

SUPERIOR COURT OF CALIFORNIA,
COUNTY OF SAN DIEGO
CENTRAL

MINUTE ORDER

DATE: 10/16/2014

TIME: 03:35:00 PM

DEPT: C-66

JUDICIAL OFFICER PRESIDING: Joel M. Pressman

CLERK: Patricia Ashworth

REPORTER/ERM: Not Reported

BAILIFF/COURT ATTENDANT:

CASE NO: **GIC821191**

CASE INIT.DATE: 11/18/2003

CASE TITLE: **DE ANZA COVE HOMEOWNERS ASSOCIATION INC vs CITY OF SAN DIEGO**

CASE CATEGORY: Civil - Unlimited

CASE TYPE: Misc Complaints - Other

APPEARANCES

MINUTE ORDER

The Court, having taken the above-entitled matter under submission on 10/10/2014 and having fully considered the arguments of all parties, both written and oral, as well as the evidence presented, now rules as follows:

After taking this matter under submission, Plaintiffs' Motion for New Trial and Motion to Set Aside and Vacate Judgment is DENIED. However, the Court corrects an error in the judgment at page 11, paragraph 18, that purportedly bound non-class members to the judgment. A judgment against a person who is not a party to the action is beyond the court's authority and is void. (CCP 473; Moore v. Kaufman (2010) 189 Cal.App.4th 604, 615-616) The Court thus issues an Amended Judgment clarifying at page 11 at paragraph 18 that the judgment does not bind non-class members.



Judge Joel M. Pressman