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February 11, 2022

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Re: Orange County Board of Education v. County Committee, et al.,  
Orange County Superior Court Case No. 30-2022-01242499-CU-WM-CJC

Dear Ms. Leeds:

On behalf of the Orange County Board of Education (the “Board”) we write to you in your capacity as counsel in the above-referenced case for the defendant and respondent, the Registrar of Voters for Orange County.

As you know, the above matter has been reassigned Judge Gregory H. Lewis. The reassignment occurred yesterday afternoon when defendant and respondent Orange County Committee on School District Organization filed a peremptory challenge to Judge Derek W. Hunt under C.C.P. § 170.6 yesterday morning just before our *ex parte* application was scheduled to be heard by Judge Hunt at 1:30 p.m. that same day. The County Committee waited nearly a week after Judge Hunt was originally assigned on February 4, 2022, to file the challenge.

The hearing on the Board’s *ex parte* application will instead now be heard in the morning on February 15, 2022, before Judge Lewis. The only reason a hearing cannot occur on Monday, February 14, is that Judge Lewis’ courtroom only hears *ex parte* proceedings Tuesday through Friday (the hearing could not occur today because it is a court holiday). Accordingly, we request on behalf of the Board that the Registrar of Voters wait until the afternoon of February 15, 2022, before taking any further, final, or irreversible action on implementation of new district boundaries

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for the Board's trustee areas for purposes of the June 7, 2022 election, to ensure that the Court has a full and fair opportunity to consider the application and rule on this important matter.

Very truly yours,

/S/

Jonathan M. Brenner