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5
6 Attorneys for Petitioners

7
8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF SAN FRANCISCO

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11 RICHARD CUFFE; GREG BAKER; RON)
MORGAN; SAM GILL; CALIFORNIA PIPE)
12 TRADES COUNCIL; CALIFORNIA)
FIREFIGHTERS ASSOCIATION;)
13 PLANNING AND CONSERVATION LEAGUE;)
SIERRA CLUB; CALIFORNIA)
14 LEGISLATIVE CONFERENCE OF THE)
PLUMBING, HEATING AND PIPING)
15 INDUSTRY; and MECHANICAL)
CONTRACTORS ASSOCIATION OF)
16 NORTHERN CALIFORNIA,)

17 Petitioners,)

18 vs.)

19 CALIFORNIA BUILDING STANDARDS)
COMMISSION and CALIFORNIA)
20 DEPARTMENT OF HOUSING AND)
COMMUNITY DEVELOPMENT,)
21

22 Respondents.)

23 B. F. GOODRICH COMPANY, INC.,)

24 Real Party in Interest.)
25
26
27
28

Case No. 977657.

PEREMPTORY WRIT OF MANDATE

[CCP §§ 1087, 1104]

Date:

Time:

Dept: 8

Room:

Judge William Cahill

1 TO: CALIFORNIA BUILDING STANDARDS COMMISSION and CALIFORNIA
2 DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT,
3 RESPONDENTS:

4 Judgement having been entered in this action ordering that a
5 peremptory writ of mandate issue from this court, Respondents
6 CALIFORNIA BUILDING STANDARDS COMMISSION and CALIFORNIA
7 DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT are hereby
8 commanded immediately after receipt of this writ:

- 9 1. To delete approval of CPVC pipe for interior water
10 distribution systems from the California Plumbing Code; and
- 11 2. To take no further action to adopt regulations approving the
12 use of CPVC pipe for interior water distribution systems unless
13 the Commission and HCD have followed the CEQA process beginning
14 with an initial study and ending with either the production of a
15 final environmental impact report or a negative declaration.
16 Nothing in this court's decision shall be interpreted as
17 requiring Respondents to proceed with the readoption of
18 regulations approving the use of CPVC pipe after compliance
19 Order;
- 20 3. To provide official notice to all local building officials of
21 the action deleting approval of CPVC pipe for interior water
22 distribution systems by sending an information bulletin to each
23 building official. The information bulletin shall be mailed by
24 Respondents within thirty (30) days of the date of issuance of
25 this Peremptory Writ of Mandate.
- 26 4. To make and file a return to this writ within thirty (30)
27 days of the date action is taken to delete the regulation
28 approving the use of CPVC pipe for interior distribution systems

1 or the date that the information bulletin described in paragraph
2 1(c) of the Judgment Granting Peremptory Writ of Mandate is sent,
3 whichever is later, showing what you have done to comply with
4 this Writ and shall include a copy of the information bulletin
5 prepared pursuant to paragraph 3.

6 [Seal]

ALAN CARLSON

Clerk

By: *Robert*
Deputy Clerk

9
10 LET THE FOREGOING WRIT ISSUE.

11 Dated: 3/13/97 1997

William Cahill
Honorable William Cahill
Judge of the Superior Court

