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Petitioner in Pro Per

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF YUBA**

CHARLES SHARP,
Petitioner,

Case No.: _____

v.

MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF
VERIFIED PETITION FOR WRIT
OF MANDATE

DOBBINS-OREGON HOUSE FIRE
PROTECTION

DISTRICT; and DOES 1 through 10, inclusive,

[Gov. Code § 7923.000;
Code Civ. Proc. § 1085]

Respondents.

**MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF
VERIFIED PETITION FOR WRIT OF MANDATE**

I. INTRODUCTION

Petitioner CHARLES SHARP submits this Memorandum of Points and Authorities in support of his Verified Petition for Writ of Mandate compelling Respondent DOBBINS-OREGON HOUSE FIRE PROTECTION DISTRICT ("District") to comply with its mandatory duties under the California Public Records Act ("CPRA"), Government Code § 7920.000 et seq. Petitioner submitted a timely written CPRA request on April 4, 2026, seeking Form 700 (Statement of Economic Interests) for all Board of Directors members for calendar year 2025. More than thirty days have elapsed. The District has not provided the records, acknowledged the request in writing, nor cited any applicable exemption. This Court should issue a Writ of Mandate compelling immediate disclosure.

II. STATEMENT OF FACTS

On April 4, 2026 at 5:17 p.m., Petitioner transmitted a written Public Records Act request via electronic mail to clerk@dohfireca.gov, the District's published contact address, requesting Form 700 (Statement of Economic Interests) for all Board of Directors members for calendar year 2025. Petitioner expressly identified the request as a Public Records Act request. As of the date of this filing, more than thirty (30) days have elapsed since Petitioner's request. The District has failed to: (1) provide the requested records; (2) provide a written determination as to whether the records are disclosable; or (3) cite any applicable statutory exemption justifying withholding of the records. A true and correct copy of Petitioner's April 4, 2026 email request is attached to the Petition as Exhibit A.

III. LEGAL STANDARD

A. The California Public Records Act Mandates Disclosure.

The California Legislature declared that "access to information concerning the conduct of the people's business is a fundamental and necessary right of every person in this state." Gov. Code § 7921.000. The CPRA requires that "[p]ublic records are open to inspection at all times during the office hours of a state or local agency and every person has a right to inspect any public record." Gov. Code § 7922.525. The CPRA broadly defines "public record" to include "any writing containing information relating to the conduct of the public's business prepared, owned, used, or retained by any state or local agency." Gov. Code § 7920.530.

B. The District Was Required to Respond Within Ten Days.

Upon receipt of a CPRA request, a local agency must "determine within 10 days . . . whether the request, in whole or in part, seeks disclosable public records in the agency's possession and shall promptly notify the person making the request of the determination and the reasons therefor." Gov. Code § 7922.535(a). The District failed to make any such determination or provide any written response within the statutory ten-day period — or at any time thereafter.

C. Form 700 Filings Are Mandatory Public Records.

The Statement of Economic Interests (Form 700) is expressly required to be disclosed under the Political Reform Act, Government Code § 81000 et seq. Form 700 filings submitted by local agency officials are public records as a matter of law and are subject to mandatory disclosure under both the Political Reform Act and the CPRA. There is no cognizable exemption permitting withholding of Form 700 filings from the public. The District has no legal basis for refusing to produce them.

IV. ARGUMENT

A. Petitioner Is Entitled to a Writ of Mandate.

A writ of mandate may issue to compel performance of a ministerial duty. Code Civ. Proc. § 1085. To obtain a writ, a petitioner must show: (1) a clear, present, and ministerial duty on the part of the respondent; and (2) a clear, present, and beneficial right in the petitioner to the performance of that duty. *Kavanaugh v. West Sonoma County Union High School District* (2003) 29 Cal.4th 911, 916.

Both elements are satisfied here. The District has a clear, ministerial duty to disclose Form 700 filings — they are mandated public records with no applicable exemption. Petitioner has a clear, present, and beneficial right to inspect and receive copies of those records under Government Code § 7922.525. The CPRA expressly provides that "[a]ny person may institute proceedings for injunctive or declaratory relief or writ of mandate in any court of competent jurisdiction to enforce his or her right to inspect or to receive a copy of any public record." Gov. Code § 7923.000.

B. Petitioner Has No Adequate Remedy at Law.

Petitioner has no plain, speedy, or adequate remedy in the ordinary course of law other than this Petition. The CPRA provides that the writ of mandate is the exclusive remedy for enforcing a public agency's disclosure obligations. *Filarsky v. Superior Court* (2002) 28 Cal.4th 419, 427. Monetary damages are not available for CPRA violations. The District's continuing failure to disclose mandated public records constitutes an ongoing and unlawful denial of Petitioner's constitutional and statutory rights.

C. Petitioner Is Entitled to Attorney's Fees and Costs.

Government Code § 7923.115(a) mandates that a court "shall award court costs and reasonable attorney fees to the plaintiff" who prevails in a CPRA enforcement action. Because Petitioner will prevail — Form 700 filings are unambiguously public records subject to mandatory disclosure — this Court should award Petitioner his court costs and any reasonable attorney's fees incurred in this proceeding.

V. CONCLUSION

For the foregoing reasons, Petitioner respectfully requests that this Court: (1) issue an Order to Show Cause directing Respondent to appear and show cause why a Peremptory Writ of Mandate should not issue; (2) upon hearing, issue a Peremptory Writ of Mandate commanding Respondent to immediately provide Form 700 filings for all Board of Directors members for calendar year 2025; and (3) award Petitioner his court costs and reasonable attorney's fees pursuant to Government Code § 7923.115.

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Dated: May 8, 2026

CHARLES SHARP, Petitioner in Pro Per

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DOBBINS-OREGON HOUSE FIRE
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DISTRICT; and DOES 1 through 10, inclusive,
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[PROPOSED] ORDER TO SHOW CAUSE

RE: WRIT OF MANDATE

[Gov. Code § 7923.000;

Code Civ. Proc. § 1085]

[PROPOSED] ORDER TO SHOW CAUSE RE: WRIT OF MANDATE

The Court, having reviewed the Verified Petition for Writ of Mandate and the Memorandum of Points and Authorities filed by Petitioner CHARLES SHARP, and good cause appearing therefor:

IT IS HEREBY ORDERED:

1. Respondent DOBBINS-OREGON HOUSE FIRE PROTECTION DISTRICT shall appear before this Court on _____, 20____, at _____ a.m./p.m., in Department _____ of the above-entitled Court, located at 215 Fifth Street, Suite 200, Marysville, California 95901, to show cause, if any there be, why a Peremptory Writ of Mandate should not issue commanding Respondent to immediately provide Petitioner with copies of Form 700 (Statement of Economic Interests) for all members of the Board of Directors of the Dobbins-Oregon House Fire Protection District for calendar year 2025, as requested in Petitioner's Public Records Act request dated April 4, 2026.

2. Petitioner shall serve a copy of this Order to Show Cause, the Verified Petition, and the Memorandum of Points and Authorities upon Respondent by personal service or by certified mail on or before _____, 20____.

3. Respondent shall file and serve any written opposition to the Petition, together with any supporting documents, no later than _____, 20____.

4. Petitioner may file and serve any written reply no later than _____, 20____.

5. This Order to Show Cause shall serve as alternative writ of mandate pending the hearing.

IT IS SO ORDERED.

Dated: _____, 20____

Judge of the Superior Court

County of Yuba

Submitted by Petitioner CHARLES SHARP, in Pro Per, pursuant to Code of Civil Procedure § 1085 and Government Code § 7923.000.

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VERIFIED PETITION FOR WRIT OF
MANDATE

[Gov. Code § 7923.000;
Code Civ. Proc. § 1085]

SUMMARY OF PETITION
(California Public Records Act)

SUMMARY OF PETITION

Petitioner CHARLES SHARP, a resident of Yuba County, California, brings this action against Respondent DOBBINS-OREGON HOUSE FIRE PROTECTION DISTRICT ("District") for its failure to comply with the California Public Records Act ("CPRA"), Government Code § 7920.000 et seq. On April 4, 2026, Petitioner submitted a timely written Public Records Act request to the District's Clerk of the Board, requesting the Statement of Economic Interests (Form 700) for all Board of Directors members for the year 2025. Form 700 filings are public records mandated for disclosure under the Political Reform Act and the CPRA. As of the date of filing, more than ten (10) days have elapsed since the request, yet the District has failed to provide the requested records, failed to acknowledge the request, and failed to cite any applicable exemption. Petitioner therefore seeks a Peremptory Writ of Mandate compelling the District to immediately disclose the requested records, together with an award of costs and reasonable attorney's fees pursuant to Government Code § 7923.115.

VERIFIED PETITION FOR WRIT OF MANDATE

1. Petitioner, CHARLES SHARP, is a resident of Yuba County, California, with a mailing address of P.O. Box 107, Dobbins, CA 95935.

2. Respondent, DOBBINS-OREGON HOUSE FIRE PROTECTION DISTRICT ("District"), is a local agency as defined by Government Code § 7920.510, located in Yuba County, California.

3. On April 4, 2026, Petitioner submitted a written request to the District pursuant to the California Public Records Act ("CPRA") requesting the Statement of Economic Interests (Form 700) for members of the Board of Directors for calendar year 2025. Said request was transmitted via electronic mail to clerk@dohfireca.gov, the District's published contact address, on April 4, 2026 at 5:17 PM.

4. Form 700 (Statement of Economic Interests) filings are public records as a matter of law and are required to be made available for inspection and copying under the Political Reform Act (Gov. Code § 81000 et seq.) and the CPRA (Gov. Code § 7920.000 et seq.).

5. Pursuant to Government Code § 7922.535, the District was required to determine whether the request sought disclosable public records and to notify Petitioner of such determination within ten (10) days of receipt of the request.

6. As of the date of this filing, more than ten (10) days have elapsed since Petitioner submitted the Public Records Act request. The District has failed to provide the requested records, failed to provide any written determination regarding the request, and failed to cite any applicable legal exemption for withholding the requested records.

7. Petitioner has a clear, present, and beneficial right to the performance of Respondent's duty to disclose public records. Respondent has a clear, present, and ministerial duty to disclose the requested records. No discretion exists to withhold Form 700 filings, which are mandated public records.

8. Petitioner has no plain, speedy, and adequate remedy in the ordinary course of law other than this Petition. The continuing refusal of Respondent to provide the requested records constitutes an ongoing violation of the CPRA, causing Petitioner irreparable harm to his rights under California law.

WHEREFORE, Petitioner prays for judgment as follows:

1. For a Peremptory Writ of Mandate commanding Respondent to immediately provide the requested Form 700 records for all Board of Directors members for calendar year 2025;
2. For an award of court costs and reasonable attorney's fees pursuant to Government Code § 7923.115;
3. For such other and further relief as the Court deems just and proper.

Dated: May 8, 2026

CHARLES SHARP, Petitioner in Pro Per

VERIFICATION

I, CHARLES SHARP, am the Petitioner in this action. I have read the foregoing Petition and know the contents thereof. The same is true of my own knowledge, except as to those matters which are therein stated on information and belief, and as to those matters, I believe it to be true. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on May 8, 2026, at Oregon House, California.

CHARLES SHARP