

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

DATE: 08/25/16

DEPT. 86

HONORABLE AMY D. HOGUE

JUDGE

N DIGIAMBATTISTA

DEPUTY CLERK

HONORABLE  
1E

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

REPORTER PRO TEMPORE/  
ADRA L. PITTMAN/CSR 13287 Reporter

8:30 am

BS164387

Plaintiff

Counsel

DAVID P. PRUETT (x)

ISRAEL STINSON, ETC.,

VS

Defendant

CHILDREN'S HOSPITAL LOS ANGELES

Counsel

DANIEL J. WOODARD (x)

**NATURE OF PROCEEDINGS:**

EX PARTE APPLICATION OF RESPONDENT, CHILDREN'S HOSPITAL LOS ANGELES, TO DISSOLVE THE TEMPORARY RESTRAINING ORDER

The Stipulation and Order to Use Certified Shorthand Reporter appointing official Court reporter pro tempore in the current proceedings is signed and filed this date.

Matter comes on for hearing and is argued.

The ex parte application is granted. The issues raised in case BS164387 appear to be collateral estoppel and res judicata based on the Placer County court decision.

Accordingly, the temporary restraining order is ordered dissolved and the order to show cause re preliminary injunction set for September 9, 2016, is advanced to this date and ordered off calendar.

Order is signed and filed this date.

08/26/2016

<p align="center"><b>MINUTES ENTERED</b> 08/25/16 <b>COUNTY CLERK</b></p>
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CARROLL, KELLY, TROTTER, FRANZEN, McKENNA & PEABODY  
RICHARD D. CARROLL (SBN 116913)  
DAVID P. PRUETT (SBN 155849)  
111 West Ocean Boulevard, 14th Floor  
Post Office Box 22636  
Long Beach, California 90801-5636  
Telephone No. (562) 432-5855 / Facsimile No. (562) 432-8785

**FILED**  
Superior Court of California  
County of Los Angeles

**AUG 25 2016**

Sherril R. Carter, Executive Officer/Clerk

By Jennifer De Luna, Deputy

Attorneys for Respondent, CHILDREN'S HOSPITAL LOS ANGELES

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

ISRAEL STINSON, a minor, by Jonee Fonseca  
his mother,  
  
Petitioner,  
  
vs.  
  
CHILDREN'S HOSPITAL LOS ANGELES  
  
Respondent.

CASE NO.: BS164387

**NOTICE OF RULING**

ASSIGNED FOR ALL PURPOSES TO:  
JUDGE AMY D. HOGUE  
DEPARTMENT 86

PLEASE TAKE NOTICE that on August 25, 2016, the Honorable Amy D. Hogue, Judge of the Superior Court, granted the ex parte application of respondent Children's Hospital Los Angeles and dissolved the temporary restraining order that had been entered by the Court on August 18, 2016. Petitioner's guardian Jonee Fonseca was present and petitioner was represented by attorney Dan Woodard. Respondent Children's Hospital Los Angeles was represented by David P. Pruett, and was ordered to give notice of ruling and submit judgment within 48 hours.

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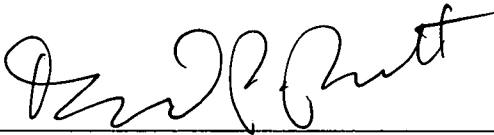
08/29/2016

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A copy of the Court's signed Order of August 25, 2016 dissolving the temporary restraining order and dismissing the action is attached hereto as Exhibit A.

DATED: August 25, 2016

CARROLL, KELLY, TROTTER, FRANZEN,  
McKENNA & PEABODY

By:   
RICHARD D. CARROLL  
DAVID P. PRUETT  
Attorneys for Respondent,  
CHILDREN'S HOSPITAL LOS ANGELES

08/29/2016

08/29/2016

EXHIBIT A

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Post Office Box 22636  
Long Beach, California 90801-5636  
Telephone No. (562) 432-5855 / Facsimile No. (562) 432-8785

CONFORMED COPY  
ORIGINAL FILED  
Superior Court of California  
County of Los Angeles

AUG 25 2016

Sherri R. Carter, Executive Officer/Clerk  
By N. DiGianbattista, Deputy

Attorneys for Respondent, CHILDREN'S HOSPITAL LOS ANGELES

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

ISRAEL STINSON, a minor, by Jonee Fonseca  
his mother,  
  
Petitioner,  
  
vs.  
  
CHILDREN'S HOSPITAL LOS ANGELES  
  
Respondent.

CASE NO.: BS164387

ORDER ON EX PARTE APPLICATION  
TO DISSOLVE TEMPORARY  
RESTRAINING ORDER [PROPOSED]

DATE: AUGUST 25, 2016  
TIME: 8:30 A.M.  
DEPT: 86

ASSIGNED FOR ALL PURPOSES TO:  
JUDGE AMY D. HOGUE  
DEPARTMENT 86

For the reasons stated in the ex parte application of Children's Hospital Los Angeles, the  
temporary restraining order of August 18, 2016 is dissolved and the action is dismissed.

AMY D. HOGUE, JUDGE

DATED: August 25, 2016

AMY D. HOGUE  
JUDGE OF THE SUPERIOR COURT

08/29/2016

EXH A

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18  
4 and not a party to the within action. My business address is Post Office Box 22636, Long Beach,  
5 CA 90801-5636. On August 25, 2016, I served a true and correct copy of the following  
document **NOTICE OF RULING** on the list of interested parties below:

6 Daniel J. Woodard 31-306-49  
7 301 E. Glenoaks Avenue, #2  
8 Glendale, CA 91207  
9 [djw@woodardlaw.net](mailto:djw@woodardlaw.net)

- 10  **By United States Mail (CCP §§1013a, et seq.):** I enclosed said document(s) in a sealed  
11 envelope or package to each addressee. I placed the envelope for collection and mailing,  
12 following our ordinary business practices. I am readily familiar with the firm's practice  
13 for collecting and processing correspondence for mailing. On the same day that  
14 correspondence is placed for collection and mailing, it is deposited in the ordinary course  
15 of business with the United States Postal Service, with postage fully prepaid.
- 16  **By Overnight Delivery/Express Mail (CCP §§1013(c)(d), et seq.):** I enclosed said  
17 document(s) in a sealed envelope or package provided by an overnight delivery carrier to  
18 each addressee. I placed the envelope or package, delivery fees paid for, for collection  
19 and overnight delivery at an office or at a regularly utilized drop box maintained by the  
20 express service carrier at 111 West Ocean Boulevard, Long Beach, California.
- 21  **By Messenger Service:** I enclosed said document(s) in a sealed envelope or package to  
22 each addressee. I provided them to a professional messenger service (Signal Attorney  
23 Service) for service. An original proof of service by messenger will be filed pursuant to  
24 California *Rules of Court*, Rule 3.1300(c).
- 25  **By Electronic Transmission:** Based on an agreement of the parties to accept service by  
26 e-mail/electronic mail transmission, I caused the document(s) to be sent from e-mail  
27 address [lbaker@cktfmlaw.com](mailto:lbaker@cktfmlaw.com) to each addressee's email address as set forth on the  
28 above service list. I did not receive, within a reasonable time after the transmission, any  
electronic message or other indication that the transmission was unsuccessful.

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

Executed on August 25, 2016, at Long Beach, California.

  
LAURIE BAKER