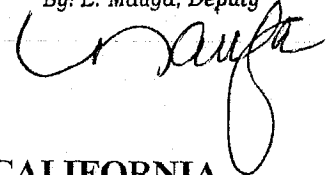


FILED

AUG 30 2022

JAMES M. KIM, Court Executive Officer  
MARIN COUNTY SUPERIOR COURT  
By: L. Mauga, Deputy



SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF MARIN

URSULA GRUENERT, on behalf of  
herself, all other similarly situated  
and typical individuals, and the  
general public,

Plaintiff,

vs.

MARIN COUNTY OFFICE OF  
EDUCATION; TAMALPAIS  
UNION HIGH SCHOOL  
DISTRICT; and DOES 1 through 50,  
inclusive,

Defendant(s).

Case No. CIV-2103521

Class Action, CCP §382

~~PROPOSED~~ ORDER SUSTAINING  
IN PART AND OVERRULING IN  
PART MARIN COUNTY OFFICE OF  
EDUCATION'S; TAMALPAIS  
UNION HIGH SCHOOL DISTRICT'S  
DEMURRER

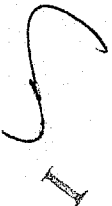
Hearing Date: August 24, 2022

Hearing Time: 1:30 p.m.

Courtroom: B

Judge: Hon. James T. Chou

Complaint filed: September 23, 2021



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**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF MARIN**

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general public,

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**[PROPOSED] ORDER SUSTAINING  
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UNION HIGH SCHOOL DISTRICT’S  
DEMURRER**

Hearing Date: August 24, 2022

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Judge: Hon. James T. Chou

Complaint filed: September 23, 2021

**[PROPOSED] ORDER**

1  
2 The tentative ruling on Defendants’ Demurrer was issued on August 23,  
3 2022. Defendants timely requested oral argument in accordance with Local Rule  
4 2.10(B). The hearing came on regularly for August 24, 2022, at 1:30 p.m. in the  
5 Law and Motion Department of the Superior Court of the County of Marin, the  
6 Honorable James T. Chou presiding. Defendants appeared by and through their  
7 attorney, Kellie M. Murphy. Plaintiff appeared by and through her attorneys, Leah  
8 L. Jones and Catherine T. Mitchell. The parties appeared via ZOOM.

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12 The Court, having reviewed the Demurrer, the Opposition to the Demurrer,  
13 the Reply in support thereof, all papers filed in connection thereto, and having  
14 heard oral argument from the parties, the Court hereby adopts its tentative ruling in  
15 total and HEREBY ORDERS as follows:  
16

- 17 1) The Court SUSTAINS Defendant Marin County Office of  
18 Education’s (“MCOE”) demurrer without leave to amend. MCOE is  
19 DISMISSED with prejudice.  
20
- 21 2) The Court OVERRULES Defendant Tamalpais Union High School  
22 District’s (“TAM”) demurrer on Plaintiff’s Failure to Pay Minimum  
23 Wage in Violation of the California Labor Code.  
24
- 25 3) The Court OVERRULES Defendant TAM’s demurrer on Plaintiff’s  
26 Private Attorney Generals Act (“PAGA”) claim.  
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1           4)     The Court SUSTAINS Defendant TAM’s demurrer without leave to  
2                     amend Plaintiff’s Unfair Competition Law (“UCL”) claim.

3           **IT IS SO ORDERED.**

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6 DATED: \_\_\_\_\_, 2022

By: \_\_\_\_\_  
The Honorable James T. Chou  
Marin County Superior Court Judge

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12 Respectfully Submitted By:

13  
14 /s/Leah L. Jones

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