

FILED

DEC 18 2019

FRESNO COUNTY SUPERIOR COURT

By _____ DEPUTY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO
CENTRAL DIVISION

Grand Petroleum, Inc.,)	
)	
Petitioner,)	Case No. 17CECG03813
)	
v.)	Dept. 54
)	
County of Fresno,)	ORDER
)	
Respondent)	
)	
Shawn Shiralian,)	
)	
Real Party in Interest)	
)	
)	

The above captioned matter came on regularly for hearing on July 27, 2018, at 9:00 a.m. in Department 54 of this court, the honorable Judge Kristi Culver Kapetan, presiding. The matter was argued and submitted. The Court delivered its ruling from the bench. Judgment in conformity with that ruling was entered on August 15, 2018.

After the Court rendered judgment, the matter was appealed to the Court of Appeal of the State of California, Fifth Appellate District. The Court of Appeal reversed the judgment and remanded the matter to this court with directions to vacate the order denying the petition, and to enter a new order granting the petition and compelling the County to set aside the Initial Study, mitigated negative declaration, and conditional use permit in this matter, and to comply with CEQA and PF-C.17.

1 Accordingly, it is ordered, adjudged, and decreed that:

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- 3 1. The previously entered judgment be vacated.
- 4 2. The petition for writ of mandate is granted.
- 5 3. Respondent County shall set aside the at-issue Initial Study,
- 6 mitigated negative declaration, and conditional use permit;
- 7 and shall comply with CEQA and PF-C.17 as set forth in the
- 8 opinion of the Court of Appeal filed October 18, 2019.
- 9 4. Costs are awarded to Petitioner/Appellant.

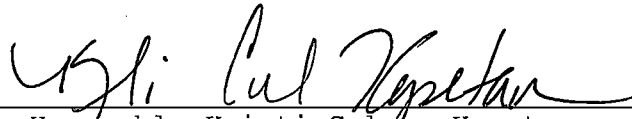
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12 IT IS SO ORDERED.

13 DATED this 18th day of December 2019.

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Honorable Kristi Culyer Kapetan
Judge of the Superior Court

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