

SUPREME COURT COPY

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October 28, 2019

BY HAND DELIVERY

Mr. Jorge E. Navarrete
Supreme Court Clerk and Executive Officer
California Supreme Court
350 McAllister Street, Room 1295
San Francisco, CA 94102

SUPREME COURT FILED

OCT 28 2019

Jorge Navarrete Clerk

Re: United Educators of San Francisco AFT/CFT, AFL-CIO, NEA/CTA v.
California Unemployment Insurance Appeals Board (San Francisco Unified
School District, Real Party in Interest and Respondent)
Supreme Court Case No. S235903
Notice of New Authority Pursuant to California Rule of Court 8.254

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Dear Mr. Navarrete:

Petitioner United Educators of San Francisco, AFT,CTF,AFL-CIO, NEA/CTA hereby
advises the Court of the recent decisions of the California courts:

Dynamex Operations West, Inc. v. Superior Court (2018) 4 Cal.5th 903, 952-954 and
955-56 fn 23;

Boling v. Public Employment Relations Bd. (2018) 5 Cal.5th 898, 911-913;

Heckart v. A-1 Self Storage, Inc. (2018) 4 Cal. 5th 749, 769

Ferra v. Loews Hollywood Hotel, LLC (Oct. 9, 2019, No. B283218) \_\_ Cal.App.5th
\_\_ [2019 Cal.App.LEXIS 1003];

People v. Miracle (2018) 6 Cal.5th 318, 340 fn. 1

Sincerely,

David A. Rosenfeld signature
David A. Rosenfeld

DAR:kk
opeiu 29 afl-cio(1)

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cc: See Proof of Service attached (by email)

**PROOF OF SERVICE  
(CCP §1013)**

I am a citizen of the United States and resident of the State of California. I am employed in the County of Alameda, State of California, in the office of a member of the bar of this Court, at whose direction this service was made. I am over the age of eighteen years and not a party to the within action.

On October 28, 2019, I served the following documents in the manner described below:

**CORRESPONDENCE TO CLERK OF THE COURT RE NOTICE OF NEW AUTHORITY  
PURSUANT TO CALIFORNIA RULE OF COURT 8.254**

- BY ELECTRONIC SERVICE: By electronically mailing a true and correct copy through Weinberg, Roger & Rosenfeld's electronic mail system from [kkempler@unioncounsel.net](mailto:kkempler@unioncounsel.net) to the email addresses set forth below.

On the following part(ies) in this action:

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- (BY U.S. MAIL) I am personally and readily familiar with the business practice of Weinberg, Roger & Rosenfeld for collection and processing of correspondence for mailing with the United States Postal Service, and I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States Postal Service at Alameda, California.

On the following part(ies) in this action:

Clerk of the Court for  
The Honorable Richard B. Ulmer, Jr.  
San Francisco Superior Court  
400 McAllister Street  
San Francisco, CA 94102

Clerk of the Court  
Court of Appeal, First Appellate District,  
Division 1  
350 McAllister Street  
San Francisco, CA 94102

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on October 28, 2019, at Alameda, California.

  
\_\_\_\_\_  
Karen Kempler