

JOSEPH MCDOUGALL, State Bar No. 197689
CITY ATTORNEY
JILL A. VANDER BORGHT, State Bar No. 240004
CHIEF. ASST. CITY ATTY.
275 E. Olive Avenue
Burbank, CA 91502
Tel.: (818) 238-5707
Fax: (818) 238-5724
Email: *JVanderBorght@burbankca.gov*

ALESHIRE & WYNDER, LLP
PAM K. LEE, State Bar No. 246369
plee@awattorneys.com
NORMAN A. DUPONT, State Bar No. 85008
ndupont@awattorneys.com
JOHN E. BAUMAN, State Bar No. 315667
jbauman@awattorneys.com
SHUKAN A. PATEL, State Bar No. 347017
spatel@awattorneys.com
CODY S. PARKER, State Bar No. 359372
cparker@awattorneys.com
1 Park Plaza, Suite 1000
Irvine, California 92614
Telephone: (949) 223-1170
Facsimile: (949) 223-1180

Attorneys for Respondent and
Defendant CITY OF BURBANK

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

LOS ANGELES COUNTY
METROPOLITAN
TRANSPORTATION
AUTHORITY, a public entity,

Plaintiff,

v.

CITY OF BURBANK, a municipal
corporation; and DOES 1-10,
inclusive,

Defendants.

Case No. 26STCP01904

Assigned for all purposes to the
Hon. Judge Stephen Morgan,

**CITY'S EVIDENTIARY
OBJECTIONS TO
DECLARATION OF JAMES
SHAHAMIRI**

Date: August 24, 2026
Time: 10:00 am
Dept: 416

Action Filed: May 19, 2026

The City objects and requests a specific ruling to the following portions of the Declaration of James Shahamiri filed in Support of Petitioner's Motion for Reconsideration of Order Denying Preliminary Injunction. The City's specific objections are as follows:

Shahamiri Dec.

Exact Words

Objections

Para. 19, Lines 3-5

“By reviewing these systems together, I could compare roadway congestion, reported incidents, traffic-control conditions, signal operations, camera observations, and the actual movement of WC GETS buses.

Irrelevant to Motion for Reconsideration. This is not a “new fact” or new “circumstance.” The last major WC event at SoFi stadium was held on July 10, 2026. (Shahamiri Dec. ¶28).

Para. 44, lines 15-18

“When congestion increases, the bus takes longer to complete its route. A delayed bus may also become crowded, miss scheduled connections, arrive closely behind another bus, or require additional recovery time before beginning its next trip.”

Speculation: The comments about possible bus delays are speculative, particularly as they might relate to any bus route in Burbank.

Para. 48, lines 6-8

“In the course of my duties, I have become familiar with Metro’s planning for the 2028 Games, including Metro’s Twenty-Eight by ‘28 Initiative and Metro’s Mobility

Irrelevant to Motion for Reconsideration. This is not a “new fact” or new “circumstance.” The two documents were created well before July 16, 2026.

1		Concept Plan for the	
2		20228 Games.”	
3	Para. 56, lines 23-26	“Based on the World	Speculation:
4		Cup results, the size of	Shahamiri has no
5		the Games program,	adequate foundation
6		the distribution of	for speculating about
7		venues, and the	2028 Olympic Games
8		overlapping	traffic. His reliance on
9		competition schedule,	“World Cup results”
10		I expect traffic	violates Evid. Code
11		conditions during the	Sec. 802 because even
12		highest-demand	as an expert
13		Games periods to be	Shahamiri testified
14		substantially worse	that the World Cup is
15		and more widespread	simply not comparable
16		than the conditions	to the 2028 Olympic
17		experienced during the	Games.
18		World Cup.”	
19	Para. 57, lines 1-2	“Stated plainly, I	Speculation:
20		expect traffic during	Shahamiri has no
21		the Games will be very	adequate foundation
22		bad in many parts of	for speculating about
23		the region.”	2028 Olympic Games
24			traffic. His reliance on
25			“World Cup results”
26			violates Evid. Code
27			Sec. 802 because even
28			as an expert
29			Shahamiri testified
30			that the World Cup is
31			simply not comparable
32			to the 2028 Olympic
33			Games.
34	Para. 62, lines 1-4	“The North Hollywood	Irrelevant to Motion
35		to Pasadena BRT	for Reconsideration.
36		Project is included	This is not a “new fact”
37		within Metro’s	or new “circumstance.
38		Twenty-Eight by ‘28	The Twenty-Eight by
39		Initiative. Metro	‘28 document was

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	established that created well before initiative to identify July 16, 2026. transportation projects that could be delivered in time for the Games while also providing long-term benefits to Los Angeles County communities.” Para. 67, lines 27-28 “Without the North Hollywood to Shahamiri has no Pasadena BRT Project, adequate foundation riders in this corridor for speculating about will have fewer 2028 Olympic Games opportunities to avoid traffic. Games-related congestion.” Para. 69, line 7 “Many Metro riders do not have a practical Speculation; lacks alternative to public foundation as to transit.” Metro riders or their circumstances. Para. 74-Para. 77 Beginning with: Speculation; lacks (entirely) “Based on my foundation. The professional World Cup data is, per experience and the this witness’ prior newly available World testimony, not Cup information, I comparable to conclude that a failure potential traffic in the to complete the North Olympic Games Hollywood to period. Pasadena BRT Project before the Games would materially reduce Metro’s ability to provide reliable transit service during a period of extraordinary	Speculation; Speculation; lacks foundation.
---	---	---

1 transportation
2 demand.”
3
4

5 DATED: August 11, 2026

ALESHIRE & WYNDER, LLP
PAM K. LEE
NORMAN A. DUPONT
JOHN E. BAUMAN
SHUKAN A. PATEL
CODY S. PARKER

10
11 By: 
12

NORMAN A. DUPONT
Attorneys for Respondent and
Defendant
CITY OF BURBANK
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

**(Los Angeles County Metropolitan Transportation Authority v.
City of Burbank)
LASC Case No. 26STCP01904**

STATE OF CALIFORNIA, COUNTY OF ORANGE

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Orange, State of California. My business address is 1 Park Plaza, Suite 1000, Irvine, CA 92614.

On August 11, 2026, I served true copies of the following document(s) described as **CITY'S EVIDENTIARY OBJECTIONS TO DECLARATION OF JAMES SHAHAMIRI** on the interested parties in this action as follows:

[SEE ATTACHED SERVICE LIST]

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address dvaillancourt@awattorneys.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on August 11, 2026, at Irvine, California.



Debra E. Vaillancourt

SERVICE LIST
***(Los Angeles County Metropolitan Transportation Authority v.
City of Burbank)***
LASC Case No. 26STCP01904

(01504.0001)

Dawyn R. Harrison, Esq.
Quinn Tang, Esq.
Ronald W. Stamm, Esq.
Joshua A. Cohen, Esq.
Elena Eggers, Esq.

**LOS ANGELES
COUNSEL**

One Gateway Plaza
Los Angeles, CA 90012
(213) 922-2525
(213) 922-2530 - FAX

tangg@metro.net
stammr@metro.net
cohenjo@metro.net
eggerse@metro.net

Attorneys for Petitioner and
Plaintiff, **LOS ANGELES
COUNTY METROPOLITAN
TRANSPORTATION
AUTHORITY**

COUNTY

Tiffany K. Wright, Esq.
Nathan O. George, Esq.
Laura M. Middleton, Esq.
Bonnie Thorne, Esq.

REMY MOOSE MANLEY, LLP

555 Capitol Mall, Ste 800
Sacramento, CA 95814
(916) 443-2745

(916) 443-9017 - FAX

twright@rmmenvirolaw.com
ngeorge@rmmenvirolaw.com
lmiddleton@rmmenvirolaw.com
bthorne@rmmenvirolaw.com

Attorneys for Petitioner and
Plaintiff, **LOS ANGELES
COUNTY METROPOLITAN
TRANSPORTATION
AUTHORITY**

Joseph Mcdougall, Esq.
CITY ATTORNEY

Jill A. Vander Borght, Esq.
**CHIEF ASSISTANT CITY
ATTORNEY**

275 E. Olive Avenue
Burbank, CA 91502
(818) 238-5707

(818) 238-5724 - FAX

JVanderBorght@burbankca.gov