



CITY ATTORNEY

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# Facsimile Transmission Cover Sheet

**DATE:** May 29, 2009

**TO:** Jonathan Gettleman (831) 515-5228  
Mark Briscoe (831) 429-5664

**FAX NUMBER:**

**FROM:** Susan E. Barisone

**RE:** *People v. Deleon/Richardson* CV162526/CV162525

**FILE NUMBER:**

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1 John G. Barisone, SBN 87831  
Susan E. Barisone, SBN 106757

2 **ATCHISON, BARISONE, CONDOTTI & KOVACEVICH**

A Professional Corporation

3 333 Church Street

Santa Cruz, CA 95060

4 Telephone: (831) 423-8383

Facsimile: (831) 423-9401

6 Attorneys for Plaintiff PEOPLE OF THE STATE OF CALIFORNIA ex rel. John G. Barisone, City  
Attorney for the City of Santa Cruz

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 FOR THE COUNTY OF SANTA CRUZ

11 PEOPLE OF THE STATE OF CALIFORNIA,  
ex rel. John G. Barisone, City Attorney for the  
12 City of Santa Cruz,

13 Plaintiff,

14 vs.

15 ANNA GALEEN RICHARDSON, and  
MIGUEL ANGEL DELEON.

16 Defendants.

Case No. CV162526  
[consolidated with CV162525]

**NOTICE OF ENTRY OF ORDER FOR  
PRELIMINARY INJUNCTION AGAINST ANNA  
GALEEN RICHARDSON**

18 PLEASE TAKE NOTICE THAT on May 29, 2009 the Court entered the attached Order for  
19 Preliminary Injunction Against Defendant Anna Galeen Richardson.

21 Dated: 5/29, 2009

ATCHISON, BARISONE, CONDOTTI & KOVACEVICH

23 By:



24 SUSAN E. BARISONE, Attorneys for Plaintiff  
25 THE PEOPLE OF THE STATE OF CALIFORNIA ex rel.  
26 John G. Barisone, City Attorney for

1 John G. Barisone, SBN 87831  
 2 Susan E. Barisone, SBN 106757  
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 Santa Cruz, CA 95060  
 4 Telephone: (831) 423-8383  
 Facsimile: (831) 423-9401  
 5

**FILED**

**MAY 29 2009**

ALEX CALVO CLERK,  
 BY: COREE MASTERS  
 DEPUTY, SANTA CRUZ COUNTY

6 Attorneys for Plaintiff PEOPLE OF THE STATE OF CALIFORNIA ex rel. John G. Barisone, City  
 Attorney for the City of Santa Cruz,  
 7

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
 9 FOR THE COUNTY OF SANTA CRUZ  
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11 PEOPLE OF THE STATE OF CALIFORNIA,  
 ex rel. John G. Barisone, City Attorney for the  
 12 City of Santa Cruz,

13 Plaintiff,

14 vs.

15 ANNA GALEEN RICHARDSON, and  
 16 MIGUEL ANGEL DELEON.

17 Defendants.

**Case No. CV162526**  
**[consolidated with CV162525]**

**ORDER FOR PRELIMINARY INJUNCTION**  
**AGAINST DEFENDANT ANNA GALEEN**  
**RICHARDSON**

Date: 5-29-09  
 Time: 10:00 a.m.  
 Dept.: 4

18 The application of Plaintiff for a preliminary injunction in the above matter came on regularly  
 19 for hearing on March 20, 2009. Pursuant to the court's direction, the hearing was continued to May 29,  
 20 2009. Plaintiff appeared by counsel Susan E. Barisone; Jonathan Chc Gettleman appeared for  
 21 Defendant Anna Galeen Richardson.

22 Satisfactory proof having been made and good cause appearing therefor,

23 IT IS ORDERED that during the pendency of this action Defendant Anna Galeen Richardson  
 24 shall refrain from sleeping, setting up bedding, or camping in violation of Santa Cruz Municipal Code  
 25 Section 6.36.010 while in downtown Santa Cruz in the area comprised of Pacific Avenue and North  
 26 Pacific Avenue (and adjoining businesses and parking lots); in Scope Park; in the Town Clock Plaza; on  
 27 Front Street from Spruce Street to Water Street (and adjoining businesses and parking lots, including the  
 28 Post Office and the Veterans' Memorial Building); on River Street from Soquel Avenue to Madrone

1 Street (and adjoining businesses and parking lots); and in San Lorenzo Park and the Front/River Street  
 2 public parking garage [the area identified in red on the map attached hereto]. As used in this order, the  
 3 terms "sleeping," "setting up bedding," and "camping" shall have the definition ascribed to them at  
 4 Santa Cruz Municipal Code Section 6.36.010 which states:

5 **No person shall camp anywhere in the city of Santa Cruz, whether on public or**  
 6 **private property, except as hereinafter expressly permitted. "To camp" means to do**  
 7 **any of the following:**

8 (a) **Sleeping – 11 p.m. to 8:30 a.m. To sleep at any time between the**  
 9 **hours of 11 p.m. to 8:30 a.m. in any of the following places:**

10 (1) **Outdoors with or without bedding, tent, hammock or other**  
 11 **similar protection or equipment;**

12 (2) **In, on or under any structure not intended for human**  
 13 **occupancy, whether with or without bedding, tent, hammock or other similar**  
 14 **protection or equipment;**

15 (3) **In, on or under any parked vehicle, including an automobile,**  
 16 **bus, truck, camper, trailer or recreational vehicle.**

17 (b) **Setting-up Bedding – 11 p.m. to 8:30 a.m. To establish or maintain**  
 18 **outdoors or in, on or under any structure not intended for human occupancy, at any**  
 19 **time between the hours of 11 p.m. to 8:30 a.m., a temporary or permanent place for**  
 20 **sleeping, by setting up any bedding, sleeping bag, blanket, mattress, tent, hammock**  
 21 **or other sleeping equipment in such a manner as to be immediately usable for**  
 22 **sleeping purposes.**

23 (c) **Setting-up Campsite – Anytime. To establish or maintain outdoors or**  
 24 **in, on, or under any structure not intended for human occupancy, at any time**  
 25 **during the day or night, a temporary or permanent place for cooking or sleeping, by**  
 26 **setting up any bedding, sleeping bag, blanket, mattress, tent, hammock or other**  
 27 **sleeping equipment or by setting up any cooking equipment, with the intent to**  
 28 **remain in that location overnight.**

29 Dated: 5/29, 2009 By: PAUL P. BURDICK  
 30 JUDGE OF THE SUPERIOR COURT

1 I am employed in the County of Santa Cruz, State of California. I am over the age of  
2 eighteen years and not a party to the within action. My business address is 333 Church Street,  
Santa Cruz, California 95060.

3 On May 29, 2009, I served the following document(s): **NOTICE OF ENTRY OF**  
4 **ORDER** on the interested party(ies) to said action by the following means:

5 [X] **(BY MAIL)** By placing a true copy thereof, enclosed in a sealed envelope with postage  
6 thereon fully prepaid, for collection and mailing on that date following ordinary business  
7 practices, in the United States Mail at the offices of Atchison, Barisone, Condotti &  
8 Kovacevich, Santa Cruz, CA, addressed as shown below. I am readily familiar with this  
firm's business practice for collection and processing of correspondence for mailing with  
the United States Postal Service, and in the ordinary course of business, correspondence  
would be deposited with the U.S. Postal Service the same day it was placed for collection  
and processing.

9 [ ] **(BY HAND-DELIVERY)** By causing a true copy thereof, enclosed in a sealed  
envelope, to be delivered by hand to the address(es) shown below.

10 [ X ] **(BY FACSIMILE TRANSMISSION)** By transmitting a true copy thereof, from  
11 sending facsimile machine telephone number (831) 576-2269 to the following party(ies)  
12 at the receiving facsimile machine number(s) shown below.

13 [ ] **(FEDERAL)** I declare that I am employed in the office of a member of the bar of  
this Court at whose direction the service was made.

14 I declare under penalty of perjury under the laws of the State of California that the  
15 foregoing is true and correct.

16 Executed on May 29, 2009, at Santa Cruz, California.

17 \_\_\_\_\_  
ANGELA GOBLE

18 NAME AND ADDRESS AND/OR FAX NUMBER OF EACH PARTY SERVED:

19 Mark Briscoe  
20 Public Defenders Office  
21 2130 N. Pacific Avenue  
Santa Cruz, CA 95060  
Fax: (831) 429-5664

22 Jonathan Che Gettleman  
23 Law Office of Jonathan C. Gettleman  
24 223 River Street, D  
Santa Cruz, CA 95060  
Fax: (831) 515-5228

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 7

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 ex rel. John G. Barisone, City Attorney for the  
 12 City of Santa Cruz,

13 Plaintiff,  
 14 vs.

15 ANNA GALEEN RICHARDSON, and  
 MIGUEL ANGEL DELEON.

16 Defendants.  
 17

**Case No. CV162526**  
**[consolidated with CV162525]**

**NOTICE OF ENTRY OF ORDER FOR  
 PRELIMINARY INJUNCTION AGAINST  
 MIGUEL ANGEL DELON**

18 PLEASE TAKE NOTICE THAT on May 29, 2009 the Court entered the attached Order for  
 19 Preliminary Injunction Against Defendant Miguel Angel Deleon.  
 20

21 Dated: 5/29, 2009

ATCHISON, BARISONE, CONDOTTI & KOVACEVICH

22 By:



23 SUSAN E. BARISONE, Attorneys for Plaintiff  
 24 THE PEOPLE OF THE STATE OF CALIFORNIA ex rel.  
 25 John G. Barisone, City Attorney for  
 26  
 27  
 28

**FILED**

**MAY 29 2009**

ALEX CALVO CLERK,  
BY: COREE MASTERS  
DEPUTY, SANTA CRUZ COUNTY

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16

17 Defendants.

Case No. CV162526  
[consolidated with CV162525]

**ORDER FOR PRELIMINARY INJUNCTION  
AGAINST DEFENDANT MIGUEL ANGEL  
DELEON**

Date: 5-29-09  
Time: 10:00 a.m.  
Dept.: 4

18 The application of Plaintiff for a preliminary injunction in the above matter came on regularly  
19 for hearing on March 20, 2009. Pursuant to the court's direction, the hearing was continued to May 29,  
20 2009. Plaintiff appeared by counsel Susan E. Barisone; Jonathan Che Gettleman specially appeared for  
21 Defendant Miguel Angel Deleon.

22 Satisfactory proof having been made and good cause appearing therefor,

23 IT IS ORDERED that during the pendency of this action Defendant Miguel Angel Deleon shall  
24 refrain from sleeping, setting up bedding, or camping in violation of Santa Cruz Municipal Code Section  
25 6.36.010 while in downtown Santa Cruz in the area comprised of Pacific Avenue and North Pacific  
26 Avenue (and adjoining businesses and parking lots); in Scope Park; in the Town Clock Plaza; on Front  
27 Street from Spruce Street to Water Street (and adjoining businesses and parking lots, including the Post  
28 Office and the Veterans' Memorial Building); on River Street from Soquel Avenue to Madrone Street

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Dated: 5/29, 2009 By:

PAUL P. BURDICK

JUDGE OF THE SUPERIOR COURT



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would be deposited with the U.S. Postal Service the same day it was placed for collection  
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9  **(BY HAND-DELIVERY)** By causing a true copy thereof, enclosed in a sealed  
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13  **(FEDERAL)** I declare that I am employed in the office of a member of the bar of  
this Court at whose direction the service was made.

14 I declare under penalty of perjury under the laws of the State of California that the  
15 foregoing is true and correct.

16 Executed on May 29, 2009, at Santa Cruz, California.

17 \_\_\_\_\_  
ANGELA GOBLE

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