


<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Dan Dow By Kenneth Jorgensen (SBN: 220887) Office of the District Attorney, County of San Luis Obispo 1035 Palm Street, Room 450; San Luis Obispo, CA 93408</p> <p>TELEPHONE NO.: 805-781-5800 FAX NO. (Optional): E-MAIL ADDRESS (Optional): kjorgensen@co.slo.ca.us ATTORNEY FOR (Name): The People of the State of California</p>	<p style="text-align: center;">FOR COURT USE ONLY</p> <p style="text-align: center;">ELECTRONICALLY FILED 6/12/2023 11:05 AM</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Luis Obispo STREET ADDRESS: 1035 Palm Street, Room 385 MAILING ADDRESS: CITY AND ZIP CODE: San Luis Obispo, 93408 BRANCH NAME: County Government Center Annex</p>	<p style="text-align: center;">SAN LUIS OBISPO SUPERIOR COURT BY  Reavey, Deputy Clerk</p>
<p>PLAINTIFF/PETITIONER: The People of the State of California DEFENDANT/RESPONDENT: Charles Grace and Grace Environmental Services, LLC</p>	
<p style="text-align: center;">NOTICE OF ENTRY OF JUDGMENT OR ORDER</p> <p>(Check one): <input checked="" type="checkbox"/> UNLIMITED CASE <input type="checkbox"/> LIMITED CASE (Amount demanded exceeded \$25,000) (Amount demanded was \$25,000 or less)</p>	<p>CASE NUMBER: 21CV-0536</p>

TO ALL PARTIES :

1. A judgment, decree, or order was entered in this action on (date): June 9, 2023
2. A copy of the judgment, decree, or order is attached to this notice.

Date: June 9, 2023

Kenneth Jorgensen
 (TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)


 (SIGNATURE)

PLAINTIFF/PETITIONER: The People of the State of California DEFENDANT/RESPONDENT: Charles Grace and Grace Environmental Services, LLC	CASE NUMBER: 21CV-0536
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**PROOF OF SERVICE BY FIRST-CLASS MAIL
 NOTICE OF ENTRY OF JUDGMENT OR ORDER**

(NOTE: You cannot serve the Notice of Entry of Judgment or Order if you are a party in the action. The person who served the notice must complete this proof of service.)

1. I am at least 18 years old and **not a party to this action**. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (*specify*):
 Office of the District Attorney, County of San Luis Obispo
 1035 Palm Street, Room 450
 San Luis Obispo, CA 93408

2. I served a copy of the *Notice of Entry of Judgment or Order* by enclosing it in a sealed envelope with postage fully prepaid and (*check one*):

- a. deposited the sealed envelope with the United States Postal Service.
- b. placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Entry of Judgment or Order* was mailed:

- a. on (*date*): June 12, 2023
- b. from (*city and state*): San Luis Obispo, CA

4. The envelope was addressed and mailed as follows:

- | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| a. Name of person served:
Mr. John J. Flynn, Nossaman LLP
Street address: 18101 Von Karman, Ste. 1800
City: Irvine
State and zip code: CA, 92612-0177 | c. Name of person served:

Street address:
City:
State and zip code: |
| b. Name of person served:

Street address:
City:
State and zip code: | d. Name of person served:

Street address:
City:
State and zip code: |

Names and addresses of additional persons served are attached. (*You may use form POS-030(P).*)

5. Number of pages attached _____.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: June 12, 2023

SANDEE LOPEZ
 (TYPE OR PRINT NAME OF DECLARANT)


 (SIGNATURE OF DECLARANT)

1 DAN DOW
District Attorney, County of San Luis Obispo
2 KENNETH J. JORGENSEN (SBN: 220887)
Deputy District Attorney
3 1035 Palm Street, Room 450
4 San Luis Obispo, CA 93408
Telephone (805) 781-5800
5 e-mail: kjorgensen@co.slo.ca.us

6 Attorneys for Plaintiff

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF SAN LUIS OBISPO**

10 THE PEOPLE OF THE STATE OF
11 CALIFORNIA,

12
13 Plaintiff,

14 v.

15 CHARLES GRACE, an individual;
16 GRACE ENVIRONMENTAL SERVICES,
17 LLC., a California Corporation; and DOES 1
through 20, inclusive

18
19 Defendants.

COURT NO. 21CV-0536

FINAL CIVIL JUDGMENT AND
ORDER ACCORDING TO
STIPULATION

[Business and Professions Code §§
17200, 17203, & 17206]

20 Plaintiff, the People of the State of California, appearing through its attorneys, DAN
21 DOW, District Attorney for San Luis Obispo County, by Kenneth J. Jorgensen, Deputy District
22 Attorney, and Defendants CHARLES GRACE, an individual, and GRACE
23 ENVIRONMENTAL SERVICES, LLC., a California Corporation, (“Defendants”), and by their
24 attorney, John J. Flynn III, have stipulated to the entry of this Final Civil Judgment and Order
25 According To Stipulation (“Final Judgment”). This Court, having considered the pleadings and
26 good cause appearing:

27 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Plaintiff have
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1 Judgment against Defendant as follows:

2 **JURISDICTION AND VENUE**

3 1. This action is brought under the laws of the State of California, and this Court
4 has jurisdiction over the subject matter hereof and the parties hereto.

5 **APPLICABILITY**

6 2. All provisions of this Judgment apply to Defendants, and their employees,
7 agents, successors (including Grace Environmental Services, Inc), and assigns, to the extent
8 permitted by law, with actual or constructive knowledge of the terms of the Final Judgment
9 (collectively, “Enjoined Persons”).

10 **INJUNCTION**

11 3. Defendants shall be ordered and mandated, according to sections 17203 and
12 17204 of the Business and Professions Code, the following:

- 13 a. That when serving as a public official, they will perform their duties in an
14 impartial manner, free from bias caused by their own financial interests
15 or the financial interests of persons who have supported him.¹
16 b. This injunction shall terminate on the date when Defendants conclude its
17 management obligations to the San Simeon Community Services District.

18 **MONETARY RELIEF**

19 4. Defendants shall, according to the schedule set forth below, pay Plaintiff the total
20 of \$75,000.00 as civil penalties to the San Luis Obispo County District Attorney under
21 Business and Professions Code sections 17206 and 17536.

22 5. Defendants agree to train staff in the public conflict of interest training, the
23 Public Records Act, or the Ralph M. Brown Act of a minimum of 8 hours by December 31,
24 2023.

25 6. Civil penalties may be made over three payments of \$25,000. The first payment
26 shall be made within 10 days of being noticed of entry of judgement. The second payment shall
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¹ See Government Code § 87100.

1 be made by 60 days of entry of judgement. The third payment shall be made by 120 days of
2 entry of judgment. Upon payment of the entire sum of \$75,000 all monetary fines and costs
3 sought in this action are deemed satisfied in full.

4 7. The payment required by this Judgment shall be made payable to: San Luis
5 Obispo County District Attorney's Office. The check shall be delivered to KENNETH J.
6 JORGENSEN, Deputy District Attorney, Consumer and Environmental Protection Unit, San
7 Luis Obispo County District Attorney's Office, 1035 Palm Street, Room 450, San Luis Obispo,
8 California, 93408.

9 **NOTICES**

10 8. All notices, reports, and correspondence required by or in conjunction with this
11 Final Judgment shall be in writing and sent by U.S. Mail and e-mail to:

12 IF TO PLAINTIFF: San Luis Obispo County District Attorney
13 Consumer and Environmental Protection Unit
14 Attention: KENNETH J. JORGENSEN, DDA
15 1035 Palm Street, Room 450
16 San Luis Obispo, CA 93408

Email: kjorgensen@co.slo.ca.us

17 IF TO DEFENDANT: John J. Flynn
18 Nossaman LLP
19 18101 Von Karman
20 Ste. 1800
Irvine, CA 92612-0177

jflynn@nossaman.com

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22 **RETENTION OF JURISDICTION**

23 9. Jurisdiction shall be retained by the Court to enable any party to this Final
24 Judgment to apply to the Court at any time for such further orders, directions, modifications, or
25 terminations as may be necessary or appropriate for the construction, carry out, modification, or
26 termination of any of the injunctive provisions of this Final Judgment, and the enforcement of
27 compliance herewith; or for the punishment of violations hereunder.
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EFFECT OF FINAL JUDGMENT

10. Nothing in this Final Judgment shall be construed as limiting, altering, or otherwise affecting the rights, procedures, and protections afforded to Defendants under California Business and Professions Code, nor shall a minor violation that is cured be considered a violation of this Final Judgment.

INTEGRATION

11. This Final Judgment constitutes the entire agreement between the Parties hereto and may not be amended or supplemented except as provided herein.

MODIFICATION

12. This Final Judgment may be modified upon written consent by all Parties and the approval of the Court.

13. The clerk is ordered to enter this Judgment immediately, and to provide notice to the Parties through counsel.

IT IS SO ORDERED.

DATED: June 9, 2023

By 
JUDGE OF THE SUPERIOR COURT