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6 Attorneys for Defendants  
 7 Dan Steffanic and Leann Steffanic

8 UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA

11 JASON STARR, INDIVIDUALLY AND  
 AS GUARDIAN AD LITEM FOR E.S.,  
 12 A MINOR CHILD,

13 Plaintiffs,

14 v.

15 JEFFREY M. GREENWOOD AND  
 LESLIE K. GREENWOOD,  
 16 INDIVIDUALLY AND AS HUSBAND AND  
 WIFE AND DOING BUSINESS AS  
 17 SIERRA VALLEY BARNS & GAZEBOS,  
 DAN STEFFANIC AND LEANN  
 18 STEFFANIC, INDIVIDUALLY AND AS  
 HUSBAND AND WIFE, DOES 1  
 19 THROUGH 13, AND DOES 16  
 THROUGH 20,

20 Defendants.  
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CASE NO. 2:13-CV-01881-JAM-CMK

**ORDER GRANTING DEFENDANTS  
 DAN AND LEANN STEFFANIC'S  
 MOTION FOR SUMMARY JUDGMENT**

Date: December 17, 2014  
 Time: 9:30 a.m.  
 Courtroom: 6  
 Judge: Hon. John A. Mendez  
 Trial Date: April 6, 2015

22 The Motion for Summary Judgment of Defendants Dan and Leann Steffanic  
 23 ("Defendants") came on for hearing on December 17, 2014 at 9:30 a.m. in Department 6  
 24 of the above-entitled Court, Judge John A. Mendez presiding. Bert Guerra, Esq. of Bert  
 25 Guerra & Associates, and Curtis B. Coulter, Esq. of Law Offices of Curtis B. Coulter,  
 26 P.C., appeared on behalf of Plaintiff. Gavan R. Munter, Esq. of Tiza Serrano Thompson  
 27 & Associates appeared on behalf of Defendants DAN and LEANN STEFFANIC.  
 28 Defendants Jeffrey M. Greenwood and Leslie K. Greenwood, pro se, were in attendance

1 in the gallery.

2 The Court, having reviewed and considered all moving papers submitted by  
3 Defendants Steffanic in support of their Motion for Summary Judgment; all papers  
4 submitted by plaintiff Jason Starr, individually and as Guardian Ad Litem for E.S., a minor  
5 child, in opposition to Defendant's Motion for Summary Judgment and all papers  
6 submitted by Defendant's in reply to Plaintiff's opposition; and having heard the  
7 arguments of counsel, finds as follows:

8 As to plaintiff's sole cause of action against Defendant's for wrongful death, the  
9 Court analyzed the moving papers submitted by the parties in light of the factors set forth  
10 in Rowland v. Christian (1968) 69 Cal. 2d 108 and Melton v. Bournstred (2010) 183 Cal.  
11 App. 4<sup>th</sup> 521, and finds that Defendants Dan and Leann Steffanic did not owe a legal  
12 duty to Plaintiff under the circumstances surrounding the subject incident.

13 Accordingly, it is hereby ORDERED that Defendants Dan and Leann Steffanic's  
14 Motion for Summary Judgment is GRANTED.

15 Dated: January 5, 2015

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/s/ John A. Mendez  
United States District Court Judge

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Approved as to form:

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/s/ Bert Guerra, Esq.  
Bert Guerra, Esq.

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/s/ Curtis B. Coulter, Esq.  
Curtis B. Coulter, Esq

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