

Appendix B: Sample Request to Change the Judge

September 23, 2018

Presiding Administrative Law Judge
Office of Administrative Hearings
320 W. Fourth Street, Suite 630
Los Angeles, CA 90013

Re: Peremptory Challenge

John Doe v Regional Center
OAH No. 201811100000
Hearing Date: September 28, 2018

Dear Presiding Administrative Law Judge:

I am writing on behalf of John Doe to request that a different Judge be assigned to hear his case on September 28, 2018. The assigned Judge is Sarah Smith. We ask this change be made under Title 1 of the California Code of Regulations, Section 1034 and Government Code section 11425.40. Enclosed is the prescribed declaration required under that section.

Thank you for your consideration. Please contact me at (213) 555-5555 if necessary.

Sincerely,

Jane Doe

Enclosure

cc: Regional Center

Declaration of Jane Doe

Mother of John Doe

I, Jane Doe, declare that:

- 1) I am the parent for a party to the pending matter.
- 2) The Judge assigned to the Hearing is prejudiced against the interest of the party so that the declarant believes that her son cannot have a fair and impartial Hearing before the Judge, Sarah Smith.

This Declaration is under penalty of perjury under the laws of the State of California and is signed _____, at _____, California.

DATE

CITY

Sincerely,

Jane Doe