

BRIGGS LAW CORPORATION

San Diego Office:
4891 Pacific Highway, Suite 104
San Diego, CA 92110

Telephone: 619-497-0021
Facsimile: 909-949-7121

Please respond to: Inland Empire Office

Inland Empire Office:
99 East "C" Street, Suite 111
Upland, CA 91786

Telephone: 909-949-7115
Facsimile: 909-949-7121

BLC File(s): 1977.02

23 April 2019

City of Carlsbad
c/o City Clerk Barbara Engleson
1200 Carlsbad Village Drive
Carlsbad, CA 92008

Via Fax Only to 760-720-9461

Re: Request to Cure Violation of Ralph M. Brown Act

Dear City of Carlsbad:

On behalf of my client, Citizens for a Friendly Airport, I am writing to request the cure of a violation of the Ralph M. Brown Act (Government Code Section 54950 *et seq.*) committed by the Carlsbad City Council at its special meeting on March 27, 2019, with respect to Item 1 ("CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION") on its agenda for the meeting.

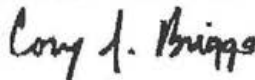
In particular, the agenda did not lawfully inform the public that the Carlsbad City Council intended to consider and/or approve a Mutual Settlement and Cooperation Agreement of the lawsuit commonly known as *City of Carlsbad v. County of San Diego*, San Diego County Superior Court case no. 37-2018-00061565-CU-MC-CTL ("Settlement Agreement"), which was illegally approved in closed session. Through the Settlement Agreement, the City took actions that can only take place in an open session, including but not limited to modifying CUP-172, withdrawing a zoning-ordinance amendment, and agreeing not to exercise land-use authority.

Under the Brown Act, the violation must be cured not more than 30 days after receipt of this letter. Please notify me *in writing* as soon as possible to let me know whether the violation will be cured and, if so, when the cure will take place; or if you have any questions. (My client may sue before receiving your response.)

Thank you for your prompt attention to this important matter.

Sincerely,

BRIGGS LAW CORPORATION



Cory J. Briggs