

FILED

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

OCT 06 2008

MOLLY C. DWYER, CLERK OF COURT
U.S. COURT OF APPEALS

CHAMBER OF COMMERCE OF THE
UNITED STATES; CALIFORNIA
CHAMBER OF COMMERCE;
EMPLOYERS GROUP; CALIFORNIA
HEALTHCARE ASSOCIATION;
CALIFORNIA MANUFACTURERS
AND TECHNOLOGY ASSN.
CALIFORNIA ASSOCIATION OF
HEALTH FACILITIES; CALIFORNIA
ASSOCIATION OF HOME &
SERVICES FOR THE AGING; BETTEC
CORPORATION; MARKSHERM
CORPORATION; ZILACO INC.,
ZILACO; DEL RIO HEALTHCARE,
INC.; BEVERLY HEALTH &
REHABILITATION SERVICES, INC. Db
Beverly Manor Costa Mesa; INTERNEXT
GROUP,

Plaintiffs - Appellees,

CALIFORNIA LABOR FEDERATION,
AFL-CIO; AMERICAN FEDERATION
OF LABOR AND CONGRESS OF
INDUSTRIAL ORGANIZATIONS,

Intervenors - Appellants,

V.

BILL LOCKYER, Attorney General, in his
capacity as Attorney General of the State
of California; DEPARTMENT OF
HEALTH SERVICES; FRANK G.
VANACORE, as the Chief of the Audit
Review and Analysis Section of the

No. 03-55166

D.C. No. CV-02-00377-GLT

Central District of California,
Santa Ana

MANDATE

California Department of Health Services;
DIANA M. BONTA, Diana M. Bonta,
R.N., Dr. P.h.D, as the Director of the
California Department of Health Services,

Defendants.

CHAMBER OF COMMERCE OF THE
UNITED STATES; CALIFORNIA
CHAMBER OF COMMERCE;
EMPLOYERS GROUP; CALIFORNIA
HEALTHCARE ASSOCIATION;
CALIFORNIA MANUFACTURERS
AND TECHNOLOGY ASSN.
CALIFORNIA ASSOCIATION OF
HEALTH FACILITIES; CALIFORNIA
ASSOCIATION OF HOME &
SERVICES FOR THE AGING; BETTEC
CORPORATION; MARKSHERM
CORPORATION; ZILACO INC.,
ZILACO; DEL RIO HEALTHCARE,
INC.; BEVERLY HEALTH &
REHABILITATION SERVICES, INC. Db
Beverly Manor Costa Mesa; INTERNEXT
GROUP,

Plaintiffs - Appellees,

and

CALIFORNIA LABOR FEDERATION,
AFL-CIO; AMERICAN FEDERATION
OF LABOR AND CONGRESS OF
INDUSTRIAL ORGANIZATIONS,

Intervenors,

V.

No. 03-55169
D.C. No. CV-02-00377-GLT
Central District of California,
Santa Ana

MANDATE

BILL LOCKYER, Attorney General, in his capacity as Attorney General of the State of California; DEPARTMENT OF HEALTH SERVICES; FRANK G. VANACORE, as the Chief of the Audit Review and Analysis Section of the California Department of Health Services; DIANA M. BONTA, Diana M. Bonta, R.N., Dr. P.h.D, as the Director of the California Department of Health Services,

Defendants - Appellants.

The judgment of this Court, entered 9/15/08, takes effect this date.

This constitutes the formal mandate of this Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure.

FOR THE COURT:

Molly C. Dwyer
Clerk of Court

By: Gabriela Van Allen
Deputy Clerk