

SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF SAN DIEGO  
CENTRAL

MINUTE ORDER

DATE: 07/13/2017

TIME: 02:19:00 PM

DEPT: C-66

JUDICIAL OFFICER PRESIDING: Joel M. Pressman

CLERK: Lori Urie

REPORTER/ERM:

BAILIFF/COURT ATTENDANT:

CASE NO: 37-2014-00022411-CU-MT-CTL CASE INIT.DATE: 07/08/2014

CASE TITLE: **D'Angelo Santana vs Rady Children's Hospital-San Diego [E-File]**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Mass Tort

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**APPEARANCES**

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The Court, having taken the above-entitled matter under submission on 07/06/17 and having fully considered the arguments of all parties, both written and oral, as well as the evidence presented, now rules as follows:

Plaintiffs' Objections to Evidence are OVERRULED. The objections are not drafted in accordance with CRC 3.1354, which requires that the objections "quote or set forth the objectionable statement or material" in one of the formats set forth. Further, with respect to the Objection to "Ravi Dhoable" declaration, it appears to the Court that the misspelling of the declarant's name was a scrivener's error.

The Court rules as to Defendant's Objections as follows:

1-3 OVERRULED  
4 – SUSTAINED  
5- OVERRULED  
6-14 – OVERRULED  
15 – 18 – SUSTAINED  
19 -23 – SUSTAINED  
24 – OVERRULED  
25 – OVERRULED  
26 – OVERRULED  
27 – SUSTAINED  
28 – OVERRULED  
29 – 31 - OVERRULED  
32 – SUSTAINED  
33 – 51 - SUSTAINED

RADY CHILDREN'S HOSPITAL – SAN DIEGO'S Motion for Summary Judgment is DENIED.

The Court recognizes that the proper interpretation of Civil Code 56.36(b) is in dispute, but the Court finds that even under a more restrictive reading proposed by defendant, there would be a triable issue of fact. For purposes of ruling on this motion only, the Court assumes that Civil Code 56.36(b) requires the



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Central  
330 West Broadway  
San Diego, CA 92101

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**CLERK'S CERTIFICATE OF SERVICE BY MAIL**

**CASE NUMBER:**  
**37-2014-00022411-CU-MT-CTL**

I certify that I am not a party to this cause. I certify that a true copy of the attached minute order was mailed following standard court practices in a sealed envelope with postage fully prepaid, addressed as indicated below. The mailing and this certification occurred at San Diego, California, on 07/13/2017.

Clerk of the Court, by: , Deputy  
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