

REMCHO, JOHANSEN & PURCELL, LLP  
ATTORNEYS AT LAW

201 DOLORES AVENUE  
SAN LEANDRO, CA 94577  
PHONE: (510) 346-6200  
FAX: (510) 346-6201  
EMAIL: mprinzing@rjp.com  
WEBSITE: www.rjp.com

SACRAMENTO PHONE: (916) 264-1818

Joseph Remcho (1944-2003)  
Robin B. Johansen  
Kathleen J. Purcell (Ret.)  
James C. Harrison  
Thomas A. Willis  
Karen Getman  
Margaret R. Prinzing  
Kari Krogseng

COPY

April 22, 2010

FILED

APR 22 2010

COURT OF APPEAL - THIRD DISTRICT  
DEENA C. FAWCETT

BY \_\_\_\_\_ Deputy

VIA HAND DELIVERY

Clerk of the Court  
Court of Appeal, Third Appellate District  
621 Capitol Mall, 10th Floor  
Sacramento, CA 95814

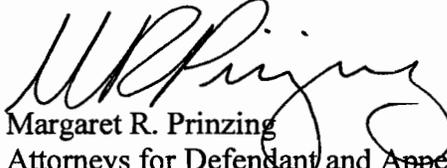
Re: *California Attorneys, etc. v. John Chiang, as State Controller, etc.;*  
*Arnold Schwarzenegger, as Governor, etc., et al.*, No. C061009

Dear Clerk of the Court:

Pursuant to Rule 8.200(a)(5) of the California Rules of Court, defendant and appellant State Controller John Chiang adopts by reference in this case his supplemental letter reply brief filed in *Professional Engineers in California Government, et al. v. John Chiang, as State Controller, etc.; Arnold Schwarzenegger, as Governor, etc., et al.*, Court of Appeal Number C061011, an appeal arising from the same superior court order resolving three related cases.

Respectfully submitted,

REMCHO, JOHANSEN & PURCELL, LLP

  
Margaret R. Prinzing  
Attorneys for Defendant and Appellant  
John Chiang

MRP:NL

**PROOF OF SERVICE**

I, the undersigned, declare under penalty of perjury that:

I am a citizen of the United States, over the age of 18, and not a party to the within cause or action. My business address is 201 Dolores Avenue, San Leandro, CA 94577.

On April 22, 2010, I served a true copy of the following document(s):

**Notice of Adoption of Supplemental Letter Reply Brief**

on the following party(ies) in said action:

Please see attached service list.

- BY UNITED STATES MAIL:** By enclosing the document(s) in a sealed envelope or package addressed to the person(s) at the address above and
  - depositing the sealed envelope with the United States Postal Service, with the postage fully prepaid.
  - placing the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with the businesses' practice for 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 United States Postal Service, located in San Leandro, California, in a sealed envelope with postage fully prepaid.
  
- BY OVERNIGHT DELIVERY:** By enclosing the document(s) in an envelope or package provided by an overnight delivery carrier and addressed to the persons at the addresses listed. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.
  
- BY MESSENGER SERVICE:** By placing the document(s) in an envelope or package addressed to the persons at the addresses listed and providing them to a professional messenger service for service.
  
- BY FACSIMILE TRANSMISSION:** By faxing the document(s) to the persons at the fax numbers listed based on an agreement of the parties to accept service by fax transmission. No error was reported by the fax machine used. A copy of the fax transmission is maintained in our files.
  
- BY EMAIL TRANSMISSION:** By emailing the document(s) to the persons at the email addresses listed based on a court order or an agreement of the parties to accept service by email. No electronic message or other indication that the transmission was unsuccessful was received within a reasonable time after the transmission.

I declare, under penalty of perjury, that the foregoing is true and correct.

Executed on April 22, 2010, in San Leandro, California.

  
Michael Narciso

**SERVICE LIST**

Patrick James Whalen  
Law Office of Brooks Ellison  
1725 Capitol Avenue  
Sacramento, CA 95811  
Phone: (916) 448-2187  
Fax: (916) 448-5346

*Attorneys for Plaintiff and Appellant California  
Attorneys, Administrative Law Judges and Hearing  
Officers in State Employment*

David W. Tyra  
Kronick, Moskovitz, Tiedemann &  
Girard  
400 Capitol Mall, 27th Floor  
Sacramento, CA 95814  
Phone: (916) 321-4500  
Fax: (916) 321-4555

*Attorneys for Defendants and Respondents  
Governor Arnold Schwarzenegger and David Gilb*

Will M. Yamada  
Chief Counsel  
Department of Personnel  
Administration  
1515 "S" Street, North Building,  
Suite 400  
Sacramento, CA 95811-7246  
Phone: (916) 324-0512  
Fax: (916) 323-4723

*Attorneys for Defendant and Respondent David  
Gilb*

Richard Chivaro  
State Controller's Office  
Chief Counsel  
300 Capitol Mall, Suite 1850  
Sacramento, CA 95814  
Phone: (916) 445-6854  
Fax: (916) 322-1220

*Attorneys for Defendant and Appellant State  
Controller John Chiang*

Jeffrey Ryan Rieger  
Reed Smith LLP  
101 Second Street, Suite 1800  
San Francisco, CA 94105  
Phone: (415) 543-8700  
Fax: (415) 391-8269

*Attorneys for Amicus Curiae as Appellant Teachers  
Retirement Board of the California State Teachers'  
Retirement System*

Clerk to the  
Honorable Patrick Marlette  
Sacramento County Superior Court  
720 Ninth Street, Department 19  
Sacramento, CA 95814

California Supreme Court  
Electronic Copy Served Pursuant to  
CRC Rule 8.212

(00108792)