

OFFICE OF ADMINISTRATIVE LAW

300 Capitol Mall, Suite 1250
Sacramento, CA 95814
(916) 323-6225 FAX (916) 323-6826



Susan Lapsley
Director

October 22, 2008

Mr. Michael St. Martin
CO-000414-3, RRU-7
P.O. BOX 5003
Coalinga, CA 93210

Re: CTU2008-0926-01
CTU2008-1003-01
CTU2008-1008-01
CTU2008-1009-01
CTU2008-1016-03
CTU2008-1017-02
CTU2008-1021-01

Dear Mr. St. Martin:

The Office of Administrative Law (OAL) has received the above referenced petitions alleging that the Department of Mental Health has issued, used, enforced, or attempted to enforce an underground regulation. OAL declines to accept the following petitions:

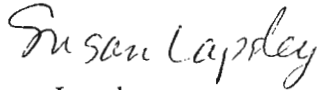
- CTU2008-0926-01, Wellness and Recovery Manual
- CTU2008-1003-01, AD 446, relating to the wellness and recovery planning team
- CTU2008-1008-01, AD 434, relating to treatment intervention
- CTU2008-1009-01, AD 438, relating to the clinical outcome evaluation system
- CTU2008-1016-03, AD 134, relating to the facility plan for services
- CTU2008-1021-03, AD 414, relating to research

Our decision in no way reflects on the merits of the underlying issues presented by your petitions. It does not constitute a judgment or opinion on any issue raised in your petitions. Nothing in our decision restricts your right or ability to pursue these matters directly with the Department of Mental Health or in court.

As to CTU2008-1017-02, challenging Special Order 228, Research Proposal Review Policy, OAL accepts the petition for consideration. Pursuant to Title 1, California Code of Regulations, section 270, please note the following time table:

Publication of Petition in Notice Register: November 7, 2008
Deadline for Public Comment: December 8, 2008
Deadline for Agency Response: December 22, 2008
Deadline for Petitioner Rebuttal: No later than 15 days after receipt of the agency's
response
Deadline for OAL Decision: March 9, 2009

Sincerely,

A handwritten signature in cursive script that reads "Susan Lapsley".

Susan Lapsley
Director