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 2 RACHEL J. SATER, State Bar No. 147976
 3 KATHRYN J. ZOGLIN, State Bar No. 121187
 4 MOSCONE EMBLIDGE & SATER LLP
 5 220 Montgomery Street, Suite 2100
 San Francisco, California 94104-4238
 Telephone: (415) 362-3599
 Facsimile: (415) 362-2006

6 Attorneys for Plaintiffs Association of Retired
 7 Employees of the City of Stockton, Shelley Green,
 8 Patricia Hernandez, Reed Hogan, Glenn E.
 Matthews, Patrick L. Samsell, Alfred J. Siebel,
 Brenda Jo Tubbs, and Teri Williams on Behalf of
 Themselves and Others Similarly Situated

9
 10 **UNITED STATES BANKRUPTCY COURT**
 11 **EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION**

12 In re:
 13 CITY OF STOCKTON, CALIFORNIA,
 14 Debtor.

Case No. 12-32118
 Chapter 9

15 ASSOCIATION OF RETIRED EMPLOYEES
 16 OF THE CITY OF STOCKTON, a nonprofit
 17 California corporation, SHELLEY GREEN,
 18 PATRICIA HERNANDEZ, REED HOGAN,
 19 GLENN E. MATTHEWS, PATRICK L.
 SAMSELL, ALFRED J. SIEBEL, BRENDA
 JO TUBBS, TERI WILLIAMS, on Behalf of
 Themselves and Others Similarly Situated,

Adv. No.
 DECLARATION OF KATHRYN ZOGLIN
 IN SUPPORT OF APPLICATION FOR
 TEMPORARY RESTRAINING ORDER
 AND PRELIMINARY INJUNCTION OR
 IN THE ALTERNATIVE RELIEF FROM
 STAY

20 Plaintiffs,
 21 vs.
 22 CITY OF STOCKTON, CALIFORNIA,
 23 Defendant.

Date:
 Time:
 Courtroom:
 Judge: Hon. Christopher Klein

24
 25 I, Kathryn Zoglin, declare:

26 1. I have personal knowledge of the facts set forth in this declaration and, if called as
 27 a witness, I could and would testify competently to these facts under oath.

EXHIBIT A

LAW OFFICES OF
MOSCONE EMBLIDGE & SATER LLP
220 MONTGOMERY STREET, SUITE 2100
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 362-3599 FAX: (415) 362-2006

July 9, 2012

VIA FACSIMILE AND U.S. MAIL
(916) 329-4900

Marc A. Levinson
ORRICK, HERRINGTON & SUTCLIFFE LLP
400 Capitol Mall, Suite 3000
Sacramento, California 95814-4497

Re: In Re City of Stockton, California
U.S. Bankruptcy Court, Eastern District of California
Bankruptcy Case No. 12-32118

Dear Mr. Levinson:

I represent the Association of Retired Employees of the City of Stockton, Shelley Green, Patricia Hernandez, Reed Hogan, Glenn E. Matthews, Patrick L. Samsell, Alfred J. Siebel, Brenda Jo Tubbs, and Teri Williams.

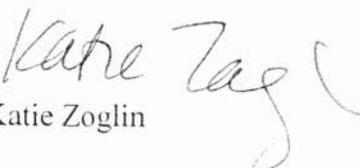
I am writing to notify you that tomorrow we plan on filing (1) an adversary complaint for declaratory relief and (2) an application for a temporary restraining order and a preliminary injunction. We will be asking the Honorable Christopher Klein, Chief Judge, to hear the TRO on Thursday, July 12, 2012, at 1:30 p.m. We are advised that Judge Klein does permit counsel to appear by telephone. We understand that Steven Felderstein, counsel for the City retirees during the AB 506 process, gave you informal notice of this action last week.

We will ask the Court: (1) to order the City of Stockton to refrain from implementing any aspects of its "pendency plan" that relate to the health care benefits of retirees of the City of Stockton; (2) to order the City of Stockton to continue paying and providing health care benefits for the retirees of the City of Stockton; (3) to waive any bond requirements; and (4) in the alternative, to grant relief from stay.

Please let me know if you are able to accept service of the above on behalf of the City of Stockton.

Sincerely,

MOSCONE EMBLIDGE & SATER LLP


Katie Zoglin

Confirmation Report - Memory Send

Time : 07-09-2012 02:43pm
Tel line : 4153622006
Name : MOSCONE EMBLIDGE & SATER LLP

Job number : 947
Date : 07-09 02:42pm
To : 19163294900
Document pages : 002
Start time : 07-09 02:42pm
End time : 07-09 02:43pm
Pages sent : 002
Status : OK

Job number : 947

*** SEND SUCCESSFUL ***



220 MONTGOMERY STREET, SUITE 2100
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 362-3599 FAX: (415) 362-2006

FACSIMILE COVER SHEET

July 9, 2012
3:35:29 PM

To: Marc A. Levinson	Fax: 916-329-4900
Company: Orrick, Herrington, et al.	Pages: 2 (including cover page)
From: Mardoux Torrise for Katie Zoglin	<i>Please contact our office if you did not receive all of the pages or there is another problem.</i>
Re: In Re City of Stockton	CC:

MESSAGE:

Please see attached; original to follow via U.S. Mail.

CONFIDENTIALITY NOTE: This and any accompanying pages contain information from the Law Offices of Moscone Emblidge & Sater LLP which is confidential and privileged. The information is intended for the use of the individual or entity named above. If you are not the intended recipient, then be aware that any disclosure, copying, distribution or use of the accompanying document (or the information contained in it) is prohibited. If you have received this facsimile transmission in error, please notify our offices immediately so that we can arrange for retrieval at no cost to you.

EXHIBIT B

LAW OFFICES OF
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220 MONTGOMERY STREET, SUITE 2100
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 362-3599 FAX: (415) 362-2006

July 9, 2012

VIA FACSIMILE AND U.S. MAIL
(209) 937-8898

John Luebberke, City Attorney
City of Stockton
425 N. El Dorado Street, 2nd Floor
Stockton, California 95202

Re: In Re City of Stockton, California
U.S. Bankruptcy Court, Eastern District of California
Bankruptcy Case No. 12-32118

Dear Mr. Luebberke:

I represent the Association of Retired Employees of the City of Stockton, Shelley Green, Patricia Hernandez, Reed Hogan, Glenn E. Matthews, Patrick L. Samsell, Alfred J. Siebel, Brenda Jo Tubbs, and Teri Williams.

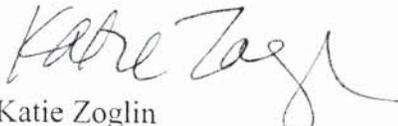
I am writing to notify you that tomorrow we plan on filing (1) an adversary complaint for declaratory relief and (2) an application for a temporary restraining order and a preliminary injunction. We will be asking the Honorable Christopher Klein, Chief Judge, to hear the TRO on Thursday, July 12, 2012 at 1:30 p.m. We are advised that Judge Klein does permit counsel to appear by telephone.

We will ask the Court: (1) to order the City of Stockton to refrain from implementing any aspects of its "pendency plan" that relate to the health care benefits of retirees of the City of Stockton; (2) to order the City of Stockton to continue paying and providing health care benefits for the retirees of the City of Stockton; (3) to waive any bond requirements; and (4) in the alternative, to grant relief from stay.

Do not hesitate to contact me if you have questions.

Sincerely,

MOSCONE EMBLIDGE & SATER LLP


Katie Zoglin

Confirmation Report - Memory Send

Time : 07-09-2012 02:41pm
Tel line : 4153622006
Name : MOSCONE EMBLIDGE & SATER LLP

Job number : 946
Date : 07-09 02:39pm
To : 12099378898
Document pages : 002
Start time : 07-09 02:39pm
End time : 07-09 02:41pm
Pages sent : 002
Status : OK

Job number : 946 *** SEND SUCCESSFUL ***



220 MONTGOMERY STREET, SUITE 2100
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 362-3599 FAX: (415) 362-2006

FACSIMILE COVER SHEET

July 9, 2012
3:32:54 PM

To: John Luebberke, City Attorney	Fax: 209-937-8898
Company: City of Stockton	Pages: 2 (including cover page)
From: Mardoux Torrise for Katie Zoglin	<i>Please contact our office if you did not receive all of the pages or there is another problem.</i>
Re: In Re City of Stockton	CC:

MESSAGE:
Please see attached; original to follow via U.S. Mail.

CONFIDENTIALITY NOTE: This and any accompanying pages contain information from the Law Offices of Moscone Emblidge & Sater LLP which is confidential and privileged. The information is intended for the use of the individual or entity named above. If you are not the intended recipient, then be aware that any disclosure, copying, distribution or use of the accompanying document (or the information contained in it) is prohibited. If you have received this facsimile transmission in error, please notify our offices immediately so that we can arrange for retrieval at no cost to you.

EXHIBIT C

LAW OFFICES OF
MOSCONE EMBLIDGE & SATER LLP
220 MONTGOMERY STREET, SUITE 2100
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 362-3599 FAX: (415) 362-2006

June 28, 2012

VIA FACSIMILE AND U.S. MAIL
(209) 937-8447

City Clerk's Office
City of Stockton
425 N. El Dorado Street
Stockton, California 95202

Re: Public Records Request (Gov't Code §§ 6250, *et seq.*)

Dear Office of the City Clerk:

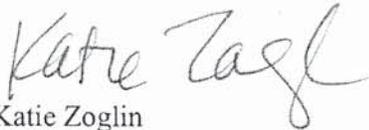
Pursuant to the California Public Records Act (California Government Code sections 6250, *et seq.*), please provide copies of the following documents:

1. All City Council ordinances or resolutions related to retiree health care benefits from 1975 to the present.
2. All City Council ordinances or resolutions approving MOUs or other agreements with employees or employee bargaining units that included retiree healthcare benefits from 1975 to the present.
3. Minutes from City Council meetings that accepted or approved Comprehensive Annual Financial Reports for the City of Stockton from 1990 to the present.

Time is of the essence and we would appreciate an immediate response. Do not hesitate to contact me if you have any questions.

Thank you for your attention to this matter.

Sincerely,



Katie Zoglin

Confirmation Report - Memory Send

Time : 06-28-2012 02:32pm
Tel line : 4153622006
Name : MOSCONE EMBLIDGE & SATER LLP

Job number : 918
Date : 06-28 02:31pm
To : 12099378447
Document pages : 002
Start time : 06-28 02:31pm
End time : 06-28 02:32pm
Pages sent : 002
Status : OK

Job number : 918 *** SEND SUCCESSFUL ***



220 MONTGOMERY STREET, SUITE 2100
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 362-3599 FAX: (415) 362-2006

FACSIMILE COVER SHEET

June 28, 2012
3:25:57 PM

To: Office of the City Clerk	Fax: 209-937-8447
Company: City of Stockton	Pages: 2 (including cover page)
From: Mardoux Torrise for Katie Zoglin	<i>Please contact our office if you did not receive all of the pages or there is another problem.</i>
Re: Public Records Request	CC:

MESSAGE:

Please see attached; original to follow via U.S. Mail.

CONFIDENTIALITY NOTE: This and any accompanying pages contain information from the Law Offices of Moscone Emblidge & Sater LLP which is confidential and privileged. The information is intended for the use of the individual or entity named above. If you are not the intended recipient, then be aware that any disclosure, copying, distribution or use of the accompanying document (or the information contained in it) is prohibited. If you have received this facsimile transmission in error, please notify our offices immediately so that we can arrange for retrieval at no cost to you.

EXHIBIT D

LAW OFFICES OF
MOSCONE EMBLIDGE & SATER LLP
220 MONTGOMERY STREET, SUITE 2100
SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: (415) 362-3599 FAX: (415) 362-2006

July 10, 2012

VIA FACSIMILE AND U.S. MAIL
(209) 937-8447

City Clerk's Office
City of Stockton
425 N. El Dorado Street
Stockton, California 95202

Re: Public Records Request (Gov't Code §§ 6250, *et seq.*)

Dear Office of the City Clerk:

In follow up to our request (attached), we ask that all responsive documents be delivered electronically in PDF format to zoglin@mesllp.com, with a copy to torrise@mesllp.com.

Again, time is of the essence and we would appreciate an immediate response. Do not hesitate to contact our office with any questions. Thank you in advance for your attention to this matter.

Sincerely,

Mardoux Torrise
Secretary to Katie Zoglin

/mlt
Enclosure

EXHIBIT E



CITY OF STOCKTON

OFFICE OF THE CITY MANAGER

City Hall • 425 N. El Dorado Street • Stockton, CA 95202-1997 • 209 / 937-8212 • Fax 209 / 937-7149
www.stocktongov.com

July 9, 2012

Katie Zoglin
Moscone Emblidge & Sater LLP
220 Montgomery Street, Suite 2100
San Francisco, CA 94104

Re: California Public Records Act Request dated June 28, 2012 – Retiree Benefits, MOUs and CAFRs

*****Response sent via e-mail zoglin@mesllp.com & torrise@mesllp.com*****

Dear Ms. Zoglin,

I am writing in response to your request for public records, dated June 28, 2012, pursuant to the Public Records Act ("Act") (Gov. Code § 6250, *et seq.*).

A search has been initiated to respond to the request. Because some of the requested documents may be located apart from City Hall, the City is extending the time to respond by 14 days as authorized by Section 6253, subdivision (c) of the Government Code.

If you have any questions, please contact me at (209) 937-8827.

Sincerely,

Connie Cochran
Public Information Officer

Cc: John Luebberke, City Attorney