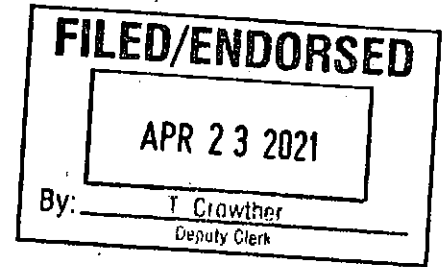


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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 COUNTY OF SACRAMENTO  
12 CIVIL DIVISION  
13

14 **PUBLIC.RESOURCE.ORG, INC.,**

Petitioner,

17 v.

18 **CALIFORNIA OFFICE OF**  
19 **ADMINISTRATIVE LAW, and the**  
20 **CALIFORNIA BUILDING STANDARDS**  
21 **COMMISSION,**

Respondents.

Case No. 34-2021-80003612

**RESPONDENT CALIFORNIA OFFICE**  
**OF ADMINISTRATIVE LAW'S**  
**ANSWER TO THE VERIFIED**  
**PETITION FOR PREEMPTORY WRIT**  
**OF MANDATE ORDERING**  
**COMPLIANCE WITH THE**  
**CALIFORNIA PUBLIC RECORDS ACT**

Dept: 27  
Judge: Steven M. Gevercer  
Trial Date: Not Set  
Action Filed: March 17, 2021

22  
23 Respondent California Office of Administrative Law ("OAL") hereby answers the Verified  
24 Petition for Peremptory Writ of Mandate ("Petition") of Petitioner Public Resource Org, Inc.  
25 Respondent OAL responds to the Petition by admitting, denying, averring and alleging as  
26 follows:  
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1                                   **ANSWER TO PETITIONER’S INTRODUCTORY ALLEGATIONS**

2           1.     Answering paragraph 1 of the Petition, Respondent OAL admits the California Public  
3 Records Act is codified in Government Code sections 6250 *et seq.* Respondent OAL also admits  
4 the California Constitution addresses the public’s access to public records. (Cal. Const., art. I, §  
5 3.) Respondent OAL admits that the referenced statutes and California Constitution speak for  
6 themselves. Except as otherwise admitted or denied above, Respondent OAL denies each and  
7 every remaining allegation contained in paragraph 1.

8           2.     Answering paragraph 2 of the Petition, Respondent OAL admits it received a request  
9 for records under the Public Records Act from Petitioner sometime between December 2020 and  
10 February 2021. Respondent OAL denies that it refused the request and that its responses did not  
11 comply with the Public Records Act. To the extent this paragraph references correspondence  
12 between Petitioner and Respondent California Building Standards Commission (“BSC”),  
13 Respondent OAL lacks sufficient knowledge to form a belief as to the truth of such allegations  
14 and on that basis denies those allegations. Except as otherwise admitted or denied above,  
15 Respondent OAL denies each and every remaining allegation contained in paragraph 2.

16           3.     Answering paragraph 3 of the Petition, the allegations in this paragraph constitute  
17 legal argument and conclusion, and on such basis Respondent OAL denies the allegations. To the  
18 extent the allegations pertain to actions of Respondent BSC, or what Respondent BSC possesses,  
19 Respondent OAL lacks sufficient knowledge to form a belief as to the truth of such allegations  
20 and on that basis denies those allegations. Except as otherwise admitted or denied above,  
21 Respondent OAL denies each and every remaining allegation contained in paragraph 3.

22           4.     Answering paragraph 4 of the Petition, Respondent OAL denies that Petitioner is  
23 entitled to the relief requested, or to any relief at all. Except as otherwise admitted or denied  
24 above, Respondent OAL denies each and every remaining allegation contained in paragraph 4.

25                                   **ANSWER TO PETITIONER’S DESCRIPTION OF THE PARTIES**

26           5.     Answering paragraph 5 of the Petition, Respondent OAL lacks sufficient knowledge  
27 to form a belief as to the truth of the allegations in said paragraph and on that basis denies each  
28 and every allegation contained in paragraph 5.

1           6. Answering the first sentence of paragraph 6 of the Petition, Respondent OAL admits  
2 the allegations in said sentence. Answering the second sentence of paragraph 6, Respondent  
3 OAL admits it is responsible for reviewing administrative regulations from over 200 state  
4 agencies and transmits approved regulations to the Secretary of State. Answering the third  
5 sentence of paragraph 6, Respondent OAL denies that Title 6 has been revoked and admits the  
6 remaining allegations in said sentence.

7           7. Answering paragraph 7 of the Petition, Respondent OAL lacks sufficient knowledge  
8 to form a belief as to the truth of the allegations in said paragraph and on that basis denies each  
9 and every allegation contained in paragraph 7.

10           **ANSWER TO PETITIONER’S ALLEGATIONS REGARDING JURISDICTION AND**  
11   **VENUE**

12           8. Answering paragraph 8 of the Petition, Respondent OAL admits that this court has  
13 jurisdiction. Respondent OAL admits the statutes speak for themselves. Except as otherwise  
14 admitted or denied above, Respondent OAL denies each and every remaining allegation  
15 contained in paragraph 8.

16           9. Answering paragraph 9 of the Petition, Respondent OAL admits that venue is proper  
17 and Respondent OAL is a public agency that maintains an official office in Sacramento. Except  
18 as otherwise admitted or denied above, Respondent OAL denies each and every remaining  
19 allegation contained in paragraph 9.

20           **ANSWER TO PETITIONER’S DESCRIPTION OF FACTS**

21           10. Answering paragraph 10 of the Petition, Respondent OAL admits it ensures that  
22 agency regulations are clear, necessary, legally valid, and available to the public. Respondent  
23 OAL further admits it reviews regulations from over 200 state agencies, transmits approved  
24 regulations to the Secretary of State, and manages the publication of the California Code of  
25 Regulations (except for Title 24.) Respondent OAL admits it contracts with a third party, West  
26 Publishing Corporation (“West”), to publish the California Code of Regulations. Respondent  
27 OAL admits Exhibit A speaks for itself. Respondent OAL admits that a prior version of the  
28 contract is attached as Exhibit B and that it is no longer the operative contract and that Exhibit B

1 speaks for itself. Respondent OAL further admits that the current contract between OAL and  
2 West at page 9 states in part:

3 The contractor shall maintain the Official California Code of Regulations (CCR) in an  
4 electronic database, which for purposes of this contract shall be referred to as the "Master  
5 Database." To ensure that all CCR products accurately reflect the Official CCR content, the  
6 Master Database must be the source for all hard copy text and electronic products as well as  
7 the source for the contents of the Internet CCR.

8 Except as otherwise admitted or denied above, Respondent OAL denies each and every remaining  
9 allegation contained in paragraph 10.

10 11. Answering paragraph 11 of the petition, Respondent OAL admits Exhibit B speaks  
11 for itself and that Exhibit B is not the currently operative contract. Except as otherwise admitted  
12 or denied above, Respondent OAL denies each and every remaining allegation contained in  
13 paragraph 11.

14 12. Answering paragraph 12 of the Petition, Respondent OAL admits West provides an  
15 online version of the California Code of Regulations to the public. Except as admitted or denied  
16 above, Respondent OAL lacks sufficient information to form a belief as to the truth of the  
17 additional allegations contained in said paragraph and on that basis denies each and every  
18 additional allegation contained in paragraph 12.

19 13. Answering paragraph 13 of the Petition, Respondent OAL admits it received a  
20 request for records on or about December 29, 2020 that is attached to the Petition as Exhibit C.  
21 Respondent OAL admits that Exhibit C speaks for itself. Except as otherwise admitted or denied  
22 above, Respondent OAL denies each and every remaining allegation contained in paragraph 13.

23 14. Answering paragraph 14 of the Petition, Respondent OAL admits that its responses to  
24 the request for records on January 8, 2021 and January 22, 2021 are attached to the Petition as  
25 Exhibit D at pages numbered by Petitioner with BATES numbers 00036-00037 and 00035-00036  
26 respectively. Respondent OAL admits Exhibit D speaks for itself. Except as otherwise admitted  
27 or denied above, Respondent OAL denies each and every remaining allegation contained in  
28 paragraph 14.

1           15. Answering paragraph 15 of the Petition, Respondent OAL admits that sometime after  
2 February 3, 2021 it received a letter from Petitioner. Respondent OAL admits that the letter dated  
3 February 3, 2021 speaks for itself. Except as otherwise admitted or denied above, Respondent  
4 OAL denies each and every remaining allegation contained in paragraph 15.

5           16. Answering paragraph 16 of the Petition, Respondent OAL admits Exhibit E speaks  
6 for itself. To the extent paragraph 16 contains argument and legal conclusions, Respondent OAL  
7 denies those allegations. Except as otherwise admitted or denied above, Respondent OAL denies  
8 each and every remaining allegation contained in paragraph 16.

9           17. Answering paragraph 17 of the Petition, Respondent OAL admits that Exhibit E  
10 speaks for itself. To the extent paragraph 17 contains argument and legal conclusions,  
11 Respondent OAL denies those allegations. Except as otherwise admitted or denied above,  
12 Respondent OAL denies each and every remaining allegation contained in paragraph 17.

13           18. Answering paragraph 18 of the Petition, Respondent OAL admits that it sent a  
14 communication to Petitioner on February 17, 2021 which is attached to the Petition as Exhibit D  
15 at pages numbered by Petitioner with BATES numbers 00033-00034. Respondent OAL further  
16 admits that Exhibit D speaks for itself. Except as otherwise admitted or denied above,  
17 Respondent OAL denies each and every remaining allegation contained in paragraph 18.

18           19. Answering paragraph 19 of the Petition, Respondent OAL admits that it received  
19 additional communications from Petitioner on or about February 19, 2021 and February 24, 2021  
20 which are attached to the Petition as Exhibit D at pages numbered by Petitioner with BATES  
21 numbers 00033 and 00032-00033 respectively. Respondent OAL admits it sent communications  
22 to Petitioner on February 26, 2021 and March 2, 2021 which are attached to the Petition as  
23 Exhibit D at pages numbered by Petitioner with BATES numbers 00031-00032 and 00031  
24 respectively. Respondent OAL further admits that Exhibit D speaks for itself. Except as  
25 otherwise admitted or denied above, Respondent OAL denies each and every remaining  
26 allegation contained in paragraph 19.

27           20. Answering paragraph 20 of the Petition, Respondent OAL lacks sufficient  
28 information to form a belief as to the truth of the allegations contained in said paragraph and on

1 that basis denies each and every allegation contained in paragraph 20 including the allegations  
2 contained in footnote 2.

3 21. Answering paragraph 21 of the Petition, Respondent OAL lacks sufficient  
4 information to form a belief as to the truth of the allegations contained in said paragraph and on  
5 that basis denies each and every allegation contained in paragraph 21.

6 22. Answering paragraph 22 of the Petition, Respondent OAL lacks sufficient  
7 information to form a belief as to the truth of the allegations contained in said paragraph and on  
8 that basis denies each and every allegation contained in paragraph 22.

9 23. Answering paragraph 23 of the Petition, Respondent OAL lacks sufficient  
10 information to form a belief as to the truth of the allegations contained in said paragraph and on  
11 that basis denies each and every allegation contained in paragraph 23.

12 24. Answering paragraph 24 of the Petition, Respondent OAL lacks sufficient  
13 information to form a belief as to the truth of the allegations contained in said paragraph and on  
14 that basis denies each and every allegation contained in paragraph 24.

15 25. Answering paragraph 25 of the Petition, Respondent OAL lacks sufficient  
16 information to form a belief as to the truth of the allegations contained in said paragraph and on  
17 that basis denies each and every allegation contained in paragraph 25.

18 26. Answering paragraph 26 of the Petition, Respondent OAL lacks sufficient  
19 information to form a belief as to the truth of the allegations contained in said paragraph and on  
20 that basis denies each and every allegation contained in paragraph 26.

21 27. Answering paragraph 27 of the Petition, Respondent OAL lacks sufficient  
22 information to form a belief as to the truth of the allegations contained in said paragraph and on  
23 that basis denies each and every allegation contained in paragraph 27.

24 28. Answering paragraph 28 of the Petition, Respondent OAL lacks sufficient  
25 information to form a belief as to the truth of the allegations contained in said paragraph and on  
26 that basis denies each and every allegation contained in paragraph 28.

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1 29. Answering paragraph 29 of the Petition, Respondent OAL lacks sufficient  
2 information to form a belief as to the truth of the allegations contained in said paragraph and on  
3 that basis denies each and every allegation contained in paragraph 29.

4 30. Answering paragraph 30 of the Petition, Respondent OAL lacks sufficient  
5 information to form a belief as to the truth of the allegations contained in said paragraph and on  
6 that basis denies each and every allegation contained in paragraph 30.

7 **ANSWER TO PETITIONER'S OVERVIEW OF THE CALIFORNIA PUBLIC RECORDS**  
8 **ACT**

9 31. Answering paragraph 31 of the Petition, Respondent OAL admits the California  
10 Public Records Act was enacted in 1968 and is codified at Government Code sections 6250 *et*  
11 *seq.* Respondent OAL further admits the California Constitution addresses the public's access to  
12 public records. (Cal. Const., art. I, § 3.) Respondent OAL also admits the statute and the  
13 California Constitution speak for themselves. Except as otherwise admitted or denied above,  
14 Respondent OAL denies each and every remaining allegation contained in paragraph 31.

15 32. Answering paragraph 32 of the Petition, Respondent OAL admits that Government  
16 Code section 6253.9 speaks for itself. Except as otherwise admitted or denied above, Respondent  
17 OAL denies each and every remaining allegation contained in paragraph 32.

18 33. Answering paragraph 33 of the Petition, Respondent OAL admits that Government  
19 Code sections 6252 and 6253 speak for themselves. To the extent paragraph 33 contains  
20 argument and legal conclusions, Respondent OAL denies those allegations. Except as otherwise  
21 admitted or denied above, Respondent OAL denies each and every remaining allegation  
22 contained in paragraph 33.

23 34. Answering paragraph 34 of the Petition, paragraph 34 constitutes argument and legal  
24 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
25 admitted or denied above, Respondent OAL denies each and every remaining allegation  
26 contained in paragraph 34.

27 35. Answering paragraph 35 of the Petition, Respondent OAL admits that Government  
28 Code section 6252 speaks for itself. Respondent OAL further admits that the California Code of

1 Regulations speaks for itself. Except as otherwise admitted or denied above, Respondent OAL  
2 denies each and every remaining allegation contained in paragraph 35.

3 36. Answering paragraph 36 of the Petition, Respondent OAL admits there is a statutory  
4 framework governing the California Code of Regulations. Respondent OAL admits Government  
5 Code section 11342.4 and Health and Safety Code section 18930, subdivision (a), speak for  
6 themselves. Except as otherwise admitted or denied above, Respondent OAL denies each and  
7 every remaining allegation contained in paragraph 36.

8 37. Answering paragraph 37 of the Petition, paragraph 37 contains argument and legal  
9 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
10 admitted or denied above, Respondent OAL denies each and every remaining allegation  
11 contained in paragraph 37.

12 38. Answering paragraph 38 of the Petition, paragraph 38 contains argument and legal  
13 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
14 admitted or denied above, Respondent OAL denies each and every remaining allegation  
15 contained in paragraph 38 including the allegations contained in footnote 3.

16 39. Answering paragraph 39 of the Petition, Respondent OAL admits the language of  
17 Exhibits D and G speak for themselves. To the extent paragraph 39 constitutes Petitioner's legal  
18 argument and legal conclusion, Respondent OAL denies such allegations. Insofar as paragraph  
19 39 alleges material facts relating to Respondent BSC, Respondent OAL lacks knowledge to admit  
20 the allegations and on that basis denies all such allegations. Except as otherwise admitted or  
21 denied above, Respondent OAL denies each and every remaining allegation contained in  
22 paragraph 39.

23 40. Answering paragraph 40 of the Petition, paragraph 40 constitutes argument and legal  
24 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
25 admitted or denied above, Respondent OAL denies each and every remaining allegation  
26 contained in paragraph 40.

27 41. Answering paragraph 41 of the Petition, Respondent OAL admits that Exhibit B  
28 speaks for itself and that Exhibit B is not the currently operative contract. Paragraph 41 contains



1 argument and legal conclusions, and on such basis Respondent OAL denies such allegations.  
2 Except as otherwise admitted or denied above, Respondent OAL denies each and every remaining  
3 allegation contained in paragraph 41 including the allegations contained in footnote 4.

4 42. Answering paragraph 42 of the Petition, Respondent OAL admits Government Code  
5 section 6270 speaks for itself. Paragraph 42 contains Petitioner's argument and legal conclusions,  
6 and on such basis Respondent OAL denies such allegations. Except as otherwise admitted or  
7 denied above, Respondent OAL denies each and every remaining allegation contained in  
8 paragraph 42.

9 43. Answering paragraph 43 of the Petition, this paragraph contains argument and legal  
10 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
11 admitted or denied above, Respondent OAL denies each and every remaining allegation  
12 contained in paragraph 43.

13 44. Answering paragraph 44 of the Petition, this paragraph constitutes Petitioner's  
14 arguments and legal conclusions, and on that basis Respondent OAL denies such allegations.  
15 Insofar as paragraph 44 alleges material facts relating to Respondent BSC, Respondent OAL  
16 lacks sufficient knowledge to admit the allegations and on that basis denies all such allegations.  
17 Except as otherwise admitted or denied above, Respondent OAL denies each and every remaining  
18 allegation contained in paragraph 44.

19 45. Answering paragraph 45 of the Petition, paragraph 45 constitutes arguments and legal  
20 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
21 admitted or denied above, Respondent OAL denies each and every remaining allegation  
22 contained in paragraph 45.

23 46. Answering paragraph 46 of the Petition, paragraph 46 constitutes arguments and legal  
24 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
25 admitted or denied above, Respondent OAL denies each and every remaining allegation  
26 contained in paragraph 46.

27 47. Answering paragraph 47 of the Petition, paragraph 47 constitutes arguments and legal  
28 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise

1 admitted or denied above, Respondent OAL denies each and every remaining allegation  
2 contained in paragraph 47.

3 48. Answering paragraph 48 of the Petition, paragraph 48 constitutes arguments and legal  
4 conclusions and on that basis Respondent OAL denies such allegations. Except as otherwise  
5 admitted or denied above, Respondent OAL denies each and every remaining allegation  
6 contained in paragraph 48.

7 49. Answering paragraph 49 of the Petition, Respondent OAL admits the California Code  
8 of Regulations is currently widely available in various formats. Respondent OAL admits that  
9 Exhibits D and G speak for themselves. Paragraph 49 contains arguments and legal conclusions,  
10 and on that basis Respondent OAL denies those allegations. Except as otherwise admitted or  
11 denied above, Respondent OAL denies each and every remaining allegation contained in  
12 paragraph 49.

13 50. Answering paragraph 50 of the Petition, Respondent OAL admits the regulations are  
14 published at the websites cited in paragraph 50. Respondent OAL further admits Exhibits D and  
15 G speak for themselves. Paragraph 50 contains argument and legal conclusions, and on that basis  
16 Respondent OAL denies such allegations. Except as otherwise admitted or denied above,  
17 Respondent OAL denies each and every remaining allegation contained in paragraph 50 including  
18 the allegations in footnote 5.

19 51. Answering paragraph 51 of the Petition, Respondent OAL admits that Exhibit G and  
20 Government Code section 6253.9 speak for themselves. Paragraph 51 contains argument and  
21 legal conclusions, and on that basis Respondent OAL denies such allegations. Except as  
22 otherwise admitted or denied above, Respondent OAL denies each and every remaining  
23 allegation contained in paragraph 51.

24 52. Answering paragraph 52 of the Petition, Respondent OAL admits that Exhibit D and  
25 Government Code section 6250 speak for themselves. Paragraph 52 contains argument and legal  
26 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
27 admitted or denied above, Respondent OAL denies each and every remaining allegation  
28 contained in paragraph 52.

1           53. Answering paragraph 53 of the Petition, Respondent OAL admits that Government  
2 Code sections 6254-6254.30 and 6255 speak for themselves. Paragraph 53 contains argument  
3 and legal conclusions, and on that basis Respondent OAL denies such allegations. Except as  
4 otherwise admitted or denied above, Respondent OAL denies each and every remaining  
5 allegation contained in paragraph 53.

6           54. Answering paragraph 54 of the Petition, Respondent OAL admits Exhibits D, G and I  
7 speak for themselves. Paragraph 54 contains argument and legal conclusions, and on that basis  
8 Respondent OAL denies such allegations. Except as otherwise admitted or denied above,  
9 Respondent OAL denies each and every remaining allegation contained in paragraph 54.

10                           **ANSWER TO PETITIONER'S OVERVIEW OF WRIT PROCEDURE**

11           55. Answering paragraph 55 of the Petition, Respondent OAL admits Government Code  
12 section 6259 speaks for itself. Paragraph 55 contains argument and legal conclusions, and on that  
13 basis Respondent OAL denies such allegations. Except as otherwise admitted or denied above,  
14 Respondent OAL denies each and every remaining allegation contained in paragraph 55.

15           56. Answering paragraph 56 of the Petition, Respondent OAL admits Government Code  
16 section 6259 speaks for itself. Paragraph 56 contains argument and legal conclusions, and on that  
17 basis Respondent OAL denies such allegations. Except as otherwise admitted or denied above,  
18 Respondent OAL denies each and every remaining allegation contained in paragraph 56.

19           57. Answering paragraph 57 of the Petition, Respondent OAL admits Government Code  
20 section 6258 speaks for itself. Paragraph 57 contains argument and legal conclusions, and on that  
21 basis Respondent OAL denies such allegations. Except as otherwise admitted or denied above,  
22 Respondent OAL denies each and every remaining allegation contained in paragraph 57.

23           58. Answering paragraph 58 of the Petition, paragraph 58 contains argument and legal  
24 conclusions, and on that basis Respondent OAL denies such allegations. Except as otherwise  
25 admitted or denied above, Respondent OAL denies each and every remaining allegation  
26 contained in paragraph 58.

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**ANSWER TO PETITIONER'S FIRST CAUSE OF ACTION**

59. Answering paragraph 59 of the Petition, Respondent OAL hereby incorporates by reference the admissions and denials contained in paragraphs 1-58 above, and except as expressly alleged or admitted in paragraphs 1 through 58, Respondent OAL denies each and every allegation.

60. Answering paragraph 60 of the Petition, paragraph 60 constitutes argument and legal conclusions, and on that basis Respondent OAL denies the allegations. Except as otherwise admitted or denied above, Respondent OAL denies each and every remaining allegation contained in paragraph 60.

**ANSWER TO PETITIONER'S SECOND CAUSE OF ACTION**

61. Answering paragraph 61 of the Petition, Respondent OAL hereby incorporates by reference the admissions and denials contained in paragraphs 1-58 above, and except as expressly alleged or admitted in paragraphs 1 through 58, Respondent OAL denies each and every allegation.

62. Answering paragraph 62 of the Petition, paragraph 62 constitutes argument and legal conclusions, and that basis Respondent OAL denies the allegations. To the extent the allegations pertain the actions of Respondent BSC, Respondent OAL lacks sufficient knowledge to admit any alleged act or failure to act on the part of Respondent BSC and on that basis denies such allegations.

Respondent OAL denies that Petitioner is entitled to the relief requested set forth in the prayer for relief in paragraphs 63-65, or to any relief at all.

In addition, Respondent OAL asserts the following defenses based on information and belief.

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**FIRST AFFIRMATIVE DEFENSE**

The Petition fails to allege facts sufficient to constitute a cause of action against Respondent OAL.

**SECOND AFFIRMATIVE DEFENSE**

Respondent OAL complied with all applicable laws at all relevant times including, but not limited to, Government Code sections 11340 *et seq.* and Government Code sections 6254, subdivision (k), and 6255.

**THIRD AFFIRMATIVE DEFENSE**

Respondent OAL has not knowingly or intentionally waived any exemption to disclosure, applicable defense or affirmative defense.

**FOURTH AFFIRMATIVE DEFENSE**

The Petition fails to allege facts sufficient to state a claim for attorneys' fees.

**FIFTH AFFIRMATIVE DEFENSE**

Any responsive records not disclosed by Respondent OAL to Petitioner are exempt from disclosure under the Public Records Act.

**SIXTH AFFIRMATIVE DEFENSE**

Because much of the Petition is alleged in conclusory terms, all affirmative defenses that may be applicable cannot be fully anticipated. Accordingly, Respondent OAL reserves the right to assert additional affirmative defenses if applicable.

WHEREFORE, Respondent OAL prays for relief as follows:

1. Deny Petitioner's Petition for writ of mandate;
2. Deny Petitioner's request for attorney's fees and costs;
3. Enter judgement in favor of Respondent OAL;
4. Award Respondent OAL all costs of suit; and
5. Award Respondent OAL such further relief that the Court deems just and proper.

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Dated: April 23, 2021

Respectfully Submitted,

MATTHEW RODRIQUEZ  
Acting Attorney General of California  
MICHELLE M. MITCHELL  
Supervising Deputy Attorney General



LAURA A. RANDLES-LITTLE  
Deputy Attorney General  
KEITH L. WURSTER  
Deputy Attorney General  
*Attorneys for Respondent  
Office of Administrative Law*

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**DECLARATION OF SERVICE BY E-MAIL and U.S. Mail**

Case Name: **Public.Resource.Org., Inc. v. California Office of Administrative Law,  
California Building Standards Commission**

No.: **34-2021-80003612**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On April 23, 2021, I served the attached **RESPONDENT CALIFORNIA OFFICE OF ADMINISTRATIVE LAW'S ANSWER TO THE VERIFIED PETITION FOR PREEMPTORY WRIT OF MANDATE ORDERING COMPLIANCE WITH THE CALIFORNIA PUBLIC RECORDS ACT** by transmitting a true copy via electronic mail. In addition, I placed a true copy thereof enclosed in a sealed envelope, in the internal mail system of the Office of the Attorney General, addressed as follows:

Matthew Caplan  
Joseph D. Mornin  
Ryan O'Hollaren  
Cooley LLP - San Francisco  
101 California Street, 5th Floor  
San Francisco, CA 94111

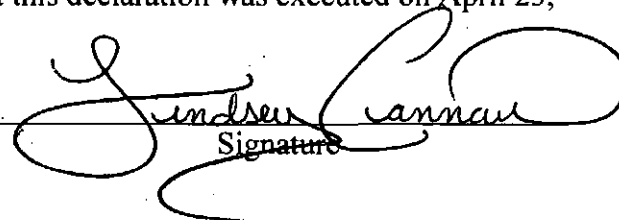
**E-mail Addresses:**

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[rohollaren@cooley.com](mailto:rohollaren@cooley.com)

*Attorneys for Plaintiff Public.Resource.Org,  
Inc.*

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on April 23, 2021, at Sacramento, California.

\_\_\_\_\_  
Lindsey Cannan  
Declarant

  
Signature