

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MARIN

SAN GERONIMO HERITAGE ALLIANCE	DATE FILED:	7/6/2020
PETITIONER(s)	CASE TYPE:	PETITION
VS.	CASE SUBTYPE:	WRIT OF MANDATE
COUNTY OF MARIN, ET AL	DATE OF LAST ACTIVITY:	7/30/2020
RESPONDENT(s)	DATE/TIME RUN:	07/31/2020 06:05 PM
REGISTER OF ACTIONS	CASE NUMBER:	CIV 2001569

INVOLVED PERSON/PARTY AND ATTORNEY SUMMARY:

SAN GERONIMO HERITAGE ALLIANCE is the PETITIONER and is represented by: BEARD, PAUL J.
 COUNTY OF MARIN is the RESPONDENT and is represented by:
 BOARD OF SUPERVISORS OF THE COUNTY OF MARIN is the RESPONDENT and is represented by:
 THE TRUST FOR PUBLIC LAND is the RESPONDENT and is represented by:
 SALMON PROTECTION AND WATERSHED NETWORK is the REAL PARTY and is represented by:
 BROWN, PRESTON is the REAL PARTY and is represented by:

REGISTER OF ACTIONS:

07/06/2020 CASE OPEN / ACTIVE STATUS HON ANDREW E SWEET
 07/06/2020 FILING FEE PROCESSED: PETR, SAN GERONIMO HERITAGE ALLIANCE - 435.00
 07/06/2020 COMPLAINT/FIRST PAPER REQUEST FOR ADMINISTRATIVE RECORD
 07/08/2020 SUMMONS ISSUED
 07/13/2020 HEARING CONFIRMED FOR: 11/23/2020 AT: 09:00 AM FOR APPEARANCE TYPE: CMGT IN DEPARTMENT: D14
 07/29/2020 HEARING CONFIRMED FOR: 07/30/2020 AT: 09:00 AM FOR APPEARANCE TYPE: XPRT IN DEPARTMENT: D14
 07/30/2020 MINUTE ORDER POSTED - Appearance: 07/30/2020 at 9:00AM for HEARING
 JUDGE ANDREW E. SWEET ,REPORTER NOT REPORTED , DEP CLK J. DALE
 VCOURT TELEPHONIC APPEARANCE BY ATTORNEY PAUL BEARD FOR PETITIONER
 VCOURT TELEPHONIC APPEARANCE BY DEPUTY COUNTY COUNSEL BRIAN CASE FOR THE RESPONDENTS COUNTY OF MARIN AND BOARD OF SUPERVISORS OF THE COUNTY OF MARIN
 VCOURT TELEPHONIC APPEARANCE BY ATTORNEY WINTER KING FOR THE RESPONDENT THE TRUST FOR PUBLIC LAND
 VCOURT TELEPHONIC APPEARANCE BY ATTORNEY DEBORAH SIVAS FOR THE REAL PARTIES IN INTEREST PRESTON BROWN AND SALMON PROTECTION AND WATERSHED NETWORK
 EX PARTE MINUTE ORDER ON PETITIONER'S EX PARTE APPLICAITON FOR A STAY OF RESPONDENT COUNTY OF MARIN'S DECISION APPROVING LAND-USE PERMITS FOR DEVELOPMENT AT THE SAN GERONIMO GOLF COURSE HEARING BEFORE TRIAL
 THE COURT ADMONISHES COUNSEL MS. SIVAS AS TO THE TIMELINESS, FORMAT, AND FORM OF SUBMISSION OF DOCUMENTS RECEIVED FROM HER OFFICE, AND ADMONISHES COUNSEL MR. CASE AS TO DIRECTLY SUBMITTING DOCUMENTS TO THE JUDICIAL OFFICER'S EMAIL ADDRESS
 DISCUSSION HELD
 MATTER PASSED TO 3:00 P.M. AND PARTIES ARE DIRECTED TO APPEAR VIA THE ZOOM APPLICATION
 MATTER RECALLED AT 3:08 A.M.
 ZOOM REMOTE APPEARANCE BY ATTORNEY PAUL BEARD FOR THE PETITIONER
 ZOOM REMOTE APPEARANCE BY DEPUTY COUNTY COUNSEL BRIAN CASE FOR THE RESPONDENTS COUNTY OF MARIN AND BOARD OF SUPERVISORS OF THE COUNTY OF MARIN
 ZOOM REMOTE APPEARANCE BY ATTORNEY WINTER KING FOR THE RESPONDENT THE TRUST FOR PUBLIC LAND
 ZOOM REMOTE APPEARANCE BY DEBORAH SIVAS FOR THE REAL PARTIES IN INTEREST PRESTON BROWN AND SALMON PROTECTION AND WATERSHED NETWORK
 THE COURT HEARS ARGUMENT AS TO PROCEEDING TO HEAR THE MERITS
 IT IS ORDERED: THE COUNTY'S 1090 OBJECTIONS IS OVERRULED. THE COURT FINDS SUFFICIENT NOTICE AND TIME TO PREPARE. THE COURT WILL PROCEED TO HEAR ARGUMENT ON THE MERITS.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MARIN

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MOTION(S) HEARD AND ARGUED.

THE COURT MAKES THE FOLLOWING FINDINGS AND ORDERS:

THE COURT FINDS UNDER CCP § 10904.5(G) THAT A STAY IS AGAINST THE PUBLIC INTEREST. A STAY WOULD HAMPER RESOURCES AND PROJECT THAT ARE IN THE PUBLIC INTEREST. THE COURT FURTHER FINDS TO PERPETUATE THE CONFLICT ON THIS PROPERTY IN A CASE WHERE SUCCESS ON THE MERITS IS LOW IS AGAINST THE PUBLIC INTEREST. THE COURT DOES NOT FIND THE PETITIONER WILL SUFFER IRREPARABLE HARM.

PETITION DENIED.

THE CASE MANAGEMENT CONFERENCE REMAINS AS SET 11/23/2020 AT 9:00 A.M. IN DEPARTMENT E

ENTERED BY: J. DALE