

1 ROB BONTA
Attorney General of California
2 HARINDER KAPUR
Senior Assistant Attorney General
3 JOSHUA EISENBERG
Supervising Deputy Attorney General
4 State Bar No. 279323
Deputy Attorney General
5 ETHAN A. TURNER
Deputy Attorney General
6 State Bar No. 294891
1300 I Street
7 PO Box 944255
Sacramento, CA 94244-2550
8 Ethan.Turner@doj.ca.gov.
Attorneys for Respondents State of California
9 and Attorney General Rob Bonta

ELECTRONICALLY FILED
Superior Court of California,
County of San Diego
04/26/2022 at 04:18:00 PM
Clerk of the Superior Court
By Taylor Crandall, Deputy Clerk

*Exempt from filing fees pursuant to
Gov. Code §6103*

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SAN DIEGO
12 CENTRAL DIVISION
13

14 **DARRYL COTTON, an individual,**

15 Plaintiff and Petitioner,

16 v.
17

18 **STATE OF CALIFORNIA, a public entity,**
19 **ROBERT BONTA, an individual acting**
under color of law; and DOES 1 through
20 **200, inclusive,**

21 Defendants and Respondents.
22
23

Case No. 37-2021-00053551-CU-WM-CTL

**DECLARATION OF ETHAN TURNER
IN SUPPORT OF DEMURRER TO
PETITION FOR WRIT OF MANDAMUS
AND COMPLAINT FOR INJUNCTIVE
RELIEF;**

**PURSUANT TO CODE OF CIVIL
PROCEDURE § 430.41**

Date:
Time:
Dept: C-64
Judge: The Honorable John S. Meyer
Trial Date:
Action Filed: December 22, 2021

24 I Ethan Turner Declare as follows:

25 1. I am an attorney duly licensed to practice law before the Courts of the State of California.
26 I am a Deputy Attorney General assigned to represent the Defendants and Respondents
27 (“Respondents”) in the above entitled matter. I have personal knowledge of the information set
28 forth herein below, all of which is true and correct of my own personal knowledge and belief, and

1 if called upon to testify, I could and would competently testify thereto.

2 2. Pursuant to Code of Civil Procedure section 430.41, I met and conferred with Plaintiff and
3 Petitioner Darryl Cotton ("Petitioner") in this case, as follows:

4 3. I sent Petitioner an email on February 22, 2022 at 12:56 p.m, informing him of my intent
5 to file a demurrer. The correspondence also explained the statutory requirement to meet and
6 confer, and identified February 23, 2022 as the deadline for meeting that requirement.

7 4. Having received no response to my email correspondence, I called Petitioner at
8 approximately 4:04 p.m. on February 22, 2022. During this call, we discussed each of the grounds
9 for the demurrer over the course of a forty-five minute conversation.

10 I declare under penalty of perjury under the laws of the State of California that the
11 foregoing is true and correct.

12 Executed on February 28, 2022, at Rancho Cordova, California.

13 
14 _____

15 Ethan Turner
16
17
18
19
20
21
22
23
24
25
26
27
28

DECLARATION OF SERVICE BY E-MAIL

Case Name: **Cotton v. State of CA, et. al.**
Case No.: **37-2021-00053551-CU-WM-CTL**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for the transmission of electronic mail.

On April 26, 2022, I served the attached **DECLARATION OF ETHAN TURNER
IN SUPPORT OF DEMURRER TO PETITION FOR WRIT OF MANDAMUS AND
COMPLAINT FOR INJUNCTIVE RELIEF**

by transmitting a true copy via electronic mail, addressed as follows:

Darryl Cotton
6176 Federal Blvd.
San Diego, CA 92114
E-mail Address: 151DarrylCotton@gmail.com

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on April 26, 2022, at Rocklin, California.

N. Clark

Declarant



Signature