

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

Central Justice Center
700 W. Civic Center Drive
Santa Ana, CA 92702

SHORT TITLE: Hall vs. County of Orange

CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE

CASE NUMBER:
30-2021-01220678-CU-WM-CJC

I certify that I am not a party to this cause. I certify that the following document(s), Minute Order dated 03/14/23, have been transmitted electronically by Orange County Superior Court at Santa Ana, CA. The transmission originated from Orange County Superior Court email address on March 14, 2023, at 9:58:53 AM PDT. The electronically transmitted document(s) is in accordance with rule 2.251 of the California Rules of Court, addressed as shown above. The list of electronically served recipients are listed below:

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, Deputy

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**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER**

MINUTE ORDER

DATE: 03/14/2023 TIME: 09:46:00 AM DEPT: C28

JUDICIAL OFFICER PRESIDING: Thomas S McConville

CLERK: B. Sadorra

REPORTER/ERM: None

BAILIFF/COURT ATTENDANT: None

CASE NO: **30-2021-01220678-CU-WM-CJC** CASE INIT.DATE: 09/14/2021

CASE TITLE: **Hall vs. County of Orange**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Writ of Mandate

EVENT ID/DOCUMENT ID: 73972187

EVENT TYPE: Chambers Work

APPEARANCES

There are no appearances by any party.

Ex-Parte applications for reconsideration and modification of order is requested by Petitioners.

The Court having reviewed the moving papers and opposition, now rules as follows:

Petitioners Peggy Hall and Children's Health Defense filed an ex parte application for "Reconsideration and Modification of Order"—namely, this court's order of February 27, 2023 continuing the hearing scheduled for February 27, 2023 to April 3, 2023.

A court will not grant ex parte relief in any but the plainest and most certain of cases. *People ex rel. Allstate Ins. Co. v. Suh* (2019) 37 Cal.App.5th 253, 257 (citation and quotation omitted). Substantively, an applicant must make an affirmative factual showing in a declaration containing competent testimony based on personal knowledge of irreparable harm, immediate danger, or other statutory basis for granting relief ex parte. *Newsom v. Superior Court* (2020) 51 Cal.App.5th 1093, 1097 (citing Cal. R. Ct. 3.1202(c)). A trial court should deny an ex parte application absent the requisite showing. *Newsom*, 51 Cal.App.5th at 1097.

Petitioners' ex parte fails as they have not demonstrated irreparable harm, immediate danger, or other statutory basis for granting relief ex parte, much less make an affirmative factual showing of such. In addition, Petitioners have failed to demonstrate new or different facts or law that would satisfy the legal standard under CCP 1008 for a motion for reconsideration.

Petitioners' ex parte is denied.

Respondents' request for attorney's fees is denied.

The Ex Parte set for 03/14/23 at 1:30 PM in Department C28 is vacated.

The Ex Parte set for 03/14/23 at 1:30 PM in Department C28 is vacated.

Court orders Clerk to give notice.