

1 Michael R. Cobden, Deputy City Attorney (SBN 262087)
2 Steven B. Quintanilla, City Attorney (SBN 161578)
3 Lisa Weaver-Nowak, Deputy City Attorney (SBN 320204)
4 Gulan Tahir, Deputy City Attorney (SBN 328614)
5 LAW OFFICES OF QUINTANILLA & ASSOCIATES
6 777 E. Tahquitz Canyon Way, Suite 200-41
7 Palm Springs, California 92262
8 Telephone: (760) 993-3702
9 MichaelCobden@QALawyers.com

10 *Attorneys for Respondent*
11 CITY OF RANCHO MIRAGE

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **COUNTY OF RIVERSIDE**

14 KIMBERLY K SLOAN MENNINGER, an
15 individual, CHRISTOPHER K
16 MENNINGER, an individual,

17 Appellants,

18 vs.

19 CITY OF RANCHO MIRAGE,

20 Respondent.

CASE NO. CVPS2106105

**RESPONDENT'S NOTICE OF
WITHDRAWAL OF MOTION FOR
ATTORNEYS' FEES AND OTHER
ENFORCEMENT COSTS**

DEPT: PS4

JUDGE: Hon. Arthur Hester

DATE: January 19, 2023

TIME: 8:30 a.m.

RESERVATION NO: 435284152406

21 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

22 **PLEASE TAKE NOTICE** that Respondent CITY OF RANCHO MIRAGE ("Respondent" or
23 "City") hereby withdraws the pending Motion for Attorney's Fees and Other Enforcement Costs that
24 was filed on February 16, 2022 ("Motion") against Appellants KIMBERLY K SLOAN MENNINGER
25 and CHRISTOPHER K MENNINGER (collectively and hereinafter, "Appellants"). The hearing for
26 the Motion is currently set for January 19, 2023 at 8:30 a.m., and City respectfully requests the Court
27 to take the Motion off calendar.

28 Counsel for City has notified Appellants, telephonically or electronically, that this Motion is
being withdrawn, in compliance with the terms of the Settlement Agreement entered into by and

1 between the parties on February 28, 2022.

2 The Settlement Agreement provided for the following terms:

- 3 1. Appellants to comply with all applicable laws with respect to the subject Property
4 (section 2.1);
- 5 2. Appellants to file a Request for Dismissal with Prejudice as to the above-referenced
6 matter within 5 days of Petitioners signing the Settlement Agreement (section 2.2);
- 7 3. Appellants to pay Citation fees and Attorneys Fees to the City ("Settlement Funds")
8 (sections 2.3 and 2.4); and
- 9 4. The Parties to enter into a stipulation for continuance of the Motion for Attorneys'
10 Fees for a period of 10 months, and upon full payment of Settlement Funds, City shall
11 withdraw its Motion for Attorneys' Fees (section 2.5).

12 On January 31, 2022, Appellants filed a Request for Dismissal.

13 On March 17, 2022, the parties filed a Joint Stipulation to Continue the Motion.

14 The City is in receipt of full payment of the Settlement Funds and now seeks to withdraw its
15 Motion, in compliance with the terms of the Settlement Agreement.

16 Based on the foregoing, the City respectfully requests this Court to take the hearing of the
17 Motion off calendar.

18
19 Date: December 14, 2022

Respectfully submitted,

20 LAW OFFICES OF QUINTANILLA & ASSOCIATES
21 Steven B. Quintanilla, City Attorney

22
23 By: 

24 MICHAEL COBDEN, Deputy City Attorney
25 Attorney for Respondents, CITY OF RANCHO MIRAGE
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