

## **NOTICE OF INTENTION TO CIRCULATE RECALL PETITION**

TO THE HONORABLE Socrates Peter Manoukian: Pursuant to Section 11020, California Elections Code, the undersigned registered qualified voters of the County of Santa Clara, in the State of California, hereby give notice that we are the proponents of a recall petition and that we intend to seek your recall and removal from the office of Superior Court judge, in San Jose, California, and to demand election of a successor in that office.

### **The grounds for the recall are as follows:**

JUDGE MANOUKIAN IS OPENLY RACIST, ANTI-SEMITIC TOWARD JEWS, AND HOMOPHOBIC IN HIS VIEWPOINT OF THE LESBIAN, BI-SEXUAL, AND TRANSGENDER COMMUNITY AS REFLECTED IN HIS PUBLIC COMMENTS REFUSING TO IDENTIFY HIS SEXUAL ORIENTATION AS REQUIRED OF ALL SITTING JUDGES. HIS GENERALIZED INTOLERANCE FURTHER VIOLATES CANNON RULE 4.

IN **ROBERSON v. WILLIAMS**, HE RULED IT IS ACCEPTABLE FOR BLACK MEN TO BE REFERRED TO AS “NIGGERS,” SO LONG AS THE PARTIES’ ARE OF THE SAME RACE, JOKING THAT STANDUP COMEDIAN CHRIS ROCK TELLS JOKES OF BLACKS OFTEN REFERRING TO EACH OTHER BY THIS HISTORICALLY OFFENSIVE WORD.

HE HAS ALSO ORDERED COVERT CRIMINAL BACKGROUND CHECKS OF LITIGANTS THROUGH UNAUTHORIZED USE OF THE CALIFORNIA CRIMINAL LAW ENFORCEMENT TRANSMISSION SYSTEM (“CLETS”) IN VIOLATION OF CLETS REGULATION 1.6.1(C); [U.S.C., TITLE 18, SECTION 922(G)(9)], ORDERED ARMED SHERIFF’S DEPUTIES DISPATCHED TO THE HOMES OF LITIGANTS FOR INTEROGATION WITHOUT ANY PRIOR NOTICE, WITHOUT LAWFUL CHARGES, WITHOUT WARRANTS, WITHOUT READING OF MARANDA RIGHTS, AND WITHOUT BENEFIT OF COUNSEL. IN POLICE RAID FASHION, HE HAS ORDERED PRODUCTION OF GUNS FOR REGISTRATION OR DISCLOSURE. BY DEFAULT, JUDGE MANOUKIAN’S FINAL JUDGMENTS ARE UNAPPEALABLE BECAUSE ASSOCIATE JUSTICE PATRICIA MANOUKIAN IS HIS WIFE AND ALSO SERVES AS ASSOCIATE JUSTICE TO REVIEW HER HUSBANDS DECISIONS.

**The printed names, signatures, and business or residence addresses of the proponents are as follows:**

NAME	ADDRESS	SIGNATURE
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Telephone number to contact proponents: (650) 701-3202. A copy of this notice and proof of service will be filed with the Secretary of State, County Elections Official, City Clerk, Secretary of District, as appropriate. You may file an answer to the statement of the proponents within 7 days after the notice is filed. It may not be more than 200 words. If an answer is filed, a copy of it must also be served personally or by certified mail within that same 7-day period on one of the above proponents. The answer shall have the printed name, signature, business or residence address of the officer sought to be recalled.

## PETITION FOR RECALL

TO THE HONORABLE Socrates Peter Manoukian, pursuant to the California Constitution and California election laws, we the undersigned registered and qualified electors of the County of Santa Clara located in San Jose, California, respectfully state that we seek the recall and removal of Superior Court Judge Socrates Peter Manoukian, holding the office of superior court judge in Santa Clara County, California.

**We demand an election of a successor to that office.**

The following Notice of Intention to Circulate Recall Petition was served via Certified Registered United States Mail on August 27, 2014 to the business office of the Honorable Socrates Peter Manoukian located at 191 North First Street, Department 19 at San Jose, California:

JUDGE MANOUKIAN IS OPENLY RACIST, ANTI-SEMITIC TOWARD JEWS, AND HOMOPHOBIC IN HIS VIEWPOINT OF THE LESBIAN, BI-SEXUAL, AND TRANSGENDER COMMUNITY AS REFLECTED IN HIS PUBLIC COMMENTS REFUSING TO IDENTIFY HIS SEXUAL ORIENTATION AS REQUIRED OF ALL SITTING JUDGES. HIS GENERALIZED INTOLERANCE FURTHER VIOLATES CANNON RULE 4.

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HE HAS ALSO ORDERED COVERT CRIMINAL BACKGROUND CHECKS OF LITIGANTS THROUGH UNAUTHORIZED USE OF THE CALIFORNIA CRIMINAL LAW ENFORCEMENT TRANSMISSION SYSTEM (“CLETS”) IN VIOLATION OF CLETS REGULATION 1.6.1(C); [U.S.C., TITLE 18, SECTION 922(G)(9)], ORDERED ARMED SHERIFF’S DEPUTIES DISPATCHED TO THE HOMES OF LITIGANTS FOR INTEROGATION WITHOUT ANY PRIOR

NOTICE, WITHOUT LAWFUL CHARGES, WITHOUT WARRANTS, WITHOUT READING OF MARANDA RIGHTS, AND WITHOUT BENEFIT OF COUNSEL. IN POLICE RAID FASHION, HE HAS ORDERED PRODUCTION OF GUNS FOR REGISTRATION OR DISCLOSURE. BY DEFAULT, JUDGE MANOUKIAN’S FINAL JUDGMENTS ARE UNAPPEALABLE BECAUSE ASSOCIATE JUSTICE PATRICIA MANOUKIAN IS HIS WIFE AND ALSO SERVES AS ASSOCIATE JUSTICE TO REVIEW HER HUSBANDS DECISIONS.

“NO ANSWER FILED, TO DATE.”

Each of the undersigned states for himself/herself that he or she is a registered and qualified elector of Santa Clara County, California.

<b>PETITION SUMMARY AND BACKGROUND:</b>	Judge Manoukian’s racial jokes, homophobia, and disregard for diversity are prejudicial to the administration of justice that brings the judicial office into disrepute (Cal. Const., art. VI, § 18, subd.). His chilling expressions of bias and cold acts of intimidation cast reasonable doubt on the judge’s capacity to perform his duties impartially as a judge. Judge Manoukian’s recorded expressions have done so to include, “jokes” and/or other extrajudicial remarks demeaning to individuals purely on the basis of their race, sex, religion, sexual orientation, or national origin. Unfortunately, his misconduct demeans the judicial office he has been privileged to serve. His gross abuses of discretion interferes with the proper administration of justice and hereafter demands Judge Socrates Manoukian’s unconditional removal from office by the voters of Santa Clara County.
<b>ACTION PETITIONED FOR:</b>	We, the undersigned, are concerned citizens who urge the voting public to recall Judge Socrates Peter Manoukian and elect a different judicial officer that will properly uphold the dignity and respect the position of superior court judge is lacking, but so richly deserves.

PRINT YOUR NAME	YOUR SIGNATURE	YOUR ADDRESS WHERE YOU RESIDE CITY, ZIP	DATE



<b>PRINT YOUR NAME</b>	<b>YOUR SIGNATURE</b>	<b>YOUR ADDRESS WHERE YOU RESIDE CITY, ZIP</b>	<b>DATE</b>

(place of signing, e.g., city or county)

\_\_\_\_\_

(complete signature)

## PETITION CIRCULATOR

PRINT YOUR NAME	YOUR SIGNATURE	YOUR ADDRESS WHERE YOU RESIDE CITY, ZIP	DATE

**(MUST BE IN CIRCULATOR'S OWN HANDWRITING)**

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## PETITION CIRCULATOR DECLARATION

I, \_\_\_\_\_, declare:

1. My residence address is (Street Address) \_\_\_\_\_

(City) \_\_\_\_\_, in, County, California, and I am a registered voter in is \_\_\_\_\_;

2. I personally circulated the attached petition for signing;

3. I witnessed each of the appended signatures being written on the petition and to my best information and belief, each signature is the genuine signature of the person whose name it purports to be; and

4. The appended signatures were obtained between the dates of (Starting Date) and (Ending Date), inclusive.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on (Date) \_\_\_\_\_, at (City or Community Where Signed) \_\_\_\_\_, California.

SIGNED \_\_\_\_\_

1. The Secretary of State of California and County of Santa Clara Registrar of Voters is the proper authority which orders or “calls” elections for that office, or is legally represented as the governing authority for that jurisdiction.
2. The appropriate electoral jurisdiction here is the County of Santa Clara.
3. The geographical jurisdiction is the City of San Jose, California.

**PROOF OF SERVICE BY CERTIFIED MAIL**

I, \_\_\_\_\_ declare that: I am over the age of 18 years, and I in reside at \_\_\_\_\_, San Jose, CA \_\_\_\_\_. On August 29, 2015, I deposited in the mail a copy of the **Notice of Intention to Recall** in a sealed envelope, with fully prepaid postage thereon for certified mail, addressed to: The Honorable Socrates P. Manoukian, Superior Court Judge at: \_\_\_\_\_ I have attached the original of the Notice of Intention to this Proof of Service. I, \_\_\_\_\_, declare under penalty of perjury (print full name) under the laws of the State of California that the foregoing is true and correct, and that I executed this Proof of Service: On \_\_\_\_\_ at (date) \_\_\_\_\_ **.2014**