

**TENTATIVE RULINGS for CIVIL LAW and MOTION**  
**April 16, 2015**

Pursuant to Yolo County Local Rules, the following tentative rulings will become the order of the court unless, by 4:00 p.m. on the court day before the hearing, a party requests a hearing and notifies other counsel of the hearing. To request a hearing, you must contact the clerk of the department where the hearing is to be held. Copies of the tentative rulings will be posted at the entrance to the courtroom and on the Yolo Courts Website, at [www.yolo.courts.ca.gov](http://www.yolo.courts.ca.gov). If you are scheduled to appear and there is no tentative ruling in your case, you should appear as scheduled.

Telephone number for the clerk in Department Two: (530) 406-6843

**TENTATIVE RULING**

**Case:** **Barbour v. City of Winters**  
**Case No. CV ED 14-1850**

**Hearing Date:** **April 16, 2015** **Department Two** **9:00 a.m.**

Defendant City of Winters's request for judicial notice is **GRANTED**. (Evid. Code, § 452, subd. (d).)

Defendant's demurrer to the complaint is **SUSTAINED WITHOUT LEAVE TO AMEND**. (Code Civ. Proc., § 430.10, subd. (e); *Lyle v. State* (2007) 153 Cal.App.4<sup>th</sup> 281, 287.) Plaintiffs' complaint is time-barred under Code of Civil Procedure section 338(j).

If no hearing is requested, this tentative ruling is effective immediately. No formal order pursuant to California Rule of Court 3.1312, or further notice is required.