1 2 3 4 5 6 7 8 9 10	 DAVID LOY, Cal. Bar No. 229235 KHRYSTAN POLICARPIO, Cal. Bar No. 3491 FIRST AMENDMENT COALITION 534 4th Street, Suite B San Rafael, CA 94901-3334 Telephone: 415.460.5060 Email: dloy@firstamendmentcoalition.org kpolicarpio@firstamendmentcoalition.org SHEPPARD, MULLIN, RICHTER & HAMPTO A Limited Liability Partnership Including Professional Corporations TENAYA RODEWALD, Cal. Bar No. 248563 MATTHEW G. HALGREN, Cal. Bar No. 3059 1540 El Camino Real, Suite 120 Menlo Park, California 94025-4111 Telephone: 650.815.2600 Email: trodewald@sheppardmullin.com mhalgren@sheppardmullin.com 	ion.org ON LLP
11	Attorneys for Petitioner/Plaintiff BRIAN HOWEY	
12 13 14	SUPERIOR COURT OF THE STATE OF CALIFORNIA COUNTY OF FRESNO	
 15 16 17 18 19 20 21 22 23 24 	BRIAN HOWEY, Petitioner/Plaintiff, v. CITY OF FRESNO and PACO BALDERRAMA, IN HIS OFFICIAL CAPACITY AS CITY OF FRESNO CHIEF OF POLICE, Respondents/Defendants.	Case No. 23CECG01468 [Assigned for All Purposes to: Hon. Stephanie Negin, Dept. 404] PETITIONER'S NOTICE OF MOTION AND MOTION FOR JUDGMENT [Memorandum, Loy Declaration and Howey Declaration filed concurrently herewith] Date: August 2, 2023 Time: 1:30 p.m. Dept: 404 Judge: Stephanie Negin Petition Filed: April 18, 2023
25 26 27 28	TO: THE HONORABLE COURT, RESPONDENTS CITY OF FRESNO AND PACO BALDERRAMA, AND THEIR COUNSEL OF RECORD NOTICE IS HEREBY GIVEN that on August 2, 2023, at 1:30 p.m., or as soon thereafter as the matter can be heard, in Department 404 of the above-captioned court, located at 1130 O	
		-1- Case No. 23CECG01468 NOTICE OF MOTION AND MOTION FOR JUDGMENT

1	Street, Fresno, California, 93721, before the Honorable Stephanie Negin, Petitioner Brian Howey		
2	will move and hereby does move for an order and judgment granting his Verified Petition for Writ		
3	of Mandate Under the California Public Records Act and the California Constitution and		
4	Complaint for Declaratory and Injunctive Relief ("Petition"). Petitioner will also move and hereby		
5	does move for an order awarding him his attorney fees and costs, in an amount to be established		
6	by a subsequent motion.		
7	This motion is based on this notice, the Petition, the Memorandum of Points and		
8	Authorities filed herewith, the declarations of Brian Howey and David Loy filed herewith and all		
9	exhibits attached thereto, all other pleadings and papers on file in this action, and such other		
10	authority, argument, and evidence as may be presented to the Court at the hearing on or in		
11	connection with this motion.		
12	Dated: June 14, 2023		
13	FIRST AMENDMENT COALITION		
14	By /s/ David Loy		
15	DAVID LOY		
	Attorney for Petitioner BRIAN HOWEY		
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	-2- Case No. 23CECG01468		
	NOTICE OF MOTION AND MOTION FOR JUDGMENT		