

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION FIVE

COURT OF APPEAL - SECOND DISTRICT

FILED

JAN 14 2013

JOSEPH A. LANE

Clerk

J. BELGHER

Deputy Clerk

MERCURY INSURANCE COMPANY, et al.,

Petitioners and Appellants,

v.

DAVID JONES, in his official capacity as the INSURANCE COMMISSIONER OF THE STATE OF CALIFORNIA,

Respondent and Respondent.

B244204

(Super. Ct. No. BS137151)

(Ann I. Jones, Judge)

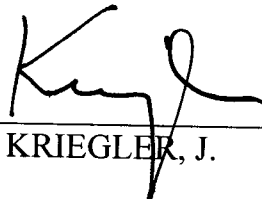
ORDER

THE COURT:

The court has read and considered the Petition for Stay, Writ of Supersedeas and Temporary Stay filed January 3, 2013. The court has also considered the opposition filed January 10, 2013, by respondent Dave Jones, in his official capacity as the Insurance Commissioner of the State of California, and the reply thereto filed January 11, 2013. The petition is denied. Petitioner fails to demonstrate that a stay or writ of supersedeas is required to preserve a meaningful exercise of appellate jurisdiction in the pending appeal. (Code Civ. Proc., § 923; *People ex rel. S.F. Bay etc. Com. v. Town of Emeryville* (1968) 69 Cal.2d 533, 536-537.)



MOSK, Acting P.J.



KRIEGLER, J.



FERNS, J.*

* Judge of the Los Angeles Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.