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Pages: 3

Phone:

Date: Sept. 24, 2007

Re: Case No. 07CC01210

CC:

Walt Disney World Co. vs City of
Anaheim

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

● **Comments:**

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE, CIVIL COMPLEX CENTER
MINUTE ORDER**

Department: CX105

COURT CONVENED AT:	ON:	Sept. 24, 2007
JUDGE / COMM: STEPHEN J. SUNDVOLD	CLERK:	Larry Brown
BAILIFF: M. Bucsko	REPORTER:	None

AND THE FOLLOWING PROCEEDINGS WERE HAD:

07CC01210 Walt Disney World Co. vs City of Anaheim

Related to Case No. 07CC01293 - Walt Disney World Co. vs City of Anaheim

Re: Ruling on Submitted Matter

No appearances. The Court having heard arguments of counsel, took Respondent City of Anaheim's Motion for Judgment on the Pleadings under submission on September 21, 2007. The Court hereby renders it's ruling: the tentative ruling shall be the final order of the Court. Motion granted. Disney's assertions do not find support in the law or in the facts. The City is correct that the First, Second, Third, Fourth, Seventh, and Eighth Causes of Action were not ripe when the First Action was filed and that the Fifth Cause of Action is barred by the statute of limitations.

As to the First, Second, Third, Fourth, Seventh, Eighth, and Ninth Causes of Action, the City Staff Reports and Resolutions demonstrate that the City did not approve the Addendum at either the January 22, 2007 Planning Commission hearing or at the February 13, 2007 City Council meeting.

As to the Fifth Cause of Action, there was no approval of the Addendum prior to the filing of the First Action and as there was no City approval of a project, the Cause of Action is not ripe. Further, the Cause of Action is barred by the statute of limitations under *Government Code Section 21167(a)* and *CEQA Guideline 15112(c)(5)(A)*.

The Court ordered all proceedings in Case No. 07CC01210 and Case No. 07CC01293 stayed until July 1, 2008. Status Conference set for December 10, 2007 at 8:30 a.m. in Dept. CX105. Clerk to give notice.

Entered: 9-24-07

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07CC01210 **Walt Disney World Co. vs City of Anaheim**
Related to Case No. 07CC01293 - Walt Disney World Co. vs City of Anaheim

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CLERK'S CERTIFICATE OF MAILING (CCP 1013a) - I certify I am not a party to this cause, am over 18, and a copy of this document was faxed and mailed first class postage prepaid in a sealed envelope addressed as shown listed above. Mailing and execution of this certificate occurred on September 24, 2007 at Santa Ana, California.

ALAN SLATER, EXECUTIVE OFFICER/CLERK, by: *Larry Brown*, Deputy.
Larry Brown

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