

1 Thomas B. Mayhew (State Bar No. 183539)
tmayhew@fbm.com
2 Alex Reese (State Bar No. 280530)
areese@fbm.com
3 Jennifer M. Bentley (State Bar No. 329438)
jbentley@fbm.com
4 Douglas A Lewis (State Bar No. 357641)
dlewis@fbm.com
5 Farella Braun + Martel LLP
One Bush Street, Suite 900
6 San Francisco, California 94104
Telephone: (415) 954-4400
7 Facsimile: (415) 954-4480

8 Attorneys for Defendant THE GATHERING INN
9

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF PLACER
12

13 CITY OF LINCOLN, a California municipal
corporation, CITY OF LINCOLN, by and for
14 the People of the State of California,

15 Petitioners and Plaintiffs,

16 vs.

17 THE GATHERING INN, a California public
benefit non-profit corporation; CALIFORNIA
18 DEPARTMENT OF SOCIAL SERVICES, a
California state agency, HORNE LLP, a
19 Delaware limited liability partnership, and
DOES 1 through 15 inclusive,
20

21 Respondents and Defendants.
22

Case No. S-CV-0053711

**DECLARATION OF THOMAS B.
MAYHEW IN SUPPORT OF THE
GATHERING INN'S DEMURRER TO
CITY OF LINCOLN'S FIRST
AMENDED COMPLAINT**

Date: February 11, 2025

Time: 8:30 a.m.

Dept.: 42

Judge: The Hon. Trisha J. Hirashima

Action Filed: September 30, 2024

Trial Date: Not yet set

23 I, Thomas B. Mayhew, declare as follows:

24 1. I am an attorney licensed to practice law in the State of California and a partner at
25 the law firm of Farella Braun + Martel LLP, attorneys for The Gathering Inn ("TGI").

26 2. I have personal knowledge of the matters addressed in this declaration. If I were
27 called and sworn as a witness, I could and would competently testify to the facts set forth below.
28

45887\20037461.1

1 3. In compliance with California Code of Civil Procedure § 430.41, counsel for all
2 parties in this case met and conferred via videoconference regarding the grounds for TGI's
3 demurrer on November 14, 2024 and December 19, 2024. The parties were unable to reach an
4 agreement that would resolve TGI's objections raised in the demurrer.

5 I declare under penalty of perjury under the laws of the State of California that the
6 foregoing is true and correct.

7 Executed on this 20th day of December, 2024, at San Francisco, California.

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28



Thomas B. Mayhew