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7 UNITED STATES DEPARTMENT OF LABOR
WASHINGTON, D.C.

9 UNITED STATES DEPARTMENT OF LABOR,
OFFICE OF APPRENTICESHIP TRAINING,
10 EMPLOYER AND LABOR SERVICES,
Prosecuting Party,
11
v.
12 CALIFORNIA DEPARTMENT OF INDUSTRIAL
RELATIONS and CALIFORNIA APPRENTICESHIP
13 COUNCIL,
14 Respondents.

Case No. 2002 - CCP - 1
CALIFORNIA APPRENTICESHIP
COUNCIL'S MOTION FOR
SUMMARY JUDGMENT

15 Respondent California Apprenticeship Council ("CAC") moves for summary judgment
16 on the grounds set forth in the motion for summary judgment of respondent California
17 Department of Industrial Relations ("CDIR").

18 To avoid burdening the record with unnecessary briefs, CAC will not file a brief in
19 support of its motion and instead adopts and joins in all the arguments and positions made by
20 CDIR. CAC reserves the right to file a separate brief in opposition to OATELS' motion for
21 summary judgment.

22 DATED: September 20, 2004

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24 BILL LOCKYER
Attorney General

25
26 /s/ Julian O. Standen
JULIAN O. STANDEN
Deputy Attorney General
Attorneys for respondent
27 California Apprenticeship Council
28

DECLARATION OF SERVICE BY E-MAIL

Case Name: ***UNITED STATES DEPARTMENT OF LABOR, OFFICE OF
APPRENTICESHIP TRAINING, EMPLOYER AND LABOR SERVICES v.
CALIFORNIA DEPARTMENT OF INDUSTRIAL RELATIONS AND
CALIFORNIA APPRENTICESHIP COUNCIL***

United States Department of Labor, Washington, D.C., Case No.: **2002-CCP-1**

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 and older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business. My e-mail address is emily.aquino@doj.ca.gov.

On September 20, 2004, I served the attached

California Apprenticeship Council's Motion for Summary Judgment

by e-mailing a true copy. In addition, I placed a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail system of the Office of the Attorney General addressed as follows:

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I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on September 20, 2004, at San Francisco, California.

Emily Aquino
Declarant

/s/ Emily Aquino
Signature