

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT
DIVISION FIVE

MAKE UC A GOOD NEIGHBOR et al.,
Plaintiffs and Appellants,

v.

REGENTS OF THE UNIVERSITY OF
CALIFORNIA,

Defendant and Respondent.

A165451

Alameda County No. RG21110142

BY THE COURT:*

Appellants' request for a temporary stay is granted in part. To provide this court an opportunity to review the merits of the petition for writ of supersedeas, the court temporarily stays the following activities at People's Park in Berkeley, California: all construction and further demolition, tree-cutting, and landscape alteration activities unless such landscape alterations are necessary for public health and safety reasons. The request to stay erection of a security fence is denied. For clarification, the temporary stay does not affect nor extend to any construction activities at Anchor House. Pending further review of the supersedeas petition, the court defers a decision on respondents' request that appellants be required to post a bond.

* Before Jackson, P.J., Simons, J. and Burns, J.

Before the parties bring any dispute to this court over the scope of the foregoing stay order, the parties shall meet and confer in person or by videoconference to attempt to resolve such dispute. If the court's intervention is sought, the parties must jointly file a statement disclosing the contents of the parties' meet and confer session and clearly identify the disputed issues.

The court observes that it is to all parties' benefit for the pending appeal to be resolved expeditiously. Therefore the court orders the parties to proceed using a joint appendix. Since a reporter's transcript has already been filed, briefing can start immediately. Appellants' opening brief must be filed no more than 30 days from the date of this order. Respondents' brief must be filed no more than 20 days after appellants' opening brief is filed. Appellants' reply brief, if any, must be filed no more than 10 days after respondents' brief is filed. No automatic or stipulated extensions of time will be permitted. Any requested extensions must be supported by a showing of exceptional good cause.

In addition, if any matters specified in the various notices of appeal on file herein have been rendered moot, appellants are ordered to forthwith identify those matters and take appropriate steps to eliminate them from the pending appeal.

In addition to regular service of this order, the Clerk of Division Five shall forthwith notify the parties by telephone of the contents of this order.

Date: 08/04/2022

Jackson, P.J. P.J.