

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
IN AND FOR THE FIFTH APPELLATE DISTRICT

SHERIFF CLAY PARKER; HERB
BAUER SPORTING GOODS; THE
CRPA FOUNDATION; ABLE'S
SPORTING, INC.; RTG SPORTING
COLLECTIBLES, LLC; and STEVEN
STONECIPHER,

Plaintiffs and Appellants,

v.

THE STATE OF CALIFORNIA;
XAVIER BECERRA, in his official
capacity as Attorney General for the
State of California; and the
CALIFORNIA DEPARTMENT OF
JUSTICE,

Defendants and Respondents.

Case No. F064510

**APPELLANTS' NOTICE OF ERRATA AND REQUEST TO
FILE CORRECTED BRIEF**

Fresno County Superior Court, Case No. 10-CECG-02116
Honorable Jeffrey Hamilton, Judge

C. D. Michel – SBN 144258
Anna M. Barvir – SBN 268728
MICHEL & ASSOCIATES, P.C.
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Long Beach, CA 90802
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Counsel for Plaintiffs-Appellants

**NOTICE OF ERRATA AND REQUEST TO FILE
CORRECTED REPLY BRIEF**

Plaintiffs-Appellants hereby submit this notice of errata and respectfully request leave of court to file a corrected version of Appellants' Reply Brief initially filed in this matter on December 18, 2017.

Due to an error in formatting exhibits, Appellants' Request for Judicial Notice and supporting documents filed on December 18, 2017, were rejected. The Court ordered Appellants to correct the errors and resubmit. Appellants complied on December 19, 2017. As a result, however, the page numbers appearing on the corrected exhibits are markedly different from the pages of those exhibits cited in Appellants' previously filed and accepted Reply Brief. To assist the Court in reviewing Appellants' documents, Appellants ask the Court to accept for timely filing the corrected brief being submitted simultaneously herewith.

The proposed brief corrects only citations to Appellants' Request for Judicial Notice exhibits in order to correspond with the corrected version of those exhibits filed on December 19, 2017. These revisions appear on pages 7-9, 11-12, and 22 of Appellants' Reply Brief. The proposed brief is, in all other respects, the same as the originally filed brief. No exhibits have been supplemented or added, and no new arguments or supporting points have been incorporated.

Appellants therefore respectfully request that the Court accept their corrected Reply Brief for timely filing.

Date: December 19, 2017

Respectfully Submitted,

Michel & Associates, P.C.

/s/ Anna M. Barvir
Anna M. Barvir
*Counsel for Plaintiffs-
Appellants*

PROOF OF ELECTRONIC SERVICE (Court of Appeal)	
Notice: This form may be used to provide proof that a document has been served in a proceeding in the Court of Appeal. Please read <i>Information Sheet for Proof of Service (Court of Appeal)</i> (form APP-009-INFO) before completing this form.	
Case Name: Parker, et al. v. The State of California, et al. Court of Appeal Case Number: F064510 Superior Court Case Number: 10-CECG-02116	

1. At the time of service I was at least 18 years of age.
 2. a. My ☐ residence ☒ business address is (*specify*):
180 E. Ocean Blvd., Suite 200, Long Beach, CA 90802
 - b. My electronic service address is (*specify*): ccastron@michellawyers.com
 3. I electronically served the following documents (*exact titles*):
Appellants' Notice of Errata and Request to File Corrected Brief
 4. I electronically served the documents listed in 3. as follows:
 - a. Name of person served: George Waters
On behalf of (*name or names of parties represented, if person served is an attorney*):
State of California, Xavier Becerra, and the California Department of Justice
 - b. Electronic service address of person served: george.waters@doj.ca.gov
 - c. On (*date*): December 19, 2017
- ☐ The documents listed in 3. were served electronically on the persons and in the manner described in an attachment (*write "APP-009E, Item 4" at the top of the page*).

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

Date: December 19, 2017

Christina Castron
(TYPE OR PRINT NAME OF PERSON COMPLETING THIS FORM)

 s/Christina Castron
(SIGNATURE OF PERSON COMPLETING THIS FORM)

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Case Name: Parker et al., v. The State of California, et al.

Court of Appeal Case Number: F064510

Superior Court Case Number: 10-CEGC-02116

1. At the time of service I was at least 18 years of age and **not a party to this legal action.**
2. My ☐ residence ☒ business address is (*specify*):
180 E. Ocean Blvd., Suite 200, Long Beach, CA 90802
3. I mailed or personally delivered a copy of the following document as indicated below (*fill in the name of the document you mailed or delivered and complete either a or b*):
Appellants' Notice of Errata and Request to File Corrected Brief

a. ☒ **Mail.** I mailed a copy of the document identified above as follows:

(1) I enclosed a copy of the document identified above in an envelope or envelopes **and**

(a) ☒ **deposited** the sealed envelope(s) with the U.S. Postal Service, with the postage fully prepaid.

(b) ☐ **placed** the envelope(s) for collection and mailing on the date and at the place shown in items below, following our ordinary business practices. I am readily familiar with this business's practice of collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. Postal Service, in a sealed envelope(s) with postage fully prepaid.

(2) Date mailed: December 19, 2017

(3) The envelope was or envelopes were addressed as follows:

(a) Person served:

(i) Name: Superior Court of California, County of Fresno, Attn: Jeffrey Y. Hamilton, Jr.

(ii) Address:

1100 Van Ness Ave., Dept. 402

Fresno, CA 93724-0002

(b) Person served:

(i) Name:

(ii) Address:

(c) Person served:

(i) Name:

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☐ Additional persons served are listed on the attached page (*write "APP-009, Item 3a" at the top of the page*).

- (4) I am a resident of or employed in the county where the mailing occurred. The document was mailed from (city and state):

Case Name: Parker, et al. v. The State of California, et al.	Court of Appeal Case Number: F064510
	Superior Court Case Number: 10-CEGC-02116

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(1) Person served:

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(b) Address where delivered:

(c) Date delivered:

(d) Time delivered:

(2) Person served:

(a) Name:

(b) Address where delivered:

(c) Date delivered:

(d) Time delivered:

(3) Person served:

(a) Name:

(b) Address where delivered:

(c) Date delivered:

(d) Time delivered:

☐ Names and addresses of additional persons served and delivery dates and times are listed on the attached page (*write "APP-009, Item 3b" at the top of the page*).

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

Date: December 19, 2017

Christina Castron
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