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Attorneys for Petitioner
California State Park Rangers
Association

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

CALIFORNIA STATE PARKS RANGERS
ASSOCIATION

Petitioner

v.

CALIFORNIA DEPARTMENT OF PARKS
AND RECREATION, and DOES 1 through 20

Respondents

TRANSCENDANCE THEATER COMPANY,
And DOES 21 through 40,

Real Parties in Interest

Case No. 34-2019-80003224

**FIRST AMENDED
NOTICE OF PREPARATION OF
RECORD OF PROCEEDINGS**

TO RESPONDENT DEPARTMENT OF PARKS AND RECREATION:

In this action, Petitioner California State Parks Rangers Association petitions this Court for a Writ of Mandate, directed to Respondent California Department of Parks and Recreation ("Respondent" or "Parks"). Petitioner challenges Respondent's August 12, 2019 approval of the approval of the Special Events Permits for the Transcendence Theater Company Summer Theater Festival 2020-2024 Seasons ("Project"). Petitioner also challenges Respondent's September 17, 2019 approval a five-year Operating Agreement with Real Party in Interest Valley of the Moon Natural History Association. The Project is the grant of a five-year

1 Operating Agreement with VMNHA for up to 30 theater performances in the Old Winery Ruins
2 at Jack London Historic Park, each summer season for up to 5 years.

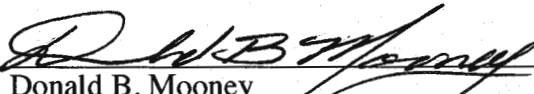
3 Petitioner contends that Respondent's approval of the Project(s) based upon a Notice of
4 Exemption violates the California Environmental Quality Act (CEQA), Public Resources Code
5 section 21000 *et seq.* ("CEQA"), and State Planning and Zoning Law, Government Code §§
6 65300 *et seq.* Petitioner also contends that the approval of the Operating Agreement violates
7 Public Resources Code, sections 5001.9(b); 5001.96; 5019.53; 5019.59; and 5080.03.

8 Pursuant to Public Resources Code section 21167.6(b)(2), Petitioner hereby elects to
9 prepare the record of proceedings related to this action. The record will be organized
10 chronologically, paginated consecutively, and indexed so that each document may be clearly
11 identified as to its content and source, in a form and format consistent with the California Rules
12 of Court, Rule 3.1365.

13 Petitioner will include in the record of proceedings all documents, including transcripts,
14 minutes of meetings, notices, correspondence, reports, studies, proposed decisions, final drafts
15 and any other documents or records relating to Respondents' determination to approve the
16 Project.

17 DATED: October 18, 2019

LAW OFFICE OF DONALD B. MOONEY

18 By 
19 Donald B. Mooney
20 Attorney for Petitioner California
21 State Parks Rangers Association
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1 **PROOF OF SERVICE**

2 I am employed in the County of Yolo; my business address is 417 Mace Boulevard, Suite
3 J-334, Davis, California; I am over the age of 18 years and not a party to the foregoing action.
4 On October 19, 2019, I served a true and correct copy of

5 **FIRST AMENDED NOTICE OF PREPARATION
6 OF RECORD OF PROCEEDINGS**

7 ____ (by mail) on all parties in said action listed below, in accordance with Code of Civil
8 Procedure §1013a(3), by placing a true copy thereof enclosed in a sealed envelope in a United
9 States mailbox in the City of Davis, California.

10 X (by overnight delivery service) via Federal Express to the person at the address set forth
11 below:

12 ____ (by personal delivery) by personally delivering a true copy thereof to the person and at the
13 address set forth below:

14 ____ (by electronic mail) by delivering a true copy thereof to the person at the electronic mail
15 address set forth below:

16 Nicole U. Rinke
17 Deputy Attorney General
18 1300 I Street, Suite 125
19 Sacramento, CA 95814

*Representing Respondent California
Department of Parks and Recreation*

20 Brad Surosky
21 Transcendence Theater Company
22 19201 Sonoma Highway, #214
23 Sonoma, CA 95476

*Agent for Service of Process
Transcendence Theater Company*

24 Tjiska Van Wyk
25 Valley of the Moon Natural History Association
26 15234 Arnold Drive
27 Sonoma, CA 95476

*Agent for Service of Process
Valley of the Moon Natural History
Association*

28 I declare under penalty of perjury that the foregoing is true and correct. Executed on
October 19, 2019 at Davis, California.


Donald B. Mooney