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9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
10 **COUNTY OF LOS ANGELES**

11 SAFARI CLUB INTERNATIONAL;  
CALIFORNIA RIFLE & PISTOL  
12 ASSOCIATION, INCORPORATED;  
CALIFORNIA BOWMEN  
13 HUNTERS/STATE ARCHERY  
ASSOCIATION; HOWL FOR  
14 WILDLIFE, INC.; CALIFORNIA DEER  
ASSOCIATION; and COALITION TO  
15 SAVE CATALINA ISLAND DEER,

16 Plaintiffs and Petitioners,

17 v.

18 CALIFORNIA DEPARTMENT OF FISH  
AND WILDLIFE; CALIFORNIA  
19 DEPARTMENT OF FISH AND  
WILDLIFE, SOUTH COAST REGION;  
20 and DOES 1-10,

21 Defendants and Respondents.

22 CATALINA ISLAND CONSERVANCY,

23 Real Party in Interest.  
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Case No. 26STCP00987

**REQUEST FOR JUDICIAL NOTICE IN  
SUPPORT OF REAL PARTY IN INTEREST  
CATALINA ISLAND CONSERVANCY'S  
DEMURRER**

(California Environmental Quality Act, Pub.  
Resources Code, § 21168.5; Code Civ. Proc.,  
§ 1085)

Assigned for All Purposes to:  
Honorable Curtis A. Kin, Dept. 836

Hearing Date: June 11, 2026  
Time: 1:30 p.m.

**CEQA CASE**

Filed Concurrently with Notice of Motion and  
Memorandum of Points and Authorities;  
Declaration of Edward T. Schexnayder

1 Pursuant to Evidence Code sections 452 and 453, Real Party in Interest Catalina Island  
2 Conservancy (“Conservancy”) requests that the Court take judicial notice of the following  
3 documents, true and correct copies of which are exhibits to the Verified Petition for Writ of  
4 Mandate or Other Appropriate Relief (“Petition”) and attached to the Declaration of Sean A.  
5 Brady In Support of Petition for Writ of Mandate or Other Appropriate Relief (“Brady Decl.”),  
6 filed with the Court on March 18, 2026. Pursuant to California Rule of Court 3.1306(c), the  
7 Conservancy does not attach these documents to this Request because they are already on file  
8 with the Court.

9 **Petition for Writ of Mandate Exhibit E:** First Notice of Exemption filed by the  
10 California Department of Fish and Wildlife (“Department”) (January 28, 2026)

11 **Petition for Writ of Mandate Exhibit F:** Second Notice of Exemption filed by the  
12 Department (February 2, 2026)

13 **Petition for Writ of Mandate Exhibit H:** Catalina Island Restoration Project 10-Year  
14 Workplan (2026-2035)

15 **Petition for Writ of Mandate Exhibit I:** Island Restoration Scientific Assessment

16 **Petition for Writ of Mandate Exhibit J:** Habitat Restoration and Monitoring Plan

17 **Petition for Writ of Mandate Exhibit K:** Restoration Management Permit, issued to the  
18 Conservancy by the Department

19 The Court can consider each of these documents because they are exhibits to the Petition.  
20 *Nealy v. County of Orange* (2020) 54 Cal.App.5th 594, 596-97 (the court may “look to exhibits  
21 attached to the complaint for operative facts”); *Bai v. Yip* (2024) 107 Cal.App.5th 188, 198  
22 (“The court must also look to any exhibits attached to the complaint for operative facts.”). These  
23 documents are also part of the administrative record for this action. *See* Public Resources Code  
24 section 21167.6(e) (record in CEQA actions includes all notices issued by the agency, all studies  
25 relied on by the agency, all project application materials, and the documentation of the final  
26 public agency decision).

27 The above documents are also subject to judicial notice under Evidence Code section  
28 452(d), and are relevant to the issues raised in the Conservancy’s demurrer. Under Evidence

1 Code section 452(d), courts may take judicial notice of “[r]ecords of ... any court of this state.”  
2 Each of the above documents has been filed with the court and thus fall within the scope of  
3 Evidence Code section 452(d).

4 The above documents are further subject to judicial notice under Evidence Code section  
5 452(c) as “[o]fficial acts of the legislative, executive, and judicial departments of any state of the  
6 United States.” Courts have interpreted “[o]fficial acts” to encompass both formal and informal  
7 agency actions, including “records, reports, and orders of administrative agencies.” *Rodas v.*  
8 *Speigel* (2001) 87 Cal.App.4th 513, 518. *See, e.g., McAllister v. County of Monterey* (2007) 147  
9 Cal.App.4th 253, 286, fn. 8 (judicial notice taken of agency staff report and related documents);  
10 *San Mateo County Coastal Landowners Assn. v. County of San Mateo* (1995) 38 Cal.App.4th  
11 523, 552 (taking judicial notice of legal analysis issued by the Secretary of Resources); *Fowler*  
12 *v. Howell* (1996) 42 Cal.App.4th 1746, 1750 (Court may take judicial notice of records and files  
13 of public agencies). Each of the listed documents are records of the Department and thus fall  
14 within the scope of Evidence Code section 452(c).

15 Judicial notice of these documents is required when the requesting party (i) gives the  
16 adverse parties sufficient notice of the request and (ii) furnishes the Court with sufficient  
17 information to enable the Court to take notice. Evid. Code § 453.

18 The Court may therefore properly consider each of the above documents in ruling on the  
19 Conservancy’s demurrer.

20 DATED: May 15, 2026

SHUTE, MIHALY & WEINBERGER LLP

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22  
23 By:



EDWARD T. SCHEXNAYDER

Attorneys for Real Party in Interest  
CATALINA ISLAND CONSERVANCY