

**FILED**  
LOS ANGELES SUPERIOR COURT

MAR 03 2009

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**FILED**  
LOS ANGELES SUPERIOR COURT

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JOHN A. CLARKE CLERK  
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**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

RICHARD HOPP, an individual  
  
Plaintiff,  
  
vs.  
  
CITY OF LOS ANGELES, a Municipal  
Corporation  
  
Defendant.

**CASE NO. BC 401 887**

[Assigned to Hon. Malcolm H. Mackey,  
Dept. 55]

**[PROPOSED] ORDER GRANTING  
DEFENDANT'S MOTION FOR JUDGMENT  
ON THE PLEADINGS**

Hearing  
Date: March 3, 2009  
Time: 8:30 a.m.  
Dept: 55

The motion of Defendant City of Los Angeles for judgment on the pleadings as to the entire complaint of Plaintiff Richard Hopp came on for hearing in Department 55 of this Court on March 3, 2009. Gabriel S. Dermer, Deputy City Attorney, appeared on behalf of Defendant City of Los Angeles. Plaintiff Richard Hopp appeared *in pro per* and with DAVID A. CORRIE

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1 Having read and considered the motion, the memoranda and the request for judicial  
2 notice, and having heard argument of counsel,

3  
4 IT IS ORDERED THAT:

- 5 1. The request for judicial notice is granted;  
6 2. The motion for judgment on the pleadings is granted as to entire complaint  
7 without leave to amend; and  
8 3. Judgment shall be entered in favor of defendant.

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11 Date: MAR 03 2009



Judge of the Superior Court

MALCOLM H. MACKAY

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PROOF OF SERVICE  
Hopp v. City of Los Angeles  
LASC Case No. BC 401887

I am employed by the Office of the Los Angeles City Attorney located in the City and County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 200 North Main Street - CHE, 9<sup>th</sup> Floor, Room 916, California 90012.

On January 30, 2009, I served the foregoing documents described as:

[PROPOSED] ORDER GRANTING DEFENDANT'S MOTION FOR  
JUDGMENT ON THE PLEADINGS

on the interested parties in this action by placing [ ] the original [X] a true copy thereof enclosed in a sealed envelope addressed as follows:

Richard Hopp  
POB 3601  
Van Nuys, CA 91407  
Tel: 818/ 902-0532  
Fax 670-7841

[X] MAIL - I caused such envelope to be deposited in the United States mail at Los Angeles, California, with first class postage thereon fully prepaid. I am readily familiar with the business practice for collection and processing of correspondence for mailing. Under that practice, it is deposited with the United States Postal Service on that same day, at Los Angeles, California, in the ordinary course of business. I caused such envelope to be deposited in the mail at Los Angeles, California, with first class postage thereon fully prepaid.

[ ] BY PERSONAL SERVICE - ( ) I delivered by hand, or ( ) I caused to be delivered via messenger service, such envelope to the offices of the addressee with delivery time prior to 5:00 p.m. on the date specified above.

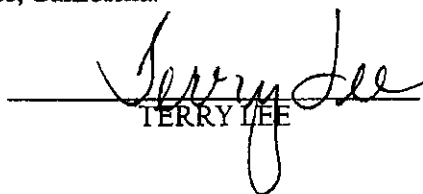
[ ] BY OVERNIGHT COURIER - I caused the above-referenced document(s) to be delivered via: [DHL], an overnight courier service, for delivery to the above-addressee(s).

[ ] BY FACSIMILE - I caused the above-referenced document(s) to be transmitted to the offices of the addressee via facsimile machine, on the date specified above. The facsimile machine I used was in compliance with Rule 2003(3) and the transmission was reported as complete without error. Pursuant to Rule 2008(e), I caused a copy of the transmission report to be properly issued by the transmitting facsimile machine.

[ ] Federal - I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

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

Executed on January 30, 2009, at Los Angeles, California.

  
TERRY LEE

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

DATE: 03/03/09

DEPT. 55

HONORABLE MALCOLM MACKEY

JUDGE E. VERNER

DEPUTY CLERK

HONORABLE #11

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

L. GOMEZ, C/A

Deputy Sheriff

S. BROCK, CSR

Reporter

8:30 am

BC401887

Plaintiff DAVID A. CORDIER (X)  
Counsel

RICHARD HOPP (X)  
VS  
CITY OF LOS ANGELES

Defendant GABRIEL S. DERMER (X)  
Counsel

**NATURE OF PROCEEDINGS:**

MOTION OF DEFENDANT, CITY OF LOS ANGELES, FOR JUDGMENT ON THE PLEADINGS.

CASE MANAGEMENT CONFERENCE.

Matter comes on calendar for Defendant's Motion for Judgment on the Pleadings filed January 30, 2009. Opposition filed February 18, 2009. Reply filed February 20, 2009.

Motion for Judgment on the Pleadings is argued and granted, as fully reflected in the notes of the official court reporter and incorporated by reference herein.

Order Granting Motion for Judgment on the Pleadings signed and filed this date.

The Motion for Judgment on the Pleadings having been granted, the Case Management Conference this date is placed off calendar, as moot.

Moving party/prevailing party to give notice.

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MINUTES ENTERED 03/03/09 COUNTY CLERK
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