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Richard S. v. Dept. of Developmental Serv. of Cal.

MR-CA-004-008

6 Attorneys for: RICHARD S., et.al

7
8 UNITED STATES DISTRICT COURT
9 FOR CENTRAL DISTRICT

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11 RICHARD S., CYNTHIA R., VALDINA)
R., and ROES 1 through 800,)
12 individually and on behalf of)
all those similarly situated by)
13 WILLIAM CABLE, M.D., as guardian)
ad Litem)

14 Plaintiffs,)

15 v.)

16)
17 DEPARTMENT OF DEVELOPMENTAL)
SERVICES OF THE STATE OF)
18 CALIFORNIA, FAIRVIEW)
DEVELOPMENTAL CENTER, SOUTH)
19 COAST REGIONAL PROJECT, HARBOR)
REGIONAL CENTER OF ORANGE COUNTY)
20 SAN DIEGO REGIONAL CENTER, SOUTH)
CENTRAL LOS ANGELES REGIONAL)
21 CENTER, WESTSIDE REGIONAL CENTER)
DENNIS G. AMUNDSON, as Director)
22 of the DEPARTMENT OF)
DEVELOPMENTAL SERVICES STATE OF)
23 CALIFORNIA, HUGH KOHLER, as)
executive Director of FAIRVIEW)
24 DEVELOPMENTAL CENTER, LILIA TAN)
FIGUEROA, M.D., as Medical)
25 Director of FAIRVIEW)
DEVELOPMENTAL CENTER, DAWN)
26 LEMONDS as director of South)
Coast Regional Project and Does)
27 1 through 500, inclusive)

28 Defendants.)

CASE NO:

PETITION AND ORDER FOR
APPOINTMENT OF GUARDIAN AD
LITEM

DATE: MARCH 20, 1997
TIME: 10:00 A.M.
PLACE: FEDERAL DISTRICT
COURT- CENTRAL DISTRICT
SANTA ANA, CALIFORNIA

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Petitioner states as follows:

1. Petitioner is a licensed physician who makes this petition on behalf of the named incompetent adults.

2. Said incompetent adults are about to commence an action by and through Dr. William Cable, M.D., their treating physician at Fairview in order to seek an injunction preventing the discharge of us and other like patients to community homes without a fair hearing addressing the issue of our safety upon discharge from Fairview.

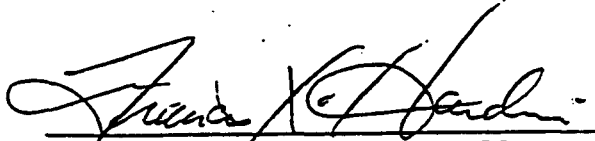
3. The incompetent adults have no general guardian and no previous petition fo appointment of guardian has been filed in this matter.

4. Petitioner William Cable, M.D., whose address is 3962 Mistral Drive, Huntington Beach, CA 92646, is a competent and responsible person and fully competent to act as guardian ad litem.

5. Said William Cable is willing to act as guardian ad litem for petitioner, as appears by his consent attached hereto.

WHEREFORE, Petitioner moves this Court for an order appointing Dr. William Cable as guardian ad litem of said incompetent adults and other similarly situated adult patients at Fairview for the purposes of bringing action against the named Defendants herein.

DATED: MARCH 19, 1997


FRANCIS X. HARDIMAN, ESQ.,
ATTORNEY FOR PETITIONER

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STATEMENT OF NON-OPPOSITION

We, the undersigned, are parents of Richard S. Sancho, who is currently 43 years old. Our son is profoundly retarded and has been a patient at Fairview State Developmental Hospital since approximately 1961. To the best of our recollection, we have never applied for nor been appointed conservator of our son.

We have no objection to Dr. William Cable being appointed Guardian ad litem for the purposes of the pending litigation.

DATED: MARCH 18, 1997

Richard Sancho
RICK SANCHO
Virginia Sancho
VIRGINIA SANCHO
Parents of Richard S.

Sancho