

1 PAUL J. BEARD II (State Bar No. 210563)  
2 FISHERBROYLES LLP  
3 4470 W. Sunset Blvd., Suite 93165  
4 Los Angeles, CA 90027  
5 Telephone: (818) 216-3988  
6 Facsimile: (213) 402-5034  
7 E-mail: paul.beard@fisherbroyles.com

8 Attorneys for Plaintiffs  
9 MENDOCINO RAILWAY

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

MENDOCINO RAILWAY, a California corporation,  
Plaintiff

v.

JACK AINSWORTH, in his official capacity as  
Executive Director of the California Coastal  
Commission; CITY OF FORT BRAGG, a California  
municipal corporation; and DOES 1 through 20,  
inclusive,  
Defendants.

Case No.: 4:22-cv-04597-JST

*Assigned for all purposes to: Hon. John S. Tigar, Ctrm. 6*

**DECLARATION OF PAUL BEARD II  
IN SUPPORT OF ADMINISTRATIVE  
MOTION RE: RELATED CASES**

Hearing Date: January 26, 2023  
Hearing Time: 2:00 p.m.  
Dept.: Courtroom 6  
Judge: Hon. Jon S. Tigar

Complaint Filed: August 9, 2022

1 I, Paul Beard II, declare as follows:

2 1. I am a counsel of record for Plaintiff Mendocino Railway. I state the following of my  
3 own personal knowledge. If called upon to testify, I could and would testify competently thereto.

4 2. Mendocino Railway vigorously opposed the California Coastal Commission's motion to  
5 intervene in the state-court action filed by City of Fort Bragg (*City of Fort Bragg v. Mendocino Railway*,  
6 No. 21CV00850, Mendocino County Superior Court). On October 20, 2022, over Mendocino Railway's  
7 objections, the Superior Court granted the Commission's motion.

8 3. Exhibits A-D, attached to the Request for Judicial Notice filed herewith, are true and  
9 correct copies of the court-filed documents reflected therein.

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

12  
13 DATED: October 31, 2022



14 \_\_\_\_\_  
15 PAUL BEARD II  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28