

1 Daniel N. Shallman (Bar No. 180782)
2 Zachary R. Glasser (Bar No. 329443)
3 COVINGTON & BURLING LLP
4 1999 Avenue of the Stars
5 Los Angeles, California 90067-4643
6 Telephone: + 1 (424) 332-4800
7 dshallman@cov.com

8 Marci Lerner Miller (Bar No. 162790)
9 Christina Harvell Brown (Bar No. 207376)
10 POTOMAC LAW GROUP, PLLC
11 23 Corporate Plaza, Suite 150
12 Newport Beach, CA 92660
13 Telephone: (949) 706-9734
14 mmiller@potomaclaw.com

15 Marc D. Stern (*pro hac vice*)
16 AMERICAN JEWISH COMMITTEE
17 165 East 56th Street
18 New York, New York 10022
19 Telephone: (212) 891-1480
20 sternm@ajc.org

21 *Attorneys for Petitioners and Plaintiffs*

L. Rachel Lerman (Bar No. 193080)
THE LOUIS D. BRANDEIS CENTER FOR
HUMAN RIGHTS UNDER LAW
1717 Pennsylvania Avenue, Suite 1025
Washington, DC 20006
Telephone: (202) 559-9296
rlerman@brandeiscenter.com

James Pasch (*pro hac vice*)
ANTI-DEFAMATION LEAGUE
605 Third Avenue
New York, NY 10158-3650
Telephone: (866) 971-5576
jpasch@adl.org

22 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
23 **FOR THE COUNTY OF ORANGE**

24 LOUIS D. BRANDEIS CENTER FOR
25 HUMAN RIGHTS UNDER LAW, a nonprofit
26 organization; and SOUTHERN
27 CALIFORNIANS FOR UNBIASED
28 EDUCATION, a membership organization of
the Louis D. Brandeis Center for Human Rights
Under Law,

Petitioners and Plaintiffs,

v.

SANTA ANA UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION; SANTA ANA
UNIFIED SCHOOL DISTRICT; and DOES
1-50, inclusive,

Respondents and Defendants.

Case No.: 30-2023-01349344-CU-JR-CJC

Honorable Erick L. Larsh – Dept. C20

**[PROPOSED] ORDER GRANTING
PETITIONERS' AND PLAINTIFFS'
MOTION FOR ISSUANCE OF WRIT OF
MANDATE, INJUNCTION, AND/OR
DECLARATORY RELIEF**

Petition and Complaint Filed: September 8,
2023

First Amended Petition and Complaint Filed:
October 24, 2023

Hearing Date: September 19, 2024
Time: 1:30 pm

1 Upon consideration of Petitioners’ and Plaintiffs’ Motion for Issuance of Writ of Mandate,
2 Injunction, and/or Declaratory Relief, and the materials submitted in support, and good cause having
3 been shown:

4 Petitioners’ and Plaintiffs’ Motion is GRANTED. **IT IS HEREBY ORDERED** that:

- 5 1. RESPONDENTS have violated the Brown Act through the proceedings of its Ethnic Studies
6 Steering Committee;
- 7 2. RESPONDENTS must abide by the Brown Act for all future meetings of the Ethnic Studies
8 Steering Committee and any other standing committees created for the purpose of
9 implementing ethnic studies courses;
- 10 3. All acts taken by RESPONDENTS’ Board of Education to date based on the
11 recommendations of the Ethnic Studies Steering Committee to date are invalid, including the
12 approval of the courses containing biased content against Israel and Jews; namely, the Ethnic
13 Studies World Geography, Ethnic Studies World Histories, Ethnic Studies Honors:
14 Perspectives, Identities, and Social Justice courses, and any other courses developed by the
15 Steering Committee in violation of the Brown Act;
- 16 4. Any ethnic studies courses created by the Steering Committee must be resubmitted to the
17 Board for approval only after going through properly noticed open meetings of the Steering
18 Committee that allow for public comment; and
- 19 5. PETITIONERS are entitled to recover their reasonable attorney’s fees and costs, subject to a
20 further motion that PETITIONERS may file.

21 **IT IS SO ORDERED.**

22
23
24 DATED: _____

25 HONORABLE ERICK L. LARSH
26 JUDGE OF THE SUPERIOR COURT
27
28