

TAXPAYERS FOR ACCOUNTABLE SCHOOL BOND SPENDING V. SAN DIEGO
UNIFIED SCHOOL DISTRICT

APPEAL FILED REGARDING JUDGE TAYLOR'S IMPLEMENTATION OF PRIOR
APPELLATE COURT RULING REGARDING PAYBACK OF ILLEGALLY SPENT
SCHOOL BOND MONEY

DATE: May 16, 2014

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SAN DIEGO:

Yesterday, Plaintiff and Petitioner TAXPAYERS FOR ACCOUNTABLE SCHOOL BOND SPENDING filed an appeal to the Court of Appeal of the State of California from an Order After Judgment based on the ruling of the Honorable Timothy B. Taylor made in Department 72 of the above entitled court and which was entered on March 24, 2014.

http://www.tfasbs.org/uploads/Notice_of_Appeal-Conformed.pdf

It is Taxpayers' contention that Judge Taylor did not follow through with the prior March 26, 2013 decision made by the Court of Appeal, Fourth Appellate District. An excerpt from the Appellate Court's Disposition (on page 73 of the court's opinion) stated the following:

“...The matter is remanded with directions that the superior court grant the petition for writ of mandate and issue the injunctive and declaratory relief sought in the first and second causes of action of the first amended complaint and petition, to the extent consistent with this opinion, including, but not limited to, (1) ordering District to vacate its approval of the Project and the mitigated negative declaration (MND) and to cause an EIR to be prepared, and (2) enjoining District from using Proposition S bond proceeds to pay for field lighting at Hoover's stadium and any other high school stadium for which Proposition S did not specifically list field lighting as part of their projects...”

The full opinion can be found on the court's website at:

<http://www.courts.ca.gov/opinions/archive/D060999.PDF>

Ron Anderson, President for Taxpayers for Accountable School Bond Spending, Inc., stated that it is a fact that there was over \$2.6 Million dollars of taxpayer approved bond money illegally diverted to unapproved field lighting projects. All we ask is that the \$2.6Mil be returned to pay down the bond debt that taxpayers should not be burdened with, or that the District be directed to use non-Prop S or Prop Z money to replace and make up authorized bond measure projects that were bypassed. We also ask that the District start adhering to the strict regulations that are included in all Prop 39 bond measures.

*Taxpayers For Accountable School Bond Spending is a nonprofit group with members and supporters throughout the city formed for the purpose of ensuring taxpayer school bond money is only used to promote intended and disclosed quality educational facilities, while at the same time preserving neighborhood values. More information can be found at: <http://www.tfasbs.org>