

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

AMERICA UNITES FOR KIDS, et al.,
Plaintiffs,
v.
SANDRA LYON, et al.,
Defendants.

CV 15-2124 PA (AJWx)
JUDGMENT AND PERMANENT
INJUNCTION

Pursuant to this Court’s Findings of Fact and Conclusions of Law, it is hereby
ORDERED, ADJUDGED, AND DECREED:

1. Plaintiff Public Employees for Environmental Responsibility is dismissed for lack of standing.
2. Defendants Sandra Lyon in her official capacity as Superintendent of the Santa Monica-Malibu Unified School District, Janece Maez, in her official capacity as Associate Superintendent and Chief Financial Officer of the Santa Monica-Malibu Unified School District, and Laurie Lieberman, Dr. Jose Escarce, Craig Foster, Maria Leon-Vazques, Richard Tahvildaran-Jesswein, Oscar De La Torre, and Ralph Mechur, in their official capacities as members of the Santa Monica-Malibu Unified School District Board of Education (collectively “Defendants”) are hereby permanently enjoined from using any


1 office, classroom, or other structure at Juan Cabrillo Elementary School (“JCES”) and
2 Malibu Middle and High School (“MHS”) (collectively the “Malibu Campus”) constructed
3 prior to 1979 in which students, teachers, administrators, or staff are regularly present after
4 December 31, 2019, unless all window and door systems and surrounding caulk at any such
5 location has been replaced.

6 3. Plaintiffs, their officers, directors, members, supporters, employees, and
7 anyone acting in concert with them, are permanently enjoined from sampling or testing
8 caulk, other building materials, or any other item or location at the Malibu Campus, except
9 with the express authorization of a court of competent jurisdiction.

10 4. Consistent with the December 21, 2015 Minute Order granting in part the
11 Motion for Sanctions filed by Defendants (Dkt. No. 76), each party shall bear its own costs
12 and attorneys’ fees.

13 The Clerk is ordered to enter this Judgment and Permanent Injunction.

14 DATED: September 1, 2016

15 
16 _____
17 Percy Anderson
18 UNITED STATES DISTRICT JUDGE
19
20
21
22
23
24
25
26
27
28