

GEARY J. JOHNSON
1522 HI POINT ST UNIT 9
LOS ANGELES CA 90035
Mobile 323-807-3099
email: tainmount@sbcglobal.net
Petitioner, In Pro Per

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

GEARY J. JOHNSON, Petitioner, vs. Unemployment Insurance Appeals Board, Respondent, Employment Development Department, Real Party in Interest	Case No.: 21STCP01911 DECLARATION OF PETITIONER GEARY J. JOHNSON IN SUPPORT OF REQUEST FOR ORDER TO SHOW CAUSE. CRC Rule 3.1590(m); Local rule 3.231(n). CCP section 1085. Dept.: 86 Judge: The Hon. Mitchell L. Beckloff Hearing Date: None Action Filed: June 14, 2021

1 TO THE HONORABLE JUDGE AND PARTIES:

2
3 **DECLARATION OF GEARY J. JOHNSON**
4

5
6 I am the PETITIONER PRO SE in this action. If called as a witness, I could and would
7 competently testify thereto.

8 I make this declaration in support of my request for order to show cause.

9
10 The court on February 26, 2024 signed judgment without considering petitioner Gary J
11 Johnson's objection to the proposed judgment. Under CRC section 3.1590 (m) petitioner makes
12 this request on the grounds there is good cause. As of this date, this is no notice of entry of
13 judgment filed and served. See Judgment at Exhibit 9.¹

14
15 California Rule of Court 3.1590(m) states "The court may, by written order, extend any
16 of the times prescribed by this rule and at any time before the entry of judgment may, for good
17 cause shown and on such terms as may be just, excuse a noncompliance with the time limits
18 prescribed for doing any act required by this rule." I ask the court under rule 3.1590 (m) to
19 extend the time for me to object to the proposed judgment because there is good cause and it
20 would be just to consider my objections.
21

22 I ask the Court to set this matter for an order to show cause.

23 I request the Court, consider my objection to the proposed judgment because the
24 Respondent State of California did not file with the court a declaration stating my written
25

26
27 ¹ Apparently the Court was very quick to sign the Judgment which unjustly favors the State
28 of California and also denies the Petitioner due process. Judgement was filed in complete
disregard to the Court considering objections from the Petitioner in accordance with local
rule 3.231 (n). The likes of Bull Conner, Lester Maddox, and Governor George Wallace
come to mind.

1 objection to the proposed judgment. The Respondent did not comply with the Court's minute
2 order of January 24, 2024. See Minute order at exhibit 1. The Respondent did not submit or file
3 with the Court a declaration stating the existence or non-existence of my objections to the
4 proposed judgment; Respondent did not comply with local rule 3.231(n).

6 I have suffered prejudice because of the actions of the Respondent.

7 I met and conferred with Governor Gavin Newsom's state of California Megan Rayburn
8 (Department of Justice) on February 16, 2024 by telephone. Petitioner recalled this meeting and
9 confirmed by email see Exhibit 6. . The attorney, Rayburn, said she would be filing with the
10 court a copy of my objections to the proposed judgment. Rayburn never filed with the court the
11 proper declaration in accordance with the court's January 24, 2024 order. (Exhibit 1).

13 The court is asked to on its own motion grant sanctions against the attorney Rayburn, , as
14 well as the state office of the Attorney General, state Employment Development Department,
15 California Unemployment Insurance Appeals Board, , of \$100 million each (one hundred million
16 dollars) for failure to comply with the courts minute order and failure to comply with local rule
17 3.231(n) as stated in this matter, and for the Respondent inappropriate conduct.

19 I emailed objection number one, objection number two and the final revised objection on
20 March 1, 2024. See Exhibits 3, 4, 10 for such emails to Rayburn.

22 My objections, and revisions to the objections, appear at ("oppositions") Exhibit 5 and 7.
23 (Eight pages each.)

24 I was unaware as of March 15, 2024 that the court had signed the judgment without
25 considering input from the petitioner.

27 On these grounds herein petitioner request the court set the matter for an order to show
28 cause hearing to address my unresolved objections.

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In my objections to the proposed judgment I also request revisions to address the Court Order Denying Motion to Amend Judgment, a copy of the January 24, 2024 order is at Exhibit 2.

I mentioned these issues to the attorney Rayburn in an email dated March 15, 2024 at 11:00 am. See Exhibit 8.

This declaration is made on March 16, 2024 under penalty perjury of the laws of the State of California.

Respectfully submitted:

By: 
GEARY J. JOHNSON
Petitioner, In Pro Per

PROOF OF SERVICE

I, ERIC BECKWITH, do declare:

I am a resident of the County of Los Angeles; I am over the age of 18 years of age and not a party to be within entitled action; my business address is 1522 Hi Point St. Apt 9, Los Angeles, CA 90035.

On March 16 , 2024, I served the within

DECLARATION OF PETITIONER GEARY J. JOHNSON IN SUPPORT OF REQUEST FOR ORDER TO SHOW CAUSE. CRC Rule 3.1590(m); Local rule 3.231(n). CCP section 1085.

on the below listed in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California, addressed to the last known address as follows:

Megan E. Rayburn
Deputy Attorney General Department of Justice
Office of the Attorney General
300 South Spring Street Suite 1702
Los Angeles, CA 90013

[Via First Class Mail] 9405 5112 0620 4320 1785 18

Employment & Training Administration
U.S. Department of Labor
200 Constitution Ave NW
Washington, DC 20210

[Via First Class Mail]

CUIAB
PO BOX 944275
SACRAMENTO CA 94244-2750

[Via First Class Mail]

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Judge (Chambers Copy)
Judge Mitchell L. Beckloff
Dept 86
111 North Hill Street Room 836
Los Angeles CA 90012

[Via First Class Mail] 9405 5112 0620 4320 1904 28

I declare under penalty of perjury under the laws of United States of America that the foregoing is true and correct.

Executed on March 16, 2024, at Los Angeles California.



ERIC BECKWITH

ExA 1

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Stanley Mosk Courthouse, Department 86

21STCP01911

**GEARY J. JOHNSON vs UNEMPLOYMENT INSURANCE
APPEALS BOARD, et al.**

January 24, 2024

9:30 AM

Judge: Honorable Mitchell L. Beckloff
Judicial Assistant: F. Becerra
Courtroom Assistant: R. Monterroso

CSR: R. Kim #12299
ERM: None
Deputy Sheriff: None

APPEARANCES:

For Petitioner(s): Geary J. Johnson (Telephonic)

For Respondent(s): Gregory Cribbs by Megan Rayburn

NATURE OF PROCEEDINGS: Hearing on Motion To Amend Judgment

The matter is called for hearing.

Counsel/parties have seen and read the court's tentative ruling.

Having considered the argument of counsel/parties, the court adopts the tentative ruling as the ruling and order of the court. The tentative ruling is signed and filed this date and incorporated herein by reference as the order of the court.

The Motion to Amend Judgment filed by Geary J. Johnson on 09/13/2023 is Denied.

Counsel for Respondent is to prepare a proposed judgment, serve on the opposing parties for approval as to form, wait ten days after service for any objections, meet and confer if there are objections, and then lodge (do not efile) the proposed judgment directly in Department 86 and file (do not lodge) a declaration stating the existence or non-existence of any unresolved objections (LASC Local Rule 3.231 (n)).

Counsel for Respondent is to give notice.

EXH 1

7 of 39

EXH. 2

JOHNSON v. UNEMPLOYMENT INSURANCE APPEALS BOARD

Case Number: 21STCP01911

Hearing Date: January 24, 2024

FILED
Superior Court of California
County of Los Angeles

JAN 24 2024

David W. Slayton, Executive Officer/Clerk of Court
By: F. Becerra, Deputy

~~[Tentative]~~ ORDER DENYING MOTION TO AMEND JUDGMENT

WJB

Petitioner, Geary J. Johnson, brings this motion to amend judgment. Respondent, California Unemployment Insurance Appeals Board (CUIAB), opposes the motion.

RELEVANT HISTORY

On July 25, 2022, this court issued its judgment granting Petitioner's request for a peremptory writ of mandate. The judgment ordered that a writ issue directing CUIAB to set aside its April 16, 2021 decision and reconsider the matter pursuant to *Topanga Association for a Scenic Community v. County of Los Angeles* (1974) 11 Cal.3d 506. The court did so finding the underlying decision, a denial of Petitioner's request for federal Pandemic Unemployment Assistance (PUA) benefits, could not be properly reviewed because the rationale for the CUIAB's decision was unclear.

On December 2, 2022, the CUIAB filed its return on the writ. The return indicated its prior decision had been vacated and included a new decision issued on or about November 4, 2022 (the 2022 Decision).¹ The 2022 Decision again found Petitioner ineligible for PUA.

On December 12, 2022, Petitioner filed his opposition to the return asserting the 2022 Decision "does not comply with the judgment of the Superior Court . . ." (Opposition 1:22-23.) Petitioner argued he "did not apply for unemployment based on COVID-19 reasons in December 2019, yet the [2022 Decision] used the same 2019 benefit filing as the basis for its [2022 Decision], an argument already rejected by the court as false and not factual." (Opposition 1:25-28.) Petitioner also argued the 2022 Decision is not supported by "facts or laws . . ." (Opposition 2:3.) Petitioner contends the CUIAB is unable "to provide any law to support its decision that Petitioner was not entitled to PUA benefits because he was unemployed before the Pandemic was declared; not one [unemployment insurance code] or state or federal law in support is presented by the" CUIAB. (Opposition 2:8-10.)

On September 13, 2023, Petitioner filed this motion. While styled as a motion to amend the judgment, the motion seeks further relief against CUIAB as having not complied with the court's

¹ ~~It appears Petitioner appealed the 2022 Decision. (See Appeal attached to Opposition.) The results of the appeal are not before the court. Thus, it is unclear whether Petitioner now challenges a decision that is not yet final.~~ AS DISCUSSED DURING THE HEARING,

IT DOES NOT APPEAR TO THE COURT THAT PETITIONER'S OBJECTION TO THE 2022 DECISION IS TIMELY. PETITIONER HAD 30 DAYS FROM 11-4-22 TO APPEAL CUIAB'S 2022 DECISION. PETITIONER DID NOT FILE HIS OBJECTION

01/25/2024

EXA.2
8 of 39

prior writ. The court thus treats Petitioner's motion as a motion to enforce the writ. (See *City of Carmel-By-The-Sea v. Board of Supervisors* (1982) 137 Cal.App.3d 964, 971 [motion can be used to enforce a writ].)

ANALYSIS

As noted, Petitioner argues CUIAB did not comply with the writ because the CUIAB mistakenly notes Petitioner "did not apply for unemployment based on COVID-19 reasons in December 2019, yet the [2022 Decision] used the same 2019 benefit filing as the basis for its [2022 Decision], an argument already rejected by the court as false and not factual." (Opposition 1:25-28.) Petitioner also argued the 2022 Decision is not supported by "facts or laws" (Opposition 2:3.)

The CUIAB asserts Petitioner is wrong. The CUIAB argues:

Specifically, the ALJ found that the last time petitioner worked was in 2019. Based on that last date of employment, the ALJ then analyzed the legislative history of the CARES Act and PUA program and the criteria for eligibility for a person to qualify for PUA assistance. Finally, in finding petitioner ineligible for PUA assistance, the ALJ specifically cited to title 15 United States Code section 9021(h) and 20 Code of Federal Regulations part 625.5 (2021) to support his finding (See Exhibit A). (CUIAB Opposition 4:7-12.)

In its judgment in this proceeding, the court explained the dispute between the parties:

According to his testimony, Petitioner last worked for wages or other compensation on December 31, 2019. (AR 86-87, 162, 188). Since that date, Petitioner did not perform any work for wages, money or other compensation. (AR 86-87.)

On January 13, 2020, Petitioner submitted a "UI Online Application Report for Confirmation" for benefits. (AR 160.) In the application, Petitioner stated he last worked on December 31, 2019. (AR 162.) He also indicated he did not become unemployed due to disaster.² (AR 162.)

On March 27, 2020, the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) was enacted. The CARES Act provided financial assistance to individuals affected by the COVID-19 public health emergency declared by the United States Secretary of Health and Human Services on January 27, 2020. (See Coronavirus

² Respondent contends the application was for PUA benefits citing AR 160. The citation does not support the application as one for PUA benefits. It is unclear to the court how Petitioner could have applied for PUA benefits prior to passage of the CARES Act. The application indicates Petitioner's unemployment was unrelated to disaster. (AR 162.)

Aid, Relief, and Economic Security Act, 21 Pub. L. No. 116-136, 134 Stat. 281 (2020).) The CARES Act created a new temporary federal program, the PUA program, which provided unemployment benefits to workers not covered by regular unemployment insurance, including self-employed workers and gig workers. (15 U.S.C. § 9021.) Although the PUA benefit and administration costs are federally funded, individuals applied for PUA benefits through state unemployment agencies, and those state agencies process PUA applications and make eligibility determinations. (15 U.S.C. § 9021(f).)

On August 10, 2020, Petitioner received a Notice of Pandemic Unemployment Assistance Award stating the EDD had filed petitioner's PUA claim. (AR 120.) The notice explained "[t]o receive PUA benefits, you must provide the EDD with eligibility information every two weeks." (AR 120.) The notice also explained, "In order to provide benefits as quickly as possible, your claim has been filed with the minimum amount of \$167 allowed under federal law. After these initial payments, depending on your prior earnings, your weekly amount of \$167 per week may be increased based on the annual income you provided in your initial PUA application." (AR 120.)

Petitioner received an undated Notice of Determination for Pandemic Unemployment Assistance from the EDD reporting he did not qualify for federal PUA benefits. The notice explained Petitioner was not entitled to PUA benefits because his date of unemployment preceded the Secretary of Health and Human Services' declaration of a COVID-19 public health emergency on January 27, 2020. (AR 121.) The notice advised federal law did not permit payment of PUA benefits to him. (AR 121.)

Petitioner appealed the EDD's decision based on the conflict in the notices. Petitioner thereafter withdrew the appeal believing he could get an explanation from the EDD about the contradictory notices. After finding no success with an explanation from the EDD, Petitioner reinstated the appeal. (AR 187.)

On February 11, 2021, an administrative law judge (ALJ) conducted an administrative hearing. (AR 56-94.) The hearing focused on whether Petitioner became unemployed, partially unemployed, or unable to or unavailable for work prior to January 27, 2020, and therefore not as a direct result of the COVID-19 pandemic health emergency. (AR 59, 188.) Petitioner testified he last worked on December 31, 2019. (AR 86.) (Writ, Exh. A, pp. 1-3.)

To be clear, the court did not find in its order and judgment that Petitioner was entitled to PUA benefits. The court remanded the matter to CUIAB because the decision was unclear and could not effectively be reviewed by the court.

///

The 2022 Decision

The 2022 Decision explains Petitioner last worked in 2019. He filed a valid claim for unemployment insurance benefits effective January 12, 2020. Petitioner exhausted the benefits payable on that claim. Thereafter, Petitioner qualified for Pandemic Emergency Unemployment Compensation (PEUA), a federally funded extension of unemployment insurance benefits created under Coronavirus Aid, Relief, and Economic Security Act, 21 Pub. L. No. 116-136, 134 Stat. 281 (2020), the CARES Act. Petitioner thereafter exhausted all benefits payable under the PEUA program.

The Employment Development Department (EDD) thereafter considered whether Petitioner qualified for PUA. Ultimately, the EDD determined Petitioner was ineligible for PUA benefits.³

The PUA eligibility provisions of the CARES Act are set forth in 15 U.S.C. section 9021 (Section 9021). Section 9021, subdivision (a)(3)(A)(ii) provides the eligibility requirements for PUA. Section 9021, subdivision (a)(3) defines covered individuals. Covered individuals include those who are not eligible for regular or extended benefits ("including an individual who has exhausted all rights to regular unemployment or extended benefits under State or Federal law") and who certify they are otherwise able to work "except the individual is unemployed, partially unemployed, or unable or unavailable to work because" of certain conditions. (§ 9021, subd. (a)(3)(A)(ii).)

The PUA program is related to and fashioned after the Disaster Unemployment Assistance (DUA) program. Certain regulations have been promulgated for the DUA. (See 20 CFR § 625.) Those regulations are applicable to consideration of PUA. (§ 9021, subd. (h).)

The applicable DUA regulations define "unemployed worker" at section 625.2, subdivision (s):

means an individual who was employed in or was to commence employment in the major disaster area at the time the major disaster began, and whose principal source of income and livelihood is dependent upon the individual's employment for wages, and whose unemployment is caused by a major disaster as provided in § 625.5(a).

The applicable DUA regulations define and explain when the unemployment of an unemployed worker is caused by a major disaster at section 625.5, subdivision (a):

³ Prior to that determination, the EDD found Petitioner qualified for PUA as of July 19, 2020. The finding, however, was contingent as the EDD needed additional certification for benefits to be payable. The 2022 Decision explains why the EDD is not bound by the initial determination and notes the initial determination "explicitly indicates the claimant is subject to further certification." (2022 Decision 4.)

The unemployment of an unemployed worker is **caused by a major disaster** if—

- (1) The individual has a "week of unemployment" as defined in § 625.2(w)(1) following the "date the major disaster began" as defined in § 625.2(e), and such unemployment is a direct result of the major disaster; or
- (2) The individual is unable to reach the place of employment as a direct result of the major disaster; or
- (3) The individual was to commence employment and does not have a job or is unable to reach the job as a direct result of the major disaster; or
- (4) The individual has become the breadwinner or major support for a household because the head of the household has died as a direct result of the major disaster; or
- (5) The individual cannot work because of an injury caused as a direct result of the major disaster. (Emphasis added.)

Finally, the applicable DUA regulations define when unemployment is a direct result of the disaster at section 625.5, subdivision (c):

For the purposes of paragraphs (a)(1) and (b)(1) of this section, a worker's . . . unemployment is a direct result of the major disaster **where the unemployment is an immediate result of the major disaster itself, and not the result of a longer chain of events precipitated or exacerbated by the disaster.** Such an individual's unemployment is a direct result of the major disaster if the unemployment resulted from:

- (1) The physical damage or destruction of the place of employment;
- (2) The physical inaccessibility of the place of employment in the major disaster area due to its closure by or at the request of the federal, state or local government, in immediate response to the disaster; or
- (3) Lack of work, or loss of revenues, provided that, prior to the disaster, the employer, or the business in the case of a self-employed individual, received at least a majority of its revenue or income from an entity in the major disaster area that was either damaged or destroyed in the disaster, or an entity in the major disaster area closed by the federal, state or local government in immediate response to the disaster.

01/25/2024

EXA 2

12 of 39

Under the applicable regulations, an individual's unemployment is not the direct result of the pandemic where the "unemployment is an immediate result of the major disaster itself, and not the result of a longer chain of events precipitated or exacerbated by the disaster." (*Ibid.*)

The CUIAB found Petitioner's unemployment—which predated the pandemic—was not the direct and immediate result of the public health emergency. The CUIAB found Petitioner's "loss of employment was not related to the pandemic, . . ." (2022 Decision p. 6.) The CUIAB noted the pandemic undoubtedly made it more difficult to "find new work," but the pandemic "was not the cause of the unemployment in the first place, but rather exacerbated by the public health emergency." (2022 Decision p. 6.) Thus, the CUIAB determined Petitioner was not qualified for PUA benefits because Petitioner's unemployment was not caused by the pandemic and instead was the "result of a longer chain of events precipitated or exacerbated by the disaster." (20 CFR part 625.5, subd. (c).)

On the facts before the court, it appears CUIAB is correct. That is, Petitioner's unemployment was exacerbated by the pandemic, not caused by it. Petitioner became unemployed prior to the pandemic. That the Secretary of Health and Human Services declared COVID-19 to be a public health emergency on January 20, 2020 did not cause Petitioner's unemployment—it exacerbated it.

Petitioner's Position

Petitioner does not explain how the CUIAB's decision is flawed. Petitioner does not address the CUIAB's legal reasoning. Petitioner appears to acknowledge the DUA regulations are applicable to decisions made for PUA. (Opposition, Appeal attachment, p. 8, item 42.) Petitioner appears to contend, however, he is entitled to PUA solely based on his self-certification. (§ 9021, subdivision (a)(3)(A)(ii). Petitioner does not explain how any self-certification would override a decision his unemployment was not caused by the pandemic under the applicable regulations. Importantly, Petitioner does not address why his unemployment existing on January 20, 2020 was caused by the pandemic as opposed to exacerbating his unemployment thereafter.

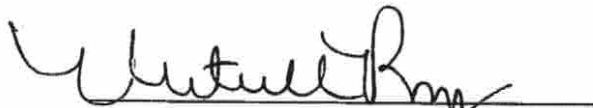
THE COURT FINDS PETITIONER'S RELIANCE ON QUESTIONS 4, 5 + 6 IN HIS CONCLUSION

23 PAGE "APPEAL" DOCUMENT UNPERSUASIVE AS DISCUSSED DURING THE HEARING.

Based on the foregoing, the court discharges the writ and overrules Petitioner's objection.

IT IS SO ORDERED.

January 24, 2024



Hon. Mitchell Beckloff
Judge of the Superior Court

AS DISCUSSED DURING THE HEARING, THE COURT ADDRESSES THE RIGHTS DESPITE WHAT APPEARS TO BE AN UNTIMELY OBJECTION TO THE 2022 DECISION.

~~Exh~~ Exh 3

Case 21STCP01911 - Opposition to Proposed Judgment

From: G Johnson (tainmount@sbcglobal.net)
To: megan.rayburn@doj.ca.gov
Date: Saturday, February 10, 2024 at 12:20 PM PST

Dear DOJ

I have received your proposed Judgment mailed February 7, 2024.

Please see my attached objection and Opposition to your proposed Judgment in this matter.

I am available to meet and confer:

Friday Feb 16 from 10:30 am to 10:35 am.
Tuesday Feb 20 from 10:30 am to 10:35 am.

Geary Juan Johnson
1522 Hi Point St 9
Los Angeles CA 90035
Phone 323-807-3099



2024-2-10 Opposition to Proposed Judgment.pdf
293.3kB

EXH 3
14 or 39

Exh. 4

Further Revision Objections to the Proposed Judgment- Case 21STCP01911

From: G Johnson (tainmount@sbcglobal.net)

To: megan.rayburn@doj.ca.gov

Date: Sunday, February 11, 2024 at 06:04 PM PST

Dear Government:

Here is a final on the Opposition to the Proposed Judgment.

Geary Juan Johnson
1522 Hi Point St 9
Los Angeles CA 90035
Phone 323-807-3099



2024-2-11 Opposition to Proposed Judgment.pdf
174kB

EXH 4
15 of 39

Exn. 5

1 GEARY J. JOHNSON
2 1522 HI POINT ST UNIT 9
3 LOS ANGELES CA 90035
4 Mobile 323-807-3099
email: tainmount@sbcglobal.net
Petitioner, In Pro Per

REVISION UNDERLINED
2/11-24

5 SUPERIOR COURT OF CALIFORNIA
6 COUNTY OF LOS ANGELES
7

9 GEARY J. JOHNSON, 10 Petitioner, 11 vs. 12 Unemployment Insurance Appeals 13 Board, 14 Respondent, 15 Employment Development Department, 16 Real Party in Interest 17	Case No.: 21STCP01911 PETITIONER GEARY J. JOHNSON OPPOSITION TO PROPOSED JUDGMENT Dept.: 86 Judge: The Hon. Mitchell L. Beckloff Hearing Date: Action Filed: June 14, 2021
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19 TO THE HONORABLE JUDGE AND PARTIES:

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21 Petitioner Geary J. Johnson hereby opposes the Proposed Judgment Denying Petitioner's
22 Motion to Amend Judgment submitted by Respondent California Unemployment Insurance
23 Appeals Board based on the following objections::

24 1. The Court ruled on Jan. 24, 2024, "Counsel for Respondent is to prepare a proposed
25 judgment, serve on the opposing parties for approval as to form, wait ten days after service for
26 any objections, meet and confer if there are objections, and then lodge (do not efile) the proposed
27 judgment directly in Department 86 and file (do not lodge) a declaration stating the existence or
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EXH 5 16 of 39

1 non-existence of any unresolved objections (LASC Local Rule 3.231 (n)).”

2 2. The proposed judgment (hereinafter called “PJ”) should include the contents of the
3 minute order dated Jan. 24, 2024.
4

5 3. The PJ should include a copy of the tentative ruling or the tentative ruling as signed
6 and filed by the Judge.

7 4. The PJ should state that the Employment Development Department, Real Party in
8 Interest, did not appear at the January 24, 2024 hearing.
9

10 5. The PJ should state that the Employment Development Department, Real Party in
11 Interest, did not oppose the granting of the Motion to Amend the Judgment filed by the
12 Petitioner.
13

14 6. At all times herein, when Petitioner mentions the PJ, he is speaking of the PJ as well as
15 the contents of the tentative order of the court dated Jan. 24, 2024, and all records on file in this
16 action.
17

18 7. The PJ should state that the award of the PUA to Petitioner occurred on August 10,
19 2020.

20 8. The PJ should stated the the PUA award of August 10, 2020 was never withdrawn,
21 reversed, or denied by the Employment Development Department (“EDD”).
22

23 9. The PJ should state that the EDD never served Petitioner with a notice of withdrawal,
24 reversal, denial of the PUA Aug. 10, 2020 award.

25 9. The PJ should state that the EDD never advised Petitioner in writing of any right to
26 appeal a denial of the PUA award dated August 10, 2020.
27

28 10. The PJ should state that according to EDD records supplied to the Court, the undated
notice of denial of PUA benefits was mailed to the Petitioner on 8/7/2020.

EXH. 5

17 of 39

1 11. The PJ should state that the EDD appears to have reversed its 8/7/2020 decision by
2 the mailing of the 8/10/2020 award of PUA monies.

3 12. The PJ should state that the 8/10/2020 notice of PUA award occurs subsequent to the
4 dated 8/7/202 denial of PUA monies.

5 13. The PJ should state that neither the EDD, UIAB, or Court has explained why the
6 EDD issued the 8/10/2020 notice of PUA award to the Petitioner.

7 14. The PJ should state that the UIAB decision dated July 24, 2023 states that the
8 Petitioner has 6 months to file an appeal thru filing a Petitioner for Writ of Mandamus. See
9 8/7/23 filed Petitioner Filing of California Unemployment Insurance Appeals Board, decision
10 page 4.

11 15. The PJ should state that the Petitioner filed a December 12, 2022 "Opposition to
12 Respondent Return to Writ of Mandate" which was ruled by the Court to be an appeal of the
13 November 4, 2022 UIAB decision.

14 16. The PJ should state that the Petitioner filed a timely appeal to the ALJ decision of
15 November 4, 2022 since the Petitioner appeal dated 11/29/22 is within six months of the ALJ
16 November 4, 2022 decision.

17 17. The PJ should state that the 2020 application for unemployment by the Petitioner, and
18 the application for extended benefits, and the application for PUA benefits filed by the EDD on
19 behalf of Petitioner, are all separate applications.

20 18. The PJ should should state that the EDD, UIAB, and Court, failed to prove that the
21 PUA application process was dependent on Petitioner having filed an application for
22 unemployment prior to the announcement of the PUA program.

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Ex 4 5 18 or 39

1 19. The PJ should state that the EDD, UIAB, and Court, have improperly disregarded the
2 authority and weight of the Department of Labor decision letters.

3 20. The PJ should state the Petitioner was denied due process by the EDD, UIAB, and
4 Court because Petitioner was never provided with a copy for review of the EDD PUA
5 application submitted on behalf of the Petitioner in 2020.
6

7 21. The PJ should clarify the tentative because the handwritten notes by the Court are
8 almost unreadable.
9

10 22. The PJ should state that the PUA award of August 10, 2020 was final.

11 23. The PJ should state that the EDD records show that the August 10, 2020 PUA award
12 to Petitioner was not the subject of reconsideration by the EDD.
13

14 24. The PJ should state that only an EDD decision that is final can be appealed.

15 25. The PJ should state that the PUA award of August 10, 2020 was final.

16 26. The PJ should state that the PUA denial of August 7, 2020, was superseded by the
17 August 10, 2020 PUA award to the Petitioner.
18

19 27. The PJ should state that since the August 7, 2020 denial was superseded, the August
20 7, 2020 denial was null and void.

21 28. The PJ should state that the EDD, UIAB, and Court positions are incorrectly based on
22 a August 7, 2020 decision that was null and void.
23

24 29. The PJ should state that the PUA award (August 10, 2020) does not state it was
25 decided based on a series of events that occurred before the major disaster occurred.

26 30. The PJ should state that the Court made its decision without benefit of reviewing the
27 PUA application filed on behalf of the Petitioner.
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EXH. 5

19 of 39

1 31. The PJ should state that the PUA Award (Aug 10, 2020), does not state that it is not
2 final.

3 32. The PJ should state that the EDD, UIAB, Court claims that the Petitioner
4 unemployment was the result of a longer chain of events precipitated or exacerbated by the
5 disaster. The PJ should state that the denial of PUA benefits, dated August 7, 2020, does not state
6 that the Petitioner PUA application "was the result of a longer chain of events precipitated or
7 exacerbated by the disaster."
8

9 33. The PJ should state that neither the EDD, UIAB, or Court has proven with specificity
10 what were "the longer chain of events precipitated or exacerbated by the disaster:."

11 34.. The PJ should state Res ipsa loquitur that the matter of whether Petitioner qualified
12 for PUA benefits ie proven by the PUA award of August 10, 2020.
13

14 35. The PJ should state "The unemployment development department, (EDD) has filed
15 your pandemic unemployment assistance PUA claim under the Federal cares act of 2020 (Public
16 Law 116-136) because you self certified that you became unemployed, partially unemployed,
17 unable to work, unavailable for work, due to reasons related to (sic) COVID-19. Do I need to
18 do anything else to receive my PUA benefits. To receive PUA benefits you must provide EDD
19 with eligibility information every two weeks. This is known as certifying for benefits."
20
21 (Redacted award EDD 8/10/2020).
22

23 36. The PJ should state of the 8/10/2020 award res ipse liguotur, that the matter speaks
24 for itself.
25

26 37. The PJ should state should state that under Section 2102 of the Cares Act of 2020, the
27 Applicability (1) assistance shall be available beginning January 7, 2020 and ending December
28

EXH 5 20 of 39

31, 2020 and (1)(B) “as long as the covered individual’s unemployment, partial unemployment, or inability to work caused by COVID-19 continues”.

38. The PJ should state on 8/7/2023 Petitioner filed “Petitioner Filing of California Unemployment Insurance Appeals Board Decision”. about twenty pages, on page six of the UIAB decision, it states, “Further Appeal Information. The appeals board does not process petitions for court review. You must file such petitions directly with the Superior Court not later than six months after the date of the decision of the appeals board you must also serve a copy of the petition for writ of mandate on the appeals board.”

39. The PJ should state that the EDD ALJ issued its decision 11/4/2022.

40. The PJ should state that the Petitioner filed a timely appeal to the 11/4/2022 decision of the ALJ. The copy of Petitioner appeal occurs at page 8 and is 47 pages. The Petitioner appeal is dated November 29, 2022.

41. The PJ should state that the ALJ decision was dated 11/4/2022. That Petitioner’s appeal dated 11/29/2022 was timely filed within 30 days. See “Petitioner Opposition to Respondent Return to Writ of Mandate.” Filed with Court 12/12/22. See Exhibit 2 for a true and correct copy of the 11/29/22 appeal to the UIAB from the ALJ decision.

The 7/24/23 decision of CUIAB was filed with the Court 8/7/2023. The decision does not comply with the Court Judgment filed July 25, 2022; the decision does not comply with the requirements of Topanga Assn. for a Scenic Community v. County of Los Angeles [L.A. No. 30139. Supreme Court of California. May 17, 1974.]; the decision—an abuse of authority and discretion—ignores the requirements of the United States Department of Labor, as enumerated on pages 16-22 of PETITIONER OPPOSITION TO RESPONDENT RETURN TO WRIT OF MANDATE, filed 12/12/2022.

EXH. 5 21 of 39

1 By not addressing the requirements of the United States Labor Department, the CUIAB
2 has waived any opposition to the labor department requirements. Further, the CUIAB decision,
3 in not addressing the requirements of the United States Labor Department, (pages 16-22 of
4 PETITIONER OPPOSITION TO RESPONDENT RETURN TO WRIT OF MANDATE, filed
5 12/12/2022) has admitted that the Petitioner is entitled to the relief requested in the filed Petition
6 for Writ of Mandate.
7

8
9 All rights are reserved including the right to file a Motion for Reconsideration.

10
11 Respectfully submitted:

12
13 Date: February 11, 2024

14
15 By: 

16 *1/10/* GEARY J. JOHNSON
17 Petitioner, In Pro Per
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Ex. 5 22 of 39

PROOF OF SERVICE

I, ERIC BECKWITH, do declare:

I am a resident of the County of Los Angeles; I am over the age of 18 years of age and not a party to be within entitled action; my business address is 1522 Hi Point St. Apt 9, Los Angeles, CA 90035.

On February 12, 2024, I served the within

PETITIONER GEARY J. JOHNSON OPPOSITION TO PROPOSED JUDGMENT

on the below listed in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Los Angeles, California, addressed to the last known address as follows:

Megan E. Rayburn
Deputy Attorney General Department of Justice
Office of the Attorney General
300 South Spring Street Suite 1702
Los Angeles, CA 90013

[Via First Class Mail]

I declare under penalty of perjury under the laws of United States of America that the foregoing is true and correct.

Executed on February 12, 2024, at Los Angeles California.

ERIC BECKWITH

EXH. 5 23 of 39

ExH. 6

Re: Case 21STCP01911 - Opposition to Proposed Judgment

From: G Johnson (tainmount@sbcglobal.net)

To: megan.rayburn@doj.ca.gov

Date: Friday, February 16, 2024 at 11:11 AM PST

This shall verify that we did meet and confer today at 10:30 am.

I verify that by the Minute Order, you will lodge the Proposed Order in Dept 86, and then file a declaration of any unresolved objections. Somewhere in that mix, you will attach a copy of my written objections/opposition. Any lodged documents I agree you can serve me by email. Any documents intended to be filed with the Court however should be served on me by mail.

There was no discussion with you about my objections, nor did you say you have opposition to my objections, but I will assume you will declare that you do not agree with my objections. I am not sure we were obligated to discuss each others position today, but I assume we do not agree then to that extent there are unresolved objections.

Last, I want to verify are you the attorney for the EDD, CUIAB, either or both because I want to make sure I am accurate. Traditionally in this case, the CUIAB and EDD were represented by two different attorneys from information I received.

Geary Juan Johnson

1522 Hi Point St 9

Los Angeles CA 90035

Phone 323-807-3099

Petitioner

On Friday, February 16, 2024 at 09:07:46 AM PST, Megan Rayburn <megan.rayburn@doj.ca.gov> wrote:

Good morning Mr. Johnson,

I am looking forward to speaking with you today. I will give you a call at 323-807-3099 at 10:30.

Megan Rayburn

From: Megan Rayburn

Sent: Monday, February 12, 2024 10:55 AM

To: 'G Johnson' <tainmount@sbcglobal.net>

Subject: RE: Case 21STCP01911 - Opposition to Proposed Judgment

EXH. 6 24 of 39

Good morning Mr. Johnson,

Let's meet and confer at 10:30 on February 16 at 10:30. Would you prefer to have a phone call or video conference? If you would like a phone call, please let me know the best phone number for you. If you would prefer a video conference, I would be happy to set it up and send you an invite.

Megan Rayburn

Deputy Attorney General

Department of Justice for the State of California

Office of the Attorney General

300 South Spring Street

9th Floor, North Tower

Los Angeles, CA 90013

Telephone: (213) 269-6695

Megan.Rayburn@doj.ca.gov



From: G Johnson <tainmount@sbcglobal.net>

Sent: Saturday, February 10, 2024 12:21 PM

To: Megan Rayburn <Megan.Rayburn@doj.ca.gov>

Subject: Case 21STCP01911 - Opposition to Proposed Judgment

EXTERNAL EMAIL: This message was sent from outside DOJ. Please do not click links or open attachments that appear suspicious.

Dear DOJ

I have received your proposed Judgment mailed February 7, 2024.

EXH. 6 25 of 39

Please see my attached objection and Opposition to your proposed Judgment in this matter.

I am available to meet and confer:

Friday Feb 16 from 10:30 am to 10:35 am.

Tuesday Feb 20 from 10:30 am to 10:35 am.

Geary Juan Johnson

1522 Hi Point St 9

Los Angeles CA 90035

Phone 323-807-3099

CONFIDENTIALITY NOTICE: This communication with its contents may contain confidential and/or legally privileged information. It is solely for the use of the intended recipient(s). Unauthorized interception, review, use or disclosure is prohibited and may violate applicable laws including the Electronic Communications Privacy Act. If you are not the intended recipient, please contact the sender and destroy all copies of the communication.

EXH. 6 26 of 39

Ext. 7

GEARY J. JOHNSON
1522 HI POINT ST UNIT 9
LOS ANGELES CA 90035
Mobile 323-807-3099
email: tainmount@sbcglobal.net
Petitioner, In Pro Per

REVISION UNDERLINED
3/1/2024

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

GEARY J. JOHNSON, Petitioner, vs. Unemployment Insurance Appeals Board, Respondent, Employment Development Department, Real Party in Interest	Case No.: 21STCP01911 PETITIONER GEARY J. JOHNSON OPPOSITION TO PROPOSED JUDGMENT Dept.: 86 Judge: The Hon. Mitchell L. Beckloff Hearing Date: Action Filed: June 14, 2021
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TO THE HONORABLE JUDGE AND PARTIES:

Petitioner Geary J. Johnson hereby opposes the Proposed Judgment Denying Petitioner's Motion to Amend Judgment submitted by Respondent California Unemployment Insurance Appeals Board based on the following objections::

1. The Court ruled on Jan. 24, 2024, "Counsel for Respondent is to prepare a proposed judgment, serve on the opposing parties for approval as to form, wait ten days after service for any objections, meet and confer if there are objections, and then lodge (do not efile) the proposed judgment directly in Department 86 and file (do not lodge) a declaration stating the existence or

EXH 7 27 of 39

1 non-existence of any unresolved objections (LASC Local Rule 3.231 (n)).”

2 2. The proposed judgment (hereinafter called “PJ”) should include the contents of the
3 minute order dated Jan. 24, 2024.
4

5 3. The PJ should include a copy of the tentative ruling or the tentative ruling as signed
6 and filed by the Judge.

7 4. The PJ should state that the Employment Development Department, Real Party in
8 Interest, did not appear at the January 24, 2024 hearing.
9

10 5. The PJ should state that the Employment Development Department, Real Party in
11 Interest, did not oppose the granting of the Motion to Amend the Judgment filed by the
12 Petitioner.
13

14 6. At all times herein, when Petitioner mentions the PJ, he is speaking of the PJ as well as
15 the contents of the tentative order of the court dated Jan. 24, 2024, and all records on file in this
16 action.
17

18 7. The PJ should state that the award of the PUA to Petitioner occurred on August 10,
19 2020.

20 8. The PJ should state the the PUA award of August 10, 2020 was never withdrawn,
21 reversed, or denied by the Employment Development Department (“EDD”).
22

23 9. The PJ should state that the EDD never served Petitioner with a notice of withdrawal,
24 reversal, denial of the PUA Aug. 10, 2020 award.

25 9. The PJ should state that the EDD never advised Petitioner in writing of any right to
26 appeal a denial of the PUA award dated August 10, 2020.
27

28 10. The PJ should state that according to EDD records supplied to the Court, the undated
notice of denial of PUA benefits was mailed to the Petitioner on 8/7/2020.

EXH 7

28 of 39

11. The PJ should state that the EDD appears to have reversed its 8/7/2020 decision by the mailing of the 8/10/2020 award of PUA monies.

12. The PJ should state that the 8/10/2020 notice of PUA award occurs subsequent to the dated 8/7/202 denial of PUA monies.

13. The PJ should state that neither the EDD, UIAB, or Court has explained why the EDD issued the 8/10/2020 notice of PUA award to the Petitioner.

15. The PJ should state that the Petitioner filed a December 12, 2022 "Opposition to Respondent Return to Writ of Mandate" which was ruled by the Court to be an appeal of the November 4, 2022 UIAB decision.

~~16. The PJ should state that the Petitioner filed a timely appeal to the ALJ decision of November 4, 2022 since the Petitioner appeal dated 11/29/22 is within six months of the ALJ November 4, 2022 decision.~~

17. The PJ should state that the 2020 application for unemployment by the Petitioner, and the application for extended benefits, and the application for PUA benefits filed by the EDD on behalf of Petitioner, are all separate applications.

18. The PJ should state that the EDD, UIAB, and Court, failed to prove that the PUA application process was dependent on Petitioner having filed an application for unemployment prior to the announcement of the PUA program.

19. The PJ should state that the EDD, UIAB, and Court, have improperly disregarded the authority and weight of the Department of Labor decision letters.

20. The PJ should state the Petitioner was denied due process by the EDD, UIAB, and Court because Petitioner was never provided with a copy for review of the EDD PUA application submitted on behalf of the Petitioner in 2020.

Ex. 7

29 of 39

21. The PJ should clarify the tentative because the handwritten notes by the Court are almost unreadable.

22. The PJ should state that the PUA award of August 10, 2020 was final.

23. The PJ should state that the EDD records show that the August 10, 2020 PUA award to Petitioner was not the subject of reconsideration by the EDD.

24. The PJ should state that only an EDD decision that is final can be appealed.

25. Removed

26. The PJ should state that the PUA denial of August 7, 2020, was superseded by the August 10, 2020 PUA award to the Petitioner.

27. The PJ should state that since the August 7, 2020 denial was superseded, the August 7, 2020 denial was null and void.

28. The PJ should state that the EDD, UIAB, and Court positions are incorrectly based on a August 7, 2020 decision that was null and void.

29. The PJ should state that the PUA award (August 10, 2020) does not state it was decided based on a series of events that occurred before the major disaster occurred.

30. The PJ should state that the Court made its decision without benefit of reviewing the PUA application filed on behalf of the Petitioner.

31. The PJ should state that the PUA Award (Aug 10, 2020), does not state that it is not final.

32. The PJ should state that the EDD, UIAB, Court claims that the Petitioner unemployment was the result of a longer chain of events precipitated or exacerbated by the disaster. The PJ should state that the denial of PUA benefits, dated August 7, 2020, does not state

Ex# 7 30 of 39

1 that the Petitioner PUA application “was the result of a longer chain of events precipitated or
2 exacerbated by the disaster.”

3 33. The PJ should state that neither the EDD, UIAB, or Court has proven with specificity
4 what were “the longer chain of events precipitated or exacerbated by the disaster.”

5 34.. The PJ should state *res ipsa loquitur* that the matter of whether Petitioner qualified
6 for PUA benefits is proven by the PUA award of August 10, 2020.

7 35. The PJ should state “The unemployment development department, (EDD) has filed
8 your pandemic unemployment assistance PUA claim under the Federal cares act of 2020 (Public
9 Law 116-136) because you self certified that you became unemployed, partially unemployed,
10 unable to work, unavailable for work, due to reasons related to (sic) COVID-19. Do I need to
11 do anything else to receive my PUA benefits. To receive PUA benefits you must provide EDD
12 with eligibility information every two weeks. This is known as certifying for benefits.”
13 (Redacted award EDD 8/10/2020).

14 36. The PJ should state of the 8/10/2020 award is *res ipsa loquitur* that the matter speaks
15 for itself.

16 37. The PJ should state should state that under Section 2102 of the Cares Act of 2020, the
17 Applicability (1) assistance shall be available beginning January 7, 2020 and ending December
18 31, 2020 and (1)(B) “as long as the covered individual’s unemployment, partial unemployment,
19 or inability to work caused by COVID-19 continues”.

20 38. Deleted.

21 39. The PJ should state that the EDD ALJ issued its decision 11/4/2022.

22 40. The PJ should state that the Petitioner filed a timely appeal to the 11/4/2022 decision
23 of the ALJ. The copy of Petitioner appeal occurs at page 8 and is 47 pages. The Petitioner appeal

1 is dated November 29, 2022. The PJ should state that the ALJ decision was dated 11/4/2022.
2 That Petitioner's appeal dated 11/29/2022 was timely filed within 30 days. See "Petitioner
3 Opposition to Respondent Return to Writ of Mandate." Filed with Court 12/12/22. See Exhibit 2
4 for a true and correct copy of the timely 11/29/22 Petitioner appeal to the UIAB from the ALJ
5 decision.
6

7 41. The PJ should state on 8/7/2023 Petitioner filed "Petitioner Filing of California
8 Unemployment Insurance Appeals Board Decision". about twenty pages, on page six of the
9 UIAB 7/24/2023 decision, it states, "Further Appeal Information. The appeals board does not
10 process petitions for court review. You must file such petitions directly with the Superior Court
11 not later than six months after the date of the decision of the appeals board you must also serve a
12 copy of the petition for writ of mandate on the appeals board."
13
14

15 42. The PJ should state that the Petitioner filed a timely appeal to the July 24, 2023 UIAB
16 decision.

17 43. The 7/24/23 decision of CUIAB was filed with the Court 8/7/2023. The decision
18 does not comply with the Court Judgment filed July 25, 2022; the decision does not comply with
19 the requirements of Topanga Assn. for a Scenic Community v. County of Los Angeles [L.A. No.
20 30139. Supreme Court of California. May 17, 1974.]; the decision—an abuse of authority and
21 discretion—ignores the requirements of the United States Department of Labor, as enumerated
22 on pages 16-22 of PETITIONER OPPOSITION TO RESPONDENT RETURN TO WRIT OF
23 MANDATE, filed 12/12/2022.
24
25
26

27 By not addressing the requirements of the United States Labor Department, the CUIAB
28 has waived any opposition to the labor department requirements. Further, the CUIAB decision,

EXH 7 32 of 39

1 in not addressing the requirements of the United States Labor Department, (pages 16-22 of
2 PETITIONER OPPOSITION TO RESPONDENT RETURN TO WRIT OF MANDATE, filed
3 12/12/2022) has admitted that the Petitioner is entitled to the relief requested in the filed Petition
4 for Writ of Mandate.
5

6 All rights are reserved including the right to file a Motion for Reconsideration.
7

8 Respectfully submitted:
9

10 Date: February 11, 2024
11

12 By:

13 [Redacted Signature]

14 GEARY J. JOHNSON
15 Petitioner, In Pro Per
16
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23 PROOF OF SERVICE

24 I, ERIC BECKWITH, do declare:
25

26 I am a resident of the County of Los Angeles; I am over the age of 18 years of age and
27 not a party to be within entitled action; my business address is 1522 Hi Point St. Apt 9, Los
28 Angeles, CA 90035.

EXH. 7

33 of 39

1 On February 11 , 2024, I served the within

2 PETITIONER GEARY J. JOHNSON OPPOSITION TO PROPOSED JUDGMENT

3 on the below listed in said action, by placing a true copy thereof enclosed in a sealed envelope
4 with postage thereon fully prepaid, in the United States mail at Los Angeles, California,
5 addressed to the last known address as follows:

6 Megan E. Rayburn
7 Deputy Attorney General Department of Justice
8 Office of the Attorney General
9 300 South Spring Street Suite 1702
10 Los Angeles, CA 90013

11 [Via First Class Mail]

12 I declare under penalty of perjury under the laws of United States of America that the
13 foregoing is true and correct.

14 Executed on February 11 , 2024, at Los Angeles California.

15
16 _____
17 ERIC BECKWITH
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GEARY J. JOHNSON

EXH. 7 34 OF 39

ExH.8

EDD Case 21STCP01911

From: G Johnson (tainmount@sbcglobal.net)

To: megan.rayburn@doj.ca.gov

Date: Friday, March 15, 2024 at 11:00 AM PDT

Dear EDD UIAB:

1. I notice you filed with the Court on 2/26/24 Judgment denying Petitioner's Motion to Amend Judgment. The proof of service indicates that you did not serve me with the Judgment that you filed on 2/26/24. I did not receive a service copy of the document you filed on February 26, 2024.
2. The court previous minute order said, "file (do not lodge) a declaration stating the existence or non-existence of any unresolved objections (LASC Local Rule 3.231 (n))." We last spoke before March 2, 2024 and I also wrote you on March 2, 2024 via email with my final objections to the proposed judgement.
3. If you are not planning to comply with the Court ruling and LASC local rule 3.231 (n), I will file such with the Court today.

All rights reserved.

Geary Juan Johnson
1522 Hi Point St 9
Los Angeles CA 90035
Phone 323-807-3099

Exh 9

1 ROB BONTA
Attorney General of California
2 JENNIFER M. KIM
Supervising Deputy Attorney General
3 MEGAN E. RAYBURN
Deputy Attorney General
4 State Bar No. 310979
300 South Spring Street, Suite 1702
5 Los Angeles, CA 90013-1230
Telephone: (213) 269-6695
6 Fax: (916) 731-2125
E-mail: Megan.Rayburn@doj.ca.gov
7 *Attorneys for California Unemployment Insurance
Appeals Board*

FEE EXEMPT, GOV. CODE § 6103

FILED

Superior Court of California
County of Los Angeles

02/26/2024

David W. Slayton, Executive Officer / Clerk of Court

By: F. Becerra Deputy

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF LOS ANGELES

12 **GEARY JOHNSON,**

14 Petitioner,

15 v.

16 **CALIFORNIA UNEMPLOYMENT
INSURANCE APPEALS BOARD,**

18 Respondent.

Case No. 21STCP01911

**~~PROPOSED~~ JUDGMENT DENYING
PETITIONER'S MOTION TO AMEND
JUDGMENT**

19 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

20 Petitioner's motion to amend the judgment came regularly for hearing on January 24, 2024,
21 in Department 86 of this Court before the Honorable Judge Mitchell L. Beckloff. Petitioner Geary
22 Johnson appeared pro se via remote appearance. Deputy Attorney General Megan Rayburn
23 appeared in-person on behalf of respondent California Unemployment Insurance Appeals Board.

24 After reviewing the pleadings submitted by the parties and considering the oral arguments
25 presented at the hearing, the Court denied petitioner's motion to amend judgment. In so doing, the
26 Court adopted the reasoning outlined in its tentative ruling.

28 EXH. 9

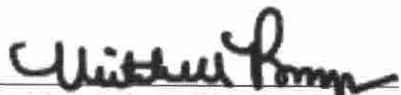
36 of 39

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WHEREFORE, IT IS HEREBY ORDERED AND ADJUDGED:

1. Petitioner's motion to amend judgment is denied.
2. The writ of mandate is discharged.

Dated: 02/26/2024


Hon. Mitchell L. Beckloff

EXH. 9 37 of 39

DECLARATION OF SERVICE BY U.S. MAIL

Case Name: **Johnson, Geary v. CUIAB**

Case No.: **21STCP01911**

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; my business address is 300 South Spring Street, Suite 1702, Los Angeles, CA 90013-1230.

On February 6, 2024, I served the attached **[PROPOSED] JUDGMENT DENYING PETITIONER'S MOTION TO AMEND JUDGMENT** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States Mail at Los Angeles, California, addressed as follows:

Geary Johnson
Petitioner
1522 Hi Point Street, Apt. 9
Los Angeles, California 90035

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 February 6, 2024, at Los Angeles, California.

Alyssa Barragan
Declarant

/s/ Alyssa Barragan
Signature

LA2021602924
66556371.docx

EXH 9

38 or 39

ExH. 10

Corrected typos- Signed PDF Opposition to Proposed Judgment. Johnson v EDD Writ

From: G Johnson (tainmount@sbcglobal.net)

To: megan.rayburn@doj.ca.gov

Date: Saturday, March 2, 2024 at 08:51 AM PST

Pleas accept minor corrections.
Signed.

Geary Juan Johnson
1522 Hi Point St 9
Los Angeles. CA. 90035
Phone 323-807-3099



2024-3-1 pdf opp proposed judgment Edd.pdf
464.6kB

EXH. 10 39 of 39