

1 Rob Bonta
Attorney General of California
2 David G. Alderson
Supervising Deputy Attorney General
3 Patrick Tuck
Deputy Attorney General
4 State Bar No. 305718
1515 Clay Street, 20th Floor
5 P.O. Box 70550
Oakland, CA 94612-0550
6 Telephone: (510) 879-1006
Fax: (510) 622-2270
7 E-mail: Patrick.Tuck@doj.ca.gov
8 *Attorneys for Defendant Jack Ainsworth, in his*
official capacity as Executive Director of the
California Coastal Commission
9

**Exempt from Filing Fee Pursuant to
Government Code Section §6103**

10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12

13 **MENDOCINO RAILWAY,**
14
Plaintiff,
15
16 **v.**
17 **JACK AINSWORTH, in his official**
capacity as Executive Director of the
18 **California Coastal Commission; CITY OF**
FORT BRAGG, a California municipal
19 **corporation; ,**
20 Defendant.
21

Case No. 1:22-cv-04597

[PROPOSED] ORDER

22 **[PROPOSED] ORDER**

23 The Court finds that abstention under *Younger v. Harris*, 401 U.S. 37 (1971) applies to this
24 case, and on that basis GRANTS Defendant Jack Ainsworth’s Motion to Dismiss. Plaintiff
25 Mendocino Railway’s claims are therefore DISMISSED [with] / [without] prejudice.

26 It is so ordered.

27 Dated: _____

The Honorable Jon S. Tigar