

**SUPERIOR COURT OF CALIFORNIA,**  
COUNTY OF SAN DIEGO  
HALL OF JUSTICE  
TENTATIVE RULINGS - September 29, 2022

EVENT DATE: 09/30/2022                      EVENT TIME: 01:30:00 PM                      DEPT.: C-69  
JUDICIAL OFFICER: Katherine Bacal

CASE NO.: 37-2022-00005335-CU-TT-CTL

CASE TITLE: SAVE THE FIELD VS. CITY OF SAN DIEGO [IMAGED]

CASE CATEGORY: Civil - Unlimited

CASE TYPE: Toxic Tort/Environmental

EVENT TYPE: Hearing on Petition  
CAUSAL DOCUMENT/DATE FILED:

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**TENTATIVE RULING**

Apparently, Petitioner Save the Field recently filed a notice of a Fourth District Court of Appeal opinion and requests this Court to defer ruling on the merits of this action until certain deadlines have lapsed. (The Court receive a courtesy copy of the filing on September 27, 2022, but the efiled document does not yet appear on the register of action.) On September 28, 2022, Real Party in Interest Del Mar Union School District filed a response opposing this request. As Petitioner failed to follow the Rules of Court or the San Diego Local Rules for a proper ex parte request (CRC, Rule 3.1200 et seq., L.R., Rule 2.1.19), the Court declines to consider Petitioner's request.

However, the Court notes that the Court of Appeal issued its opinion on September 26, 2022. In light of this recent decision, the Court on its own motion continues the hearing on the petition for writ of mandate to October 14, 2022 at 1:30 p.m. No further briefing unless requested by the Court. Parties to appear only if there is a problem with the proposed hearing date and time.