

ORIGINAL

MAY 25 2018

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FILED
 SUPERIOR COURT OF CALIFORNIA
 COUNTY OF RIVERSIDE

MAY 24 2018

E. Usher

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12 Attorneys For Plaintiffs, Dr. Sang-Hoon Ahn,
 13 Dr. Laurence Boggeln, Dr. George Delgado, Dr.
 Philip Dreisbach, Dr. Vincent Fortanasce, Dr.
 14 Vincent Nguyen, and American Academy of
 Medical Ethics, d/b/a of Christian Medical and
 15 Dental Society

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF RIVERSIDE

18 DR. SANG-HOON AHN, DR. LAURENCE
 BOGGELN, DR. GEORGE DELGADO, DR.
 19 PHIL DREISBACH, DR. VINCENT
 FORTANASCE, DR. VINCENT NGUYEN,
 20 and AMERICAN ACADEMY OF
 MEDICAL ETHICS, d/b/a of CHRISTIAN
 21 MEDICAL AND DENTAL SOCIETY

Case No.: RIC 1607135

[PROPOSED] JUDGMENT

Complaint filed: June 8, 2016

Plaintiffs,

v.

23 MICHAEL HESTRIN, in his official capacity
 as District Attorney of Riverside County;
 24 ATTORNEY GENERAL OF THE STATE OF
 CALIFORNIA, KAMALA D. HARRIS, and
 25 the STATE OF CALIFORNIA by and through
 the CALIFORNIA DEPARTMENT OF
 26 PUBLIC HEALTH.

Defendants

FAXED

28

1 [PROPOSED] JUDGMENT

2 Please take notice that, on May 15, 2018, Plaintiffs SANG-HOON AHN, M.D.,
3 LAURENCE BOGGELN, M.D., GEORGE DELGADO, M.D., PHILIP DREISBACH, M.D.,
4 VINCENT FORTANASCE, M.D., VINCENT NGUYEN, D.O., and the AMERICAN
5 ACADEMY OF MEDICAL ETHICS, d/b/a of the CHRISTIAN MEDICAL AND DENTAL
6 SOCIETY's (collectively, "Plaintiffs") Motion for Judgment on the Pleadings ("Motion") came
7 on regularly in Department 4 of the above-entitled Court.

8 The Court granted Plaintiffs' Motion without leave to amend Defendant-Intervenors
9 Attorney General of the State of California and the California Department of Public Health's
10 Complaint-in-Intervention. The Court held the End of Life Option Act ("Act") was passed by a
11 special session of the Legislature in violation of Article IV § 3(b) of the California Constitution
12 because the Act is not encompassed by any "reasonable construction" of the Proclamation
13 granting the special session the authority to legislate. The Court therefore held that the Act was
14 void as unconstitutional. The Court further permanently enjoined Defendant State of California
15 from recognizing or enforcing the Act and permanently enjoined the District Attorney of
16 Riverside County ("District Attorney") from recognizing any exceptions the Act creates to
17 existing criminal law in the exercise of the District Attorney's criminal enforcement duties.

18 The Court entered the order granting Plaintiffs' Motion on May 21, 2018. A true and
19 correct copy of the Court's order is attached hereto as **Exhibit A**.

20 Therefore, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that judgment is
21 ordered in favor of Plaintiffs and against Defendant-Intervenors Attorney General of the State of
22 California and the California Department of Public Health.

23
24 Dated: 5/24 2018

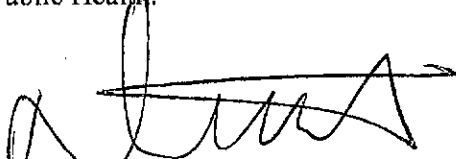
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26 _____
27 Honorable Daniel A. Ottolia
28 Judge of the Superior Court

EXHIBIT A

ORIGINAL

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

MAY 21 2018

E. Usher *EJU*

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28 Dr. Laurence Boggeln, Dr. George Delgado, Dr.
Philip Dreisbach, Dr. Vincent Fortanasce, Dr.
Vincent Nguyen, and American Academy of
Medical Ethics, d/b/a of Christian Medical and
Dental Society

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF RIVERSIDE

DR. SANG-HOON AHN, DR. LAURENCE
BOGGEIN, DR. GEORGE DELGADO, DR.
PHIL DREISBACH, DR. VINCENT
FORTANASCE, DR. VINCENT NGUYEN,
and AMERICAN ACADEMY OF
MEDICAL ETHICS, d/b/a of CHRISTIAN
MEDICAL AND DENTAL SOCIETY

Plaintiffs,

v.

MICHAEL HESTRIN, in his official capacity
as District Attorney of Riverside County;

Case No.: RIC 1607135

~~PROPOSED~~ ORDER RE:
PLAINTIFFS' MOTION FOR
JUDGMENT ON THE PLEADINGS

*[Lodged Concurrently with Plaintiffs' Motion
for Judgment on the Pleadings and Request
for Judicial Notice]*

Date: March 12, 2018

Time: 8:30 a.m.

Dept.: 4

RES ID: RES75144

MAY 21 2018

FEB 13 2018

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ATTORNEY GENERAL OF THE STATE OF CALIFORNIA, KAMALA D. HARRIS, and the STATE OF CALIFORNIA by and through the CALIFORNIA DEPARTMENT OF PUBLIC HEALTH

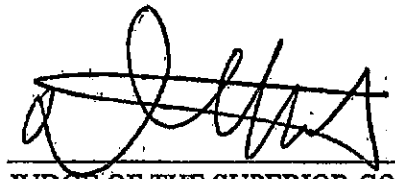
Complaint filed: June 8, 2016

Defendant

On March 12, 2018, Plaintiffs' Motion for Judgment on the Pleadings ("Motion") came before this Court for hearing. Appearances were stated on the record. The Court, having received and considered all of the papers and evidence filed in support of the Motion, and having considered oral argument of counsel, and having found good cause, hereby order that the Motion is GRANTED.

IT IS HEREBY ORDERED AND ADJUDGED that Plaintiffs' Motion for Judgment on the Pleadings is GRANTED.

DATED: 5-21-18



JUDGE OF THE SUPERIOR COURT

Daniel A. Ottolla

3 **PROOF OF SERVICE**

4 I am a citizen of the United States. My business address is Larson O'Brien LLP, 555 S.
5 Flower Street, Suite 4400, Los Angeles, CA. I am employed in the County of Los Angeles where
6 this service occurs. I am over the age of 18 years, and not a party to the within cause.

7 On the date set forth below, according to ordinary business practice, I served the foregoing
8 document(s) described as:

9 **[PROPOSED] ORDER RE: PLAINTIFFS' MOTION FOR JUDGMENT**
10 **ON THE PLEADINGS**

11 (BY E-MAIL) On this date, I personally transmitted the foregoing document(s) via
12 electronic mail to the e-mail address(es) of the person(s) on the attached service
13 list.

14 (BY MAIL) I placed a true copy of the foregoing document in a sealed envelope
15 addressed to each interested party, as stated on the attached service list. I placed
16 each such envelope, with postage thereon fully prepaid, for collection and mailing
17 at Larson O'Brien LLP, Los Angeles, California. I am readily familiar with
18 Larson O'Brien LLP's practice for collection and processing of correspondence for
19 mailing with the United States Postal Service. Under that practice, the
20 correspondence would be deposited in the United States Postal Service on that
21 same day in the ordinary course of business.

22 (BY PERSONAL SERVICE) On this date, I delivered by hand envelope(s)
23 containing the document(s) to the persons(s) on the attached service list.

24 (BY OVERNIGHT DELIVERY) On this date, I placed the documents in
25 envelope(s) addressed to the person(s) on the attached service list, and caused
26 those envelopes to be delivered to an overnight delivery carrier, with delivery fees
27 provided for, for next-business-day delivery to whom it is to be served.

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

Executed on February 9, 2018, at Los Angeles, California.



Jacqueline Neal

Dr. Sang-Hoon Ahn, et al. v. Michael Hestrin, etc., et al.
Case No.: RIC 1607135

SERVICE LIST

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Hon. Michael Hestrin
District Attorney
Office of the District Attorney
County of Riverside
3960 Orange Street
Riverside, CA 92501

3 **PROOF OF SERVICE**

4 I am a citizen of the United States. My business address is Larson O'Brien LLP, 555 S.
5 Flower Street, Suite 4400, Los Angeles, CA. I am employed in the County of Los Angeles where
6 this service occurs. I am over the age of 18 years, and not a party to the within cause.

7 On the date set forth below, according to ordinary business practice, I served the
8 foregoing document(s) described as:

9 **[PROPOSED] JUDGMENT**

10 (BY FAX) I transmitted via facsimile, from facsimile number 213-623-2000, the
11 document(s) to the person(s) on the attached service list at the fax number(s) set
12 forth therein, on this date before 5:00 p.m. A statement that this transmission was
reported as complete and properly issued by the sending fax machine without error
is attached to this Proof of Service.

13 (BY E-MAIL) On this date, I personally transmitted the foregoing document(s) via
14 electronic mail to the e-mail address(es) of the person(s) on the attached service list.

15 (BY MAIL) I placed a true copy of the foregoing document in a sealed envelope
16 addressed to each interested party, as stated on the attached service list. I placed
17 each such envelope, with postage thereon fully prepaid, for collection and mailing
18 at Larson O'Brien LLP, Los Angeles, California. I am readily familiar with Larson
O'Brien LLP's practice for collection and processing of correspondence for mailing
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ordinary course of business.

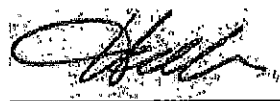
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21 (BY OVERNIGHT DELIVERY) On this date, I placed the documents in
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24 (State) I declare under penalty of perjury under the laws of the State of California
25 that the foregoing is true and correct.
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Executed on May 22, 2018, at Los Angeles, CA.



Haewon Park

1 Dr. Sang-Hoon Ahn, et al. v. Michael Hestrin, etc., et al.
2 Case No.: RIC 1607135

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