

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Stanley Mosk Courthouse, Department 30

23STCV25587

NICHOLAS GUTIERREZ vs CITY OF BURBANK

August 26, 2024

8:30 AM

Judge: Honorable Barbara M. Scheper

Judicial Assistant: C. Wilson

Courtroom Assistant: E. Avena

CSR: J. Onuki, CSR #13904

ERM: None

Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): Jason Dominguez, Esq.

For Defendant(s): Marguerite Mary Leoni and Jill Vander Borgh, both via LACourtConnect

NATURE OF PROCEEDINGS: Hearing on Demurrer - without Motion to Strike;
Case Management Conference;

Matter is called for hearing.

Counsel stipulate that the court reporter may report remotely (via LACourtConnect).

Pursuant to Government Code sections 68086, 70044, California Rules of Court, rule 2.956, and the stipulation of appearing parties, Jamie Onuki, CSR #13904, certified shorthand reporter is appointed as an official Court reporter pro tempore in these proceedings, and is ordered to comply with the terms of the Court Reporter Agreement. The Order is signed and filed this date.

The Court gives a spoken tentative ruling.

Counsel argue.

The Court adopts the tentative ruling as the final order of the of the Court as follows:

The Demurrer - without Motion to Strike filed by City of Burbank on 07/30/2024 is Sustained. The demurrer is overruled as to the first cause of action and sustained without leave to amend as to the second cause of action.

Defendant has ten (10) days to answer.

Case Management Conference is held.

Non-Jury Trial is scheduled for 07/28/2025 at 08:30 AM in Department 30 at Stanley Mosk Courthouse.