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8 Attorneys for Respondents
CITY AND COUNTY OF SAN FRANCISCO and
9 MAYOR EDWIN M. LEE

ENDORSED
FILED
San Francisco County Superior Court
APR 20 2012
CLERK OF THE COURT
BY: MARTA VALLEJO
Deputy Clerk

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 COUNTY OF SAN FRANCISCO
13 UNLIMITED JURISDICTION

14 ROSS MIRKARIMI, SHERIFF OF THE
CITY AND COUNTY OF SAN
15 FRANCISCO,
16 Petitioner,
17 vs.
18 CITY AND COUNTY OF SAN
FRANCISCO; ED LEE, MAYOR OF THE
19 CITY AND COUNTY OF SAN
FRANCISCO,
20 Respondents.
21

Case No. CPF-12-512077
[PROPOSED] ORDER DENYING PETITION FOR
WRIT OF MANDATE AND ASSOCIATED
REQUESTS FOR RELIEF
Hearing Date: April 20, 2012
Hearing Judge: Judge Harold E. Kahn
Time: 9:30 a.m.
Place: Dept. 302
Date Action Filed: March 27, 2012
Trial Date: NONE

22 Upon consideration of the papers filed by all parties and the arguments presented by counsel on
23 April 20, 2012, and good cause appearing,
24

25 IT IS HEREBY ORDERED THAT Petitioner Ross Mirkarimi's Petition For Writ Of Mandate
26 is DENIED. All of petitioner's contentions can and should be addressed in the first instance by the
27 Ethics Commission and the Board of Supervisors and then, if necessary, by a further writ seeking
28

1 review of their decision. Petitioner is not entitled to be paid while he is suspended. (*Derrick v. City of*
2 *Vallejo* (1935) 4 Cal. App. 2d 25, 27).

3 IT IS SO ORDERED.

4 APR 20 2012

5 Dated: _____

HAROLD KAHN

6 HON. HAROLD E. KAHN
7 JUDGE OF THE SUPERIOR COURT