

1 Gregory A. Diamond (State Bar No. 256598)
2 LAW OFFICE OF GREGORY A. DIAMOND
3 920 Steele Drive
4 Brea, CA 92821
5 Telephone: (714) 782-4734
6 gregdiamond@yahoo.com

7 Attorney for Petitioner Mark Daniels

ELECTRONICALLY FILED
Superior Court of California,
County of Orange
03/19/2018 at 04:00:18 PM
Clerk of the Superior Court
By Dollie Campos, Deputy Clerk

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF ORANGE**

10 MARK DANIELS

11 Petitioner,

12 v.

13 NEAL KELLEY, Orange County
14 Registrar of Voters

15 Respondent

) CASE NO.: 30-2018-00980421-CU-WM-CJC
) Judge John Gastelum

) PETITION FOR WRIT OF MANDATE

) **IMMEDIATE ACTION REQUIRED**
) **ELECTION LAW MATTER ENTITLED**
) **TO CALENDAR PREFERENCE**
) **(C.C.P. §35; Elec.Code §13314(a)(3))**

16 -----
17 LENORE ALBERT, aka LENORE LUANN
18 ALBERT, aka LENORE ALBERT-
19 SHERIDAN

20 Real Party in Interest.

21 Petitioner MARK DANIELS petitions this court for an alternative writ of mandate and a
22 peremptory writ of mandate, directed to Respondent Neal Kelley, Orange County Registrar of
23 Voters, and by this verified petition alleges:

24 **I.**

25 **FIRST CAUSE OF ACTION**

26 **(Petition for Writ of Mandate)**

27 1. Petitioner respectfully requests that this court issue an alternative writ of mandate, and
28 then a peremptory writ of mandate, or an injunction, commanding Respondent to:

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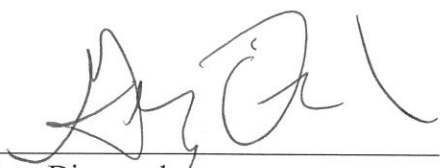
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A. As to Real Party in Interest Lenore Albert (Ms. Albert):

1. Declare that her "Special Qualifications" form for the office of District Attorney, signed on March 9, 2018, under penalty of perjury, was fraudulent or otherwise fatally defective and therefore void *ab initio* because she was suspended from the practice of law by order of the California Supreme Court and the California State Bar on February 14, 2018. Ms. Albert is still suspended from the practice of law as of the date of this Petition.
2. Issue a writ of mandate ordering Respondent Neal Kelley to remove Ms. Albert from the ballot and ancillary documents on the grounds that, having not properly completed the aforementioned form, she did not properly complete her registration for the office of District Attorney, and is therefore disqualified from being on the ballot.
3. If the court does not order Ms. Albert removed from the ballot, in the alternative, issue a writ of mandate ordering Respondent Neal Kelley to remove the words "Civil Rights" from Ms. Albert's ballot designation on the grounds that there is no evidence that she has worked in Civil Rights law while there is much evidence that she has worked in the area of Consumer Rights law.

DATED: March 19, 2018



Greg Diamond
Law Office of Gregory A. Diamond
Attorney for Petitioner Mark Daniels

1 VERIFICATION

2 I, Mark Daniels, certify and declare that I have read the foregoing Petition for Writ of
3 Mandate and know its contents.

4 I am a party to this action. The matters stated in the foregoing document are true of my
5 own knowledge except as to those matters which are stated on information and belief, and as to
6 those matters I believe them to be true.

7 Executed this 19th day of March, 2018 at Fullerton, California.

8 I declare under penalty of perjury under the laws of the State of California that the
9 foregoing is true and correct.
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12 Mark Daniels
13 *Petitioner*

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