



FILED
ALAMEDA COUNTY

NOV 15 2017

By *[Signature]*

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF ALAMEDA

JOHN DOE,

Plaintiff,

v.

THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA, et al,

Defendants.

No. RG16-843940

JUDGMENT

Date: 11/15/17

Time: 9:00 a.m.

Dept.: 514

The Petition of petitioner John Doe for a writ of mandate came on for hearing on 10/12/17 and again on 11/15/17, in Department 514 of this Court, the Honorable Thomas Rogers presiding.

After consideration of the points and authorities and the evidence, as well as the oral argument of counsel, the Court issued an Order on 11/15/17 granting the petition for writ of mandate.

The court now enters judgment as follows:

1. The court enters JUDGMENT in favor of Petitioner JOHN DOE and against Respondent The Regents of the University of California ("The Regents"). The court granted the petition of Petitioner John Doe for a writ of mandate by Order dated 11/15/17.

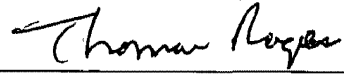
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2. The court directs the clerk to issue a peremptory writ of mandate commanding as follows:
 - A. The Regents must set aside and vacate the decision of the University of California, Santa Barbara’s Interpersonal Violence Appeal Review Committee (“IPVARC”) decision in Doe v. Roe (Title IX Case # 2016-0036).
 - B. The Regents must file its return on the writ demonstrating compliance with the writ no later than 60 days after service of the writ on the Regents.
3. Petitioner John Doe must submit a proposed Writ of Mandate to the clerk of the court with a \$25 filing fee. (Gov. Code 20626(a)(1).)
4. Once issued by the clerk, Petitioner John Doe must serve the writ and then file a proof of service. (CCP 1096.)
5. After the Regents sets aside and vacates the IPVARC decision, the Regents may conduct further proceedings consistent with applicable law, this court’s order dated 11/15/17, and this judgment. The court does not limit or control in any way the discretion legally vested in the Regents. (Code Civ. Proc. §1094.5(f).)
6. This court retains jurisdiction over the parties in this case until the court has determined that Regents has complied with the writ and set aside and vacated the Order.
7. The court’s retention of jurisdiction in this case is limited to the issues presented in the petition. The court cannot, and does not, extend its jurisdiction in this case to include potential future challenges to future IPVARC decisions. (*Ballona Wetlands Land Trust v. City of Los Angeles* (2011) 201 Cal.App.4th 455, 479-480.) If in the future the Regents or the IPVARC issues a new decision that addresses the facts and circumstances that were presented in this case, then any aggrieved person may challenge any such future decision in a separate action.

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8. Any party may file a memorandum of costs or make a motion for an award of attorney's fees. (CCP 1032 and 1033.5; CRC 3.1700 and 3.1702.)

Dated: November 15, 2017



Thomas Rogers
Judge of the Superior Court

CLERK'S CERTIFICATE OF SERVICE BY MAIL
CCP 1013a(3)

CASE NAME: Doe vs. The Regents of the University of California
ACTION NO.: RG16843940

I certify that, I am not a party to the within action. I served the foregoing by depositing a true copy thereof in the United States mail in Oakland, California in a sealed envelope with postage fully prepaid thereon addressed to:

Mark M. Hathaway
Hathaway & Quinn LLP
888 West Sixth Street, Fourth Floor
Los Angeles, CA 90017

Alison Bernal
Nye, Peabody, Stirling, Hale & Miller
33 West Mission Street, Suite 201
Santa Barbara, CA 93101

I declare under penalty of perjury that the following is true and correct

Executed on November 16, 2017 at Oakland, California

Chad Finke,
Executive Officer/Clerk

by Shanika Monroe
Deputy Clerk