

### Case Information

16CV296322 | Committee Supporting Cupertino Citizens' Sensible Growth Initiative et al vs City of Cupertino et al

Case Number	Court	File Date
16CV296322	Superior Court of Santa Clara - Civil	06/13/2016
Case Type	Case Status	
Writ of Mandate Unlimited (02)	Active	

### Party

Respondent	Active Attorneys ▼
City of Cupertino	Attorney Hom, Randolph Stevenson Retained
	Work Phone 408-777-3403
	Lead Attorney Engberg, Catherine Carla Retained
	Work Phone 4155527272

Respondent	Active Attorneys ▼
Schmidt, Grace	Attorney Hom, Randolph Stevenson

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Respondent  
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Real Party in Interest  
City Council of the City of Cupertino

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Petitioner  
Committee Supporting Cupertino Citizens' Sensible Growth Initiative

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## Events and Hearings

06/13/2016 Civil Case Cover Sheet

06/13/2016 Complaint (Unlimited) (Fee Applies)

06/15/2016 Proof of Service: Summons DLR (Civil)

06/15/2016 Proof of Service: Summons DLR (Civil)

06/24/2016 Ex Parte Application - Notice Required ▼

Comment

granted stipulation and order for briefing schedule, hrg set for 7-25-16, 1:30pm, d.6. judge zayner

06/27/2016 Other ▼

Comment

certified transcripts of special meeting of Cupertino City Council

06/27/2016 Request: Judicial Notice ▼

Comment

in support of petn

06/27/2016 Memorandum: Points and Authorities

06/27/2016 Proof of Service ▼

Comment

served to Amy Bricker re: certified, transcript, memo p's and a's

06/27/2016 Proof of Service ▼

## Comment

served to Denielle L. Goldstein re: request, certified transcripts and memo p's and a's

07/13/2016 Answer (Unlimited) (Fee Applies)

07/13/2016 Answer (Unlimited) (Fee Applies) ▼

## Comment

to PETITION; atty Goldstein

07/15/2016 Proof of Service

07/15/2016 Memorandum: Points and Authorities ▼

## Comment

in Opp to petition for peremptory writ of mandate 07-25-16 1:30PM D06 (Bricker)

07/15/2016 Declaration: In Opposition ▼

## Comment

to petition for writ of mandate, Grace Schmidt 07-25-16 1:30PM D06 (Bricker)

07/15/2016 Declaration: In Opposition ▼

## Comment

to petition for writ of mandate, Grace Schmidt 07-25-16 1:30PM D06 (Bricker)

07/15/2016 Request: Judicial Notice ▼

## Comment

in Opp to petition for peremptory writ of mandate 07-25-16 1:30PM D06 (Bricker)

07/15/2016 Other ▼

## Comment

Exhibits to req for jud ntc in Opp (Vol 1) 07-25-16 1:30PM D06 (Bricker)

07/15/2016 Other ▼

## Comment

Exhibits to req for jud ntc in Opp (Vol 2) 07-25-16 1:30PM D06 (Bricker)

07/15/2016 Proof of Service ▼

## Comment

re: Opp papers for 07-25-16 Writ of Mandate hrg (Brickers)

07/15/2016 Response/Reply ▼

## Comment

to Petition for Writ of Mandate 07-25-16 1:30PM D06 (Goldstein)

07/20/2016 Ex Parte Application - Notice Required ▼

Comment  
for Permission to File Longer Reply Memo (Bern Steves)

07/20/2016 Order: Ex Parte ▼

Comment  
Granted for Permission to File Longer Reply Memo of Up to 15 pages in Length(Bern Steves) Signed by Judge Zayner

07/22/2016 Memorandum: Points and Authorities ▼

Comment  
in Reply to Opposition to Petition for Peremptory Writ of Mandate (Bern Stevens) 07/25/16 @9am in D5

07/22/2016 Request: Judicial Notice ▼

Comment  
in Reply to Opposition to Petition for Peremptory Writ if Mandate (Bern Steves)

07/22/2016 Proof of Service: Mail

07/25/2016 Hearing: Other ▼

Judicial Officer  
Zayner, Theodore C

Hearing Time  
1:30 PM

Result  
Held

Comment  
Hearing on Verified Petition for Peremptory Writ of Mandate by Petitioners Committee Supporting Cupertino Citizens' Sensible Growth Initiative, Steven Scharf, Xiangchen Xu, & Govind Tatachari (Bern Steves) \*Set Per 06-24-16 Stip/Order\*

07/27/2016 Request: Judicial Notice ▼

Comment  
re: opp to pet for writ of mandate (atty: Bern Steves) 7/25/16 D-6 @1:30

07/27/2016 Proof of Service: Mail ▼

Comment  
re: judi ntc

07/28/2016 Minute Order

08/10/2016 Order: Submitted Matter ▼

Judicial Officer  
Zayner, Theodore C

Comment

All reqs for jud ntc are GRANTED. The Peremptory Writ of Mandate is DENIED. Judge Zayner (see order)

08/24/2016 Notice: Entry of Order

08/25/2016 Memorandum of Costs ▼

Comment

Total: \$4145.02

09/02/2016 Notice of Appeal ▼

Comment

atty Steves (\$100 and \$775 have not been deposited)

09/28/2016 Notice: Default (Appeal) ▼

Comment

H043940 Notice designating reporter's transcript or notice of intent to proceed without reporter's transcript not timely filed. Notice designating record for clerk's transcript or appendix not timely filed.

09/29/2016 Record on Appeal ▼

Comment

Appellant's ntc designating record on appeal. Reporter's - 8.130

09/29/2016 Designation: Rule 8.124

09/29/2016 Proof of Service

10/11/2016 Pleading: Amended ▼

Comment

notice of appeal; atty Steves

10/12/2016 Notice of Appeal - Court of Appeal ▼

Comment

CORRECTED. Atty Steves (\$100 and \$775 have not been deposited).

10/12/2016 Proof of Service

11/01/2016 Clerks Certificate/Compliance ▼

Comment

H043940 THE APPELLANT WAS NOTIFIED OF A FAILURE TO COMPLY AND HAS CURED THE DEFAULT. RECORD PREPARATION WILL NOW PROCEED.

12/21/2016 Notice: Default (Appeal) ▼

Comment

H043940 DEPOSIT FOR REPORTER'S TRANSCRIPT NOT TIMELY DEPOSITED.

01/09/2017 Notice ▼

Comment

H043940 NOTICE OF APPELLANT'S NONCOMPLIANCE

01/18/2017 Notice ▼

Comment

H043940 Appellants' ex-parte application for reinstatement of the appeal is granted. The dismissal order filed on January 9, 2017 is hereby vacated, and the appeal is restored to active status. The trial court is directed to recommence record preparation.

02/08/2017 Waiver from Reporter ▼

Comment

H043940 Melissa Crawford, CSR received estimate made by Appellant, waived court reporter's deposit on appeal for the hearing date(s) of: 7/25/2016.

02/08/2017 Notice: Prepare Reporter Transcript ▼

Comment

H043940

03/17/2017 Notice: Completion ▼

Comment

H043940

03/23/2017 Receipt ▼

Comment

H043940 RECEIPT FOR RECORD FROM DISTRICT COURT OF APPEAL

04/10/2017 Receipt ▼

Comment

H043940 RECEIPT FOR RECORD FROM BERN STEVES, ESQ.