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DEC 20 2010
LOS ANGELES
SUPERIOR COURT

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DEC 20 2010
BY:.....

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

OMAR RODRIGUEZ; CINDY GUILLEN-
GOMEZ; STEVE KARAGIOSIAN; ELFEGO
RODRIGUEZ; AND JAMAL CHILDS,

Plaintiffs,

v.

BURBANK POLICE DEPARTMENT; CITY
OF BURBANK; AND DOES 1 THROUGH
100, INCLUSIVE,

Defendants.

BURBANK POLICE DEPARTMENT; CITY
OF BURBANK,

Cross-Complainants,

v.

OMAR RODRIGUEZ, an Individual;

Cross-Defendant.

Case No. BC 414602

Judge: The Honorable Joanne O'Donnell
Dept.: 37

[PROPOSED] ORDER

**[DEFENDANT BURBANK'S EX PARTE
APPLICATION TO SET HEARING ON
MOTION FOR SUMMARY JUDGMENT
AND/OR SUMMARY ADJUDICATION RE
PLAINTIFF CINDY GUILLEN-GOMEZ FOR
MARCH 9, 10, OR 11, 2011, OR, IN THE
ALTERNATIVE, MARCH 22, 2011;
MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT THEREOF;
DECLARATION OF VERONICA VON
GRABOW IN SUPPORT THEREOF FILED
CONCURRENTLY HEREWITH]**

Date: December 20, 2010
Time: 8:30 a.m.
Dept.: 1 — Honorable Kenneth R.
Freeman
File Date: May 28, 2009
Trial Date: April 13, 2011 (Plff. Guillen);
June 8, 2011 (Plff. Karagiosian);
July 27, 2011 (Plff. O. Rodriguez)
Disc. Referee: Hon. Diane Wayne, Ret.

1 **[PROPOSED] ORDER**

2
3 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

4 **PLEASE TAKE NOTICE** on December 20, 2010, at 8:30 a.m., in Department 1 of this
5 Court, located at 111 North Hill Street, Los Angeles, California, the Honorable Kenneth R.
6 Freeman presiding, Defendant and Cross-Complainant City of Burbank, including the Police
7 Department of the City of Burbank (erroneously sued as an independent entity named "Burbank
8 Police Department") ("Burbank"), *ex parte* application for an order setting Burbank's motion for
9 summary judgment and/or summary adjudication of issues against Plaintiff Cindy Guillen-Gomez
10 ("Guillen") to be heard on March 9, 10, or 11, 2011; or, in the alternative, an order allowing
11 Burbank's motion for summary judgment and/or summary adjudication of issues against Guillen
12 to be heard on March 22, 2011, came for hearing.

13 After full consideration of the evidence and the authorities submitted by counsel, as well as
14 counsel's oral argument, and all pleadings and papers on file in this action, and upon such other
15 matters as may be presented to the Court, and for good cause appearing, IT IS HEREBY
16 ORDERED as follows:

17
18 Defendant Burbank's motion for summary judgment and/or summary adjudication of
19 issues against Plaintiff Cindy Guillen-Gomez shall be heard in Department 37 on March ____,
20 2011; OR

21 Defendant Burbank's motion for summary judgment and/or summary adjudication of
22 issues against Plaintiff Cindy Guillen-Gomez shall be heard in Department 37 on March 22, 2011,
23 as currently reserved on the Court's calendar.

24
25 IT IS SO ORDERED.

KENNETH R. FREEMAN

KENNETH R. FREEMAN

26
27 DATED: December 20, 2010 _____

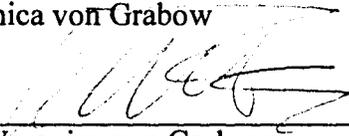
The Honorable Kenneth R. Freeman
Superior Court Judge

1 Respectfully Submitted by:

2 Dated: December 17, 2010

MITCHELL SILBERBERG & KNUPP LLP
Lawrence A. Michaels
Veronica von Grabow

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By: 

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Veronica von Grabow
Attorneys for Defendants and Cross-
Complainant CITY OF BURBANK,
including the POLICE DEPARTMENT OF
THE CITY OF BURBANK (erroneously
sued as an independent entity named
"BURBANK POLICE DEPARTMENT")

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1 **PROOF OF SERVICE**

2 42729-00001

3 *Rodriguez, et al. vs. Burbank Police Department, et al.* — LASC Case No. BC414602

4 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

5 I am employed in the county of Los Angeles, State of California. I am over the age of 18
6 and not a party to the within action. My business address is Mitchell Silberberg & Knupp LLP,
11377 West Olympic Boulevard, Los Angeles, California 90064-1683.

7 On December 20, 2010, I served a copy of the foregoing document(s) described as:
8 **[PROPOSED] ORDER [DEFENDANT BURBANK'S EX PARTE APPLICATION TO SET**
9 **HEARING ON MOTION FOR SUMMARY JUDGMENT AND/OR SUMMARY**
10 **ADJUDICATION RE PLAINTIFF CINDY GUILLEN-GOMEZ FOR MARCH 9, 10, OR**
11 **11, 2011, OR, IN THE ALTERNATIVE, MARCH 22, 2011; MEMORANDUM OF POINTS**
12 **AND AUTHORITIES IN SUPPORT THEREOF; DECLARATION OF VERONICA VON**
13 **GRABOW IN SUPPORT THEREOF FILED CONCURRENTLY HEREWITH]** on the
14 interested parties in this action at their last known address as set forth below by taking the action
15 described below:

16 Soloman E. Gresen, Esq., seg@rglawyers.com
17 Steven V. Rheuban, Esq., svr@rglawyers.com
18 Law Offices of Rheuban & Gresen
19 15910 Ventura Boulevard, Suite 1610
20 Encino, CA 91436
21 T: (818) 815-2727
22 F: (818) 815-2737
23 *Attorneys for Plaintiffs Omar Rodriguez, Cindy Guillen-Gomez, Steve*
24 *Karagiosian, Elfego Rodriguez, and Jamal Childs*

25 **BY PERSONAL DELIVERY:** I placed the above-mentioned document(s) in sealed
26 envelope(s), and personally delivered a copy of the document(s) listed above to the
27 person(s) at the address(es) set forth above.

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

Executed on December 20, 2010, at Los Angeles, California.

Veronica von Grabow