

1 BILL LOCKYER  
2 Attorney General of the State of California  
3 DOUGLAS M. PRESS  
4 Supervising Deputy Attorney General  
5 CHARLTON G. HOLLAND, III, State Bar No. 36404  
6 Deputy Attorney General  
7 455 Golden Gate Avenue, Suite 11000  
8 San Francisco, CA 94102-7004  
9 Telephone: (415) 703-5519  
10 Fax: (415) 703-5480

11 Attorneys for Respondent

ORIGINAL  
FILED  
San Francisco County Superior Court

JUL 25 2006

GORDON PARK-LI, Clerk  
BY: Judith C. Roemer  
Deputy Clerk

12 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
13 COUNTY OF SAN FRANCISCO

14 STAND! AGAINST DOMESTIC VIOLENCE  
15 COMMUNITY OVERCOMING RELATIONSHIP  
16 ABUSE, & LETICIA GONZALEZ,

17 Petitioners,

18 v.

19 DENNIS BOYLE, Director, Department of  
20 Social Services,

21 Respondent.

CASE NO. CPF-05-505704 (Jur)  
ORDER PURSUANT TO  
STIPULATION to resolve  
the action

22 WHEREAS, the parties to this litigation, Petitioners STAND!, CORA, and LETICIA  
23 GONZALEZ and Respondent DENNIS BOYLE, named as a party in his capacity as Director of  
24 the California Department of Social Services (CDSS), believing it is in their best interest to  
25 resolve the issues in the above-captioned case without further litigation, have entered into the  
26 following stipulation for disposition and resolution of this action, and request herein that this  
27 stipulation be made an Order of this Court, signed and duly entered, as set forth below.

28 1. Regarding the First Cause of Action (set forth at paragraphs 41 through 45 of the  
Verified Petition for Writ of Mandamus), Petitioners and Respondent agree that Respondent shall  
set aside the order of Administrative Hearing Decision number 2004362019 that denies  
Petitioner Gonzalez's claim that her two youngest children should not be subject to the  
maximum family grant rule because they were conceived as a result of domestic abuse, and shall

1 issue, no later than 60 days after service of this ORDER PURSUANT TO STIPULATION upon  
2 Respondent, a Decision Pursuant to Court Order, ordering Los Angeles County to make a  
3 determination on the issue of Petitioner's claim that she is eligible for a domestic abuse waiver of  
4 the application to her children, taking into consideration the policies set forth in All-County  
5 Information Notice (ACIN) I-02-06 regarding application of the waiver of CalWORKS' program  
6 requirements for victims of domestic abuse who have a child(ren) who come under the  
7 provisions of the maximum family grant rule (Welfare and Institutions Code section 11450.04).

8       2. Regarding the Second Cause of Action (set forth at paragraphs 46 through 51 of the  
9 Verified Petition for Writ of Mandamus), Respondent has issued an All County Information  
10 Notice I-02-06 (ACIN) on or about January 9, 2006 (attached to this Stipulation as Exhibit A  
11 and incorporated herein by reference) setting forth the CDSS' policy regarding the application of  
12 waivers of compliance with CalWORKs program requirements for victims of domestic abuse in  
13 conformity with state law Welfare and Institutions Code section 11495 et. seq. and the domestic  
14 abuse regulations in the Manual of Policies and Procedures.

15       3. Based upon Respondent's action of issuing the ACIN, and within 30 days of  
16 Respondent's issuance of the Decision Pursuant to Court Order, ordering the County of Los  
17 Angeles to reconsider the issues raised by the Petitioner Gonzalez in Administrative Hearing  
18 Decision number 2004362019, Petitioners agree to dismiss with prejudice the Verified Petition  
19 for Writ of Mandate.

20       4. None of the parties to this action admits to any improper, wrongful, negligent or illegal  
21 act by entering into this stipulation.

22       5. The Court shall retain jurisdiction to enforce this stipulation and to determine any  
23 claim for attorney's fees filed after this stipulation has been made an Order of this Court upon  
24 approval, signing and entry. However, no motion or other application for attorney's fees shall be  
25 made to this Court later than 120 days after the entry of this Order.

26       6. This stipulation has been drafted by all the parties. In the event a court is required to  
27 interpret this agreement, no party shall have the right to argue that the other is responsible for any  
28 ambiguity of the language of the stipulation, and any uncertainty or ambiguity shall not be

1 interpreted against any one party.

2 7. The parties agree that this stipulation may be signed in counterparts and facsimile  
3 copies accepted as the original if necessary. This stipulation shall be considered fully binding as  
4 if the parties had executed the same document at the same time.

5 8. This stipulation constitutes the entire agreement between the parties with respect to this  
6 case. Moreover, the terms of this stipulation cannot be amended except in writing, signed by all  
7 the parties thereto.

8 9. The parties executing this settlement warrant and represent that they have full legal  
9 authority to do so and are fully able to satisfy any and all obligations assumed therein.

10 10. This stipulation shall be submitted to the Court for approval and order. Once the order  
11 is signed and filed by the Court, it shall become binding upon the parties.

12 So agreed and respectfully submitted:

13  
14 Dated: 6/26/06

NEIGHBORHOOD LEGAL SERVICES OF  
LOS ANGELES COUNTY

15  
16 By: 

17 Abby McClelland  
Attorneys for Petitioner  
LETICIA GONZALEZ

18  
19 Dated: 6/28/06

WESTERN CENTER ON LAW & POVERTY

20  
21 By: 

22 Dora Lopez  
Attorneys for Petitioner  
LETICIA GONZALEZ

23 Dated: 6-20-06

BAY AREA LEGAL AID

24  
25 By: 

26 Minouche Kandel  
Attorneys for Petitioners  
STAND! and CORA

1  
2  
3 Dated:

6/9/06


  
LAWRENCE B. BOLTON  
Deputy Director, Legal Division  
California Department of Social Services

4  
5  
6  
7 Dated:

5/31/06

BILL LOCKYER  
Attorney General of the State of California  
DOUGLAS M. PRESS  
Supervising Deputy Attorney General

8  
9  
10  
11 By:

  
Charlton G. Holland, III  
Deputy Attorney General  
Attorneys for Respondent

12  
13  
14  
15  
16 ORDER

17 WHEREFORE, the parties to this action have entered into the stipulation set forth above  
18 which has been signed by the parties or their authorized representatives and which resolves the  
19 issues raised by the Verified Petition for Writ of Mandate filed by the Petitioners. Further, the  
20 Court having reviewed the stipulation and finding good cause to approve the terms and  
21 conditions of the stipulation,

22 THEREFORE, IT IS HEREBY ORDERED, that the terms and conditions of the stipulation  
23 are approved and made the Order of the Court.

24 Dated:

JUL 21 2006

25  
26  
27 (JCL)   
JUDGE OF THE SUPERIOR COURT

28 RONALD E. QUIDACHAY