

1 Mark G. Intrieri (SBN 116627)
Jessica A. Fakhimi (SBN 184115)
2 CHAPMAN & INTRIERI, L.L.P.
2236 Mariner Square Drive
3 Third Floor, Suite 300
Alameda, California 94501-1090
4 Telephone: (510) 864-3600
Facsimile: (510) 864-3601


5 Attorneys for Defendant
6 TELEGRAPH LANDING NORTH ASSOCIATION

FILED

Superior Court of California
County of San Francisco

AUG 04 2010

CLERK OF THE COURT

BY: 
Deputy Clerk

7
8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF SAN FRANCISCO

10 DENNIS McDANIEL and JANE CHURCH-
McDANIEL, husband and wife,

Case No. CGG-08- 476354

11 Plaintiffs,

JUDGMENT ON COURT TRIAL

12 vs.

13 TELEGRAPH LANDING NORTH
14 ASSOCIATION, and DOES 1 - 50, inclusive,

15 Defendants.

16
17
18
19 This action came on regularly for a Court trial on March 29, 2010, in Department 608 of
20 the San Francisco Superior Court, the Hon. Curtis E.A. Karnow Judge presiding. The Plaintiffs
21 appeared by and through their counsel Rodney A. Marraccini, Esq. and Clyde I. Butts, Esq.
22 Defendant appeared by and through its counsel Mark G. Intrieri, Esq. of the law firm of Chapman
23 & Intrieri, LLP.

24 Witnesses were duly sworn and testified. After hearing the evidence and arguments of
25 counsel, the cause was submitted to the Court for decision. The Court issued its Tentative
26 Statement of Decision on June 23, 2010. Oral argument on the Tentative Statement of Decision
27 was conducted on July 2, 2010. The Court issued its Proposed Statement of Decision on July 6,
28 2010 in favor of Defendant. On July 21, 2010, Plaintiffs filed Objections to Proposed Statement


1 of Decision. Thereafter, on July 22, 2010, the Court issued its final Statement of Decision in favor
2 of Defendant.

3 Based upon the Court's findings of fact and application of law as stated in the Court's
4 Statement of Decision, Defendant is entitled to judgment against Plaintiffs,


5 NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that Plaintiffs,
6 Dennis McDaniel and Jane Church-McDaniel, take nothing from said Defendant, Telegraph
7 Landing North Association, and that judgment be entered in favor of Defendant and against
8 Plaintiffs.

9 IT IS FURTHER ORDERED THAT Defendant shall recover from said Plaintiffs its costs
10 of suit in an amount to be determined by the Court upon Defendant's submission of a
11 Memorandum of Costs pursuant to the provisions of Code of Civil Procedure Sections 1032 and
12 1033.5 and its reasonable attorneys' fees pursuant to statute and/or contract as the Court may deem
13 appropriate pursuant to Defendant's Motion for Attorneys' Fees to be filed hereafter. Any such
14 order awarding costs and/or fees to Defendant Telegraph Landing North Association shall be
15 incorporated into the Judgment nunc pro tunc.

16
17 DATED: August 9 2010


HON. CURTIS E.A. KARNOW

18
19
20
21 APPROVED AS TO FORM:

22
23
24 By: 
25 RODNEY A. MARRACCINI
26 Attorneys for Plaintiffs
27 DENNIS MCDANIEL and
28 JANE CHURCH-MCDANIEL

CHAPMAN & INTIERI, L.L.P.
Attorneys at Law
2236 Mariner Square Drive, Suite 300
Alameda, CA 94501
Telephone: (510) 864-3600
Facsimile: (510) 864-3601