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DEC 15 2011

**SUPERIOR COURT  
CIVIL DIVISION**

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COUNTY OF SAN MATEO

8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
9 **IN AND FOR THE COUNTY OF SAN MATEO**

11 ULYSSES S. GRANT EARLY IV, et al.,

12 Plaintiffs,

13 vs.

14 COUNTY OF SAN MATEO,

15 Defendant.

Case No. 509185

**[PROPOSED] ORDER SUSTAINING  
DEMURRER**

Hearing:

*April 24, 2012*

Date: ~~March 5, 2012~~

Time: 9:00 a.m.

Dept: Law and Motion

17 The Demurrer and Motion to Strike of Defendant County of San Mateo came on regularly for  
18 hearing on March 5, 2012, at 9:00 a.m., in the Law and Motion Department of the Superior Court of the  
19 County of San Mateo, the Honorable V. Raymond Swope III presiding. Defendant appeared by and  
20 through its attorney David A. Silberman, Deputy County Counsel. Plaintiff appeared by and through his  
21 attorney Donald Kilmer.

22 The Court, having reviewed the Demurrer, the Opposition to the Demurrer, and all papers filed in  
23 connection thereto, and having heard the oral argument of the parties, the Court, HEREBY ORDERS as  
24 follows:

- 25 1. The Court GRANTS Defendant County of San Mateo's request for the Court to  
26 take judicial notice of: (a) Section 3.68.080 of the San Mateo County Ordinance  
27 Code; (b) Santa Clara County Ordinance Section Sec. B14-31.1. - Firearms and  
28 Weapons; (c) Los Angeles County Ordinance Code 17.04.620 Firearms and other

1 weapons; (d) Daly City Ordinance Code 12.36.050 - Prohibited Acts; and San  
2 Mateo County Ordinance 415 (1934), each of which is attached to the County's  
3 Request for Judicial Notice and filed on December 15, 2011.

4 2. The Court SUSAINS Defendant County of San Mateo's Demurrer to both  
5 causes of action alleged in the Complaint WITH PREJUDICE and WITHOUT  
6 LEAVE TO AMEND;

7 3. This Action is DISMISSED.

8 4. JUDGMENT is hereby entered for Defendant.

9 **IT IS SO ORDERED.**

10  
11 Dated: \_\_\_\_\_

\_\_\_\_\_  
12 HON. V. RAYMOND SWOPE III  
13 JUDGE OF THE SUPERIOR COURT  
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