

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO: 223088
NAME: Darren J. Campbell
FIRM NAME: Aitken Campbell Heikus Weaver, LLP
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E-MAIL ADDRESS:
ATTORNEY FOR (Name): Loran Candelas

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Riverside
STREET ADDRESS: 3255 E. Tahquitz Canyon Way
MAILING ADDRESS:
CITY AND ZIP CODE: Palm Springs, CA 92262
BRANCH NAME: Palm Springs

Plaintiff/Petitioner: Loran Candelas
Defendant/Respondent: City of Cathedral City, et al.

FOR COURT USE ONLY
FILED
Superior Court of California
County of Riverside
6/1/2020
B. Tucker
Electronically Filed

REQUEST FOR DISMISSAL

CASE NUMBER: PSC1905210

A conformed copy will not be returned by the clerk unless a method of return is provided with the document.

This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)

1. TO THE CLERK: Please dismiss this action as follows:
a. (1) [X] With prejudice (2) [] Without prejudice
b. (1) [] Complaint (2) [] Petition
(3) [] Cross-complaint filed by (name): on (date):
(4) [] Cross-complaint filed by (name): on (date):
(5) [X] Entire action of all parties and all causes of action
(6) [] Other (specify):*
2. (Complete in all cases except family law cases.)
The court [] did [X] did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).

Date: April 27, 2020
Darren J. Campbell
(TYPE OR PRINT NAME OF [X] ATTORNEY [] PARTY WITHOUT ATTORNEY)

(SIGNATURE)

*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

Attorney or party without attorney for:
[X] Plaintiff/Petitioner [] Defendant/Respondent
[] Cross Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:
(TYPE OR PRINT NAME OF [] ATTORNEY [] PARTY WITHOUT ATTORNEY)

(SIGNATURE)

** If a cross-complaint - or Response (Family Law) seeking affirmative relief - is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (f) or (g).

Attorney or party without attorney for:
[] Plaintiff/Petitioner [] Defendant/Respondent
[] Cross Complainant

(To be completed by clerk) 6/1/2020

4. [X] Dismissal entered as requested on (date):
5. [] Dismissal entered on (date): as to only (name):
6. [] Dismissal not entered as requested for the following reasons (specify):

7. a. [] Attorney or party without attorney notified on (date):
b. [] Attorney or party without attorney not notified. Filing party failed to provide [] a copy to be conformed [] means to return conformed copy
Date: 6/1/2020 Clerk, by [Signature] Deputy Page 1 of 2

Plaintiff/Petitioner: Loran Candelas
 Defendant/Respondent: City of Cathedral City, et al.

CASE NUMBER:
 PSC1905210

COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for *(name)*:
2. The person named in item 1 is *(check one below)*:
 - a. not recovering anything of value by this action.
 - b. recovering less than \$10,000 in value by this action.
 - c. recovering \$10,000 or more in value by this action. *(If item 2c is checked, item 3 must be completed.)*
3. All court fees and court costs that were waived in this action have been paid to the court *(check one)*: Yes No

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date:

 (TYPE OR PRINT NAME OF ATTORNEY PARTY MAKING DECLARATION)

 (SIGNATURE)

1 **CERTIFICATE OF SERVICE**

2 I, the undersigned, am employed in the County of Orange, State of California. I am over the age
3 of 18 and not a party to the within action; am employed with Aitken Campbell Heikaus Weaver, LLP
and my business address is 3890 Eleventh Street, Suite 210, Riverside, California 92501.

4 On April 27, 2020, I served the foregoing document entitled:

5 **1. REQUEST FOR DISMISSAL.**

6 on all the appearing and/or interested parties in this action by placing the original a true copy
thereof enclosed in sealed envelope(s) addressed as follows:

7 Mark K. Kitabayashi
Jenell Van Bindsbergen
Lozano Smith
8 515 S. Figueroa, Suite 750
Los Angeles, CA 90071
9 *Attorney for City of Cathedral City*

Jill Williams
Carpenter, Rothans & Dumont
500 South Grand Avenue
19th Floor
Los Angeles, CA 90071
Attorney for Travis Walker

10 **(BY MAIL)** I am readily familiar with the firm's practice of collection and processing
11 correspondence for mailing. Under that practice it would be deposited with the U.S. Postal
12 Service on that same day with postage thereon fully prepaid at Riverside, California in the
13 ordinary course of business. I am aware that on motion of the party served, service is presumed
14 invalid if postage cancellation date or postage meter date is more than one day after date of
deposit for mailing this affidavit. (*Cal Code Civ. Proc. § 1013(a); Fed. R. Civ. Proc. 5(a); Fed.
R. Civ. Proc. 5(c).*)

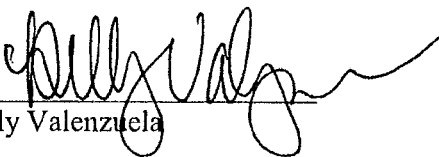
15 **(BY OVERNIGHT MAIL)** I am personally and readily familiar with the business practice of
16 Aitken Campbell Heikaus Weaver, LLP for collection and processing correspondence for
17 overnight delivery, and I caused such document(s) described herein to be deposited for delivery
to a facility regularly maintained Federal Express for overnight delivery. (*Cal Code Civ. Proc. §
1013(c); Fed. R. Civ. Proc. 5(c).*)

18 **(BY ELECTRONIC TRANSMISSION)** I caused said document(s) to be served via electronic
19 transmission to the addressee(s) listed above on the date below. (*Cal. Code Civ. Proc. §
1010.6(6); Fed. R. Civ. Proc. 5(b)(2)(E); Fed. R. Civ. Proc. 5(b)(3).*)

20 **(BY PERSONAL SERVICE)** I delivered the foregoing document by hand delivery to the
21 addressed named above. (*Cal Code Civ. Proc. § 1011; Fed. R. Civ. Proc. 5(b)(2)(A).*)

22 I declare under penalty of perjury under the laws of the State of California that the foregoing is
true and correct.

23 Executed on April 27, 2020, at Anaheim, California

24 
25 _____
26 Kelly Valenzuela
27
28