

F I L E D
Clerk of the Superior Court

JUN 05 2009

By: A. HUSTED, Deputy,

CALIFORNIA SUPERIOR COURT
SAN DIEGO COUNTY

CITY OF SAN DIEGO,

Petitioner

v.

**SAN DIEGO POLICE OFFICERS
ASSOCIATION INCORPORATED, et. al.**

Respondent

Case No. 2009-86499-CTL

**ORDER TO SHOW CAUSE RE
TEMPORARY RESTRAINING ORDER
FREEZING RETIREMENT ELECTION
OPTIONS PENDING HEARING**

**Judge David B. Oberholtzer
Department 67**

TO THE CITY OF SAN DIEGO AND ALL INTERESTED PERSONS:

You are ordered to appear in Department 67 of the San Diego Superior Court on Monday, June 8, 2009, at 11:00 am before Judge David B. Oberholtzer to show cause, if any there be, why the court should not issue a temporary restraining order prohibiting the City of San Diego, its boards, commissions and administrators, from compelling any employee (including but not limited to firefighters, police and municipal workers) to make an election of any sort relating or referring to the City's Deferred Retirement Option Plan (whether provided for in memoranda of understanding, contract, City Charter or otherwise) pending further order of this court. Any election by an employee that could have been made or must have been made in the time between this restraining order and further order of this court, shall be deemed to have been made on or before the respective election date, *nunc pro tunc*.

SO ORDERED

Dated: June 5, 2009



DAVID B. OBERHOLTZER
Judge of the Superior Court

ORDER TO SHOW CAUSE