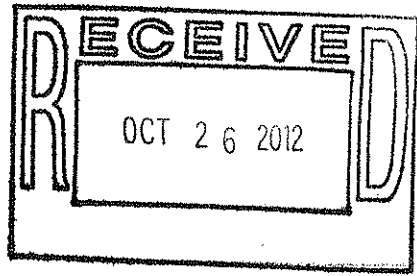


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7 As Tulare County Auditor-Controller

[Exempt from Filing Fees  
Government Code §6103]

8 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SACRAMENTO

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10  
11 CITY OF BELLFLOWER; SUCCESSOR AGENCY )  
OF THE DISSOLVED REDEVELOPMENT AGENCY )  
12 OF THE CITY OF BELLFLOWER; CITY OF )  
CERTITOS, CERRITOS REDEVELOPMENT AGANCY )  
13 SUCCESSOR AGENCY; CITY OF CHUOLA VISTA; )  
CHULA VISTA REDEVELOPMENT AGENCY )  
14 SUCCESSOR AGENCY; CITY OF EL CENTRO; EL )  
CENTRO REDEVELOPMENT AGENCY SUCCESSOR )  
15 AGENCY; CITY OF FOLSOM; FOLSOM )  
REDEVELOPMENT AGENCY SUCCESSOR )  
16 AGENCY; CITY OF GRASS VALLEY; GRASS )  
VALLEY REDEVELOPMENT AGENCY SUCCESSOR )  
17 AGENCY; CITY OF HUGHSON; HUGHSON )  
REDEVELOPMENT AGENCY SUCCESSOR AGENCY;) )  
18 CITY OF LOMPOC, SUCCESSOR AGENCY TO THE )  
LOMPOC REDEVELOPMENT AGENCY; CITY OF )  
19 OXNARD; OXNARD COMMUNITY DEVELOPMENT )  
COMMISSION SUCCESSOR AGENCY; CITY OF SAN )  
20 GABRIEL; SAN GABRIEL REDEVELOPMENT )  
AGENCY SUCCESSOR AGENCY; CITY OF SIGNAL )  
21 HILL; SIGNAL HILL REDEVELOPMENT AGENCY )  
SUCCESSOR AGENCY; CITY OF TRUCKEE; )  
22 TRUCKEE REDEVELOPMENT AGRENCY )  
SUCCESSOR AGENCY; CITY OF TULARE, TULARE )  
23 REDEVELOPMENT AGENCY SUCCESSOR AGENCY, )  
24 )

NO. 34-2012-80001269

GENERAL DENIAL BY  
DEFENDANT RITA  
WOODARD IN HER  
OFFICIAL CAPACITY AS  
TULARE COUNTY  
AUDITOR-CONTROLLER  
TO COMPLAINT FOR  
DECLARATORY AND  
INJUNCTIVE RELIEF AND  
FOR PETITION FOR WRIT  
OF MANDATE;  
AFFIRMATIVE DEFENSES

Complaint Filed: 9/19/12  
Assigned to Judge Frawley  
Dept.: 29

25 Petitioners/Plaintiffs, )  
26 vs. )  
27 ANA MATOSANTOS, in her official capacity as California) )  
28 State Director of Finance; CALIFORNIA STATE BOARD)

County Counsel  
Tulare County  
Visalia, California

1 OF EQUALIZATION; WENDY WATANABE, in her )  
 2 official capacity as Los Angeles County Auditor-Controller;) )  
 3 RITA WOODARD, , in her official capacity as Tulare )  
 4 County Auditor-Controller; MARCIA SALTER , in her )  
 5 official capacity as Nevada County Auditor-Controller; )  
 6 JULIE VALVERDE , in her official capacity as Sacramento )  
 7 County Auditor-Controller; DOUGLAS NEWLAND , in )  
 8 his official capacity as Imperial County Auditor-Controller;) )  
 9 LAUREN KLEIN in her official capacity as Stanislaus )  
 10 County Auditor-Controller; TRACY SANDOVAL in her )  
 11 official capacity as San Diego County Auditor-Controller; )  
 12 CHRISTINE L. COHEN in her official capacity as Ventura )  
 13 County Auditor-Controller; ROBERT W. GEIS, in his )  
 14 official capacity as Santa Barbara County Auditor- )  
 15 Controller; and DOES 1-10, inclusive )  
 16 \_\_\_\_\_ )  
 17 Respondents/Defendants. )

18 COMES NOW Respondent and Defendant RITA WOODARD in her official capacity as Tulare  
 19 County Auditor-Controller (“Defendant”), and in answer to the unverified Complaint and Petition  
 20 for Writ of Mandate generally denies each and every allegation contained therein pursuant to section  
 21 431.20(d) of the California Code of Civil Procedure.

22 **AFFIRMATIVE DEFENSES**

- 23 1. The Complaint on file herein fails to state facts sufficient to constitute a cause of action  
 24 against this answering defendant.
- 25 2. At all times relevant to this litigation the acts or omissions of this answering defendant were  
 26 done while exercising due care in the execution or enforcement of a law thereby precluding the  
 27 plaintiffs from any recovery from this answering defendant. Cal. Government Code section 820.4.
- 28 3. This answering defendant is immune from liability in that the damages, if any, sustained by  
 the plaintiffs at the times and places alleged in the Complaint on file herein were a direct and  
 proximate result of the acts, omissions or negligence of third parties not within the knowledge or  
 control of this answering defendant, and were sustained, if at all, without any negligence or wrongful  
 act or omission on the part of this answering defendant. Cal. Government Code section 820.8.

1 4. At all times relevant to this litigation, this answering defendant acted in good faith, without  
2 malice, and under the apparent authority of an enactment thereby precluding the plaintiffs from  
3 recovering from this answering defendant. Cal. Government Code section 820.6.

4 5. The plaintiffs, through the exercise of reasonable effort, could have mitigated their amount of  
5 damages, if any there were, but plaintiffs have failed and refused, and continue to fail and refuse, to  
6 exercise a reasonable effort from seeking recovery for those damages.

7  
8 6. The plaintiffs are estopped by their own conduct from asserting the allegations in the  
9 Complaint on file herein.

10 7. The plaintiffs' claim is barred by laches.

11 8. If the conduct of this answering defendant is found to have been wrongful, which this  
12 answering defendant has denied and continues to deny, then the plaintiffs' claim is barred by the  
13 doctrine of unclean hands.

14  
15 9. This answering defendant acted in good faith and did not directly or indirectly perform any  
16 acts whatsoever which would constitute a violation of any state or federal rights possessed by the  
17 plaintiffs.

18 10. This answering defendant acted in good faith and did not directly or indirectly perform any  
19 acts whatsoever which would constitute a breach of any duty owed to the plaintiffs.  
20

21 WHEREFORE, Respondent and Defendant Woodard prays for relief as follows:

- 22 1. That the Petition and Complaint as against respondent and defendant Rita Woodard be  
23 denied;
- 24 2. That Petitioners' and Plaintiffs' claims against Respondents be dismissed;
- 25 3. That judgment be entered in favor of Respondent and Defendant Woodard;
- 26 4. For attorney fees;
- 27 5. For costs of suit;

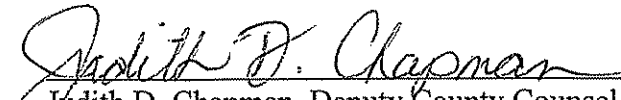
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6. For such other and further relief as the court deems just and proper.

Dated: October 22, 2012

KATHLEEN BALES-LANGE  
Tulare County Counsel

By:  
Tulare County Counsel

  
Judith D. Chapman, Deputy County Counsel  
Attorneys for Respondent/Defendant  
Rita Woodard

NAN/10/22/2012/20121529/501917/501917

