

1 SEDGWICK, LLP
 2 CURTIS D. PARVIN (State Bar No. 116079)
curtis.parvin@sedgwicklaw.com
 3 FREDERICK B. HAYES (State Bar No. 165315)
frederick.hayes@sedgwicklaw.com
 4 JEMMA E. ERIKSEN (State Bar No. 258454)
jemma.eriksen@sedgwicklaw.com
 5 3 Park Plaza, 17th Floor
 Irvine, California 92614-8540
 Tel: (949) 852-8200/ Facsimile: (949) 852-8282

6 Attorneys for Defendant
 7 THE CITY OF NEWPORT BEACH

8 UNITED STATES DISTRICT COURT
 9 CENTRAL DISTRICT OF CALIFORNIA

11 ARNIE T. PIKE and CHRISTY
 RUDDER,
 12
 Plaintiffs,
 13
 v.
 14 THE CITY OF NEWPORT BEACH;
 15 AND DOES 1-10, INCLUSIVE;
 16 Defendants.

CASE NO. 2:CV08-8580 DSF (RNBx)
 HON. DALE S. FISCHER

JUDGMENT

Date Action Filed
 Original Complaint: 12/29/08
 First Amended Complaint: 2/23/09

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 22 Plaintiffs Arnie T. Pike and Christy Rudder brought this action on December
 23 29, 2008 against defendant the City of Newport Beach asserting injunctive relief
 24 claims under Title II of the Americans with Disabilities Act (“ADA”) and Section
 25 504 of the Rehabilitation Act of 1973 (“RA”), as well as related claims under
 26 California statutes (California Government Code sections 4450, *et seq.* and 11135;
 27 Civil Code sections 51, 54, and 54.1 in connection with conditions allegedly
 28 existing on Balboa Island.



1 Cross-motions for partial summary judgment were heard by the court on
2 March 12, 2012. The court issued its decision on March 20, 2012, granting partial
3 summary judgment in favor of defendant on all issues asserted, and denying
4 plaintiffs' motion for partial summary judgment on all issues asserted (Docket #97).

5 After the court's order, the only remaining issues in the case related to the
6 sidewalks, curb cuts and ramps in the Marine Avenue business district on Balboa
7 Island. On April 25, 2012, the parties filed a stipulation for dismissal as to the
8 remaining claims.

9 Wherefore, pursuant to the Court's order on the parties' cross-motions for
10 partial summary judgment, JUDGMENT SHALL BE AND IS HEREBY
11 ENTERED in favor of defendant the City of Newport Beach and against plaintiffs
12 Arnie T. Pike and Christy Rudder. The court reserves jurisdiction to determine
13 whether defendant is entitled to attorney's fees, litigation expenses or costs, should
14 defendant timely apply for same.

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17 DATED: 5/10/12



18 Hon. Dale S. Fischer
19 Judge of the United States District Court
20 Central District of California