

OFFICE OF ADMINISTRATIVE LAW

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



Susan Lapsley
Director

February 24, 2009

Michael St. Martin
CO-000414-3, RRU-7
Coalinga, CA 93210

Re: CTU2009-0126-01

Dear Mr. St. Martin:

The Office of Administrative Law has received your petition alleging that the Department of Mental Health has issued, used, enforced, or attempted to enforce an underground regulation, specifically, the Clinical Evaluator Handbook and Standardized Assessment Protocol, dated November 2008. The Department of Mental Health has certified, pursuant to California Code of Regulations, title 1 section 280, that it will not issue, use, enforce, or attempt to enforce the alleged underground regulation you challenged. OAL, therefore, pursuant to section 280, will suspend all action on the petition.

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

Sincerely,

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

Susan Lapsley
Director