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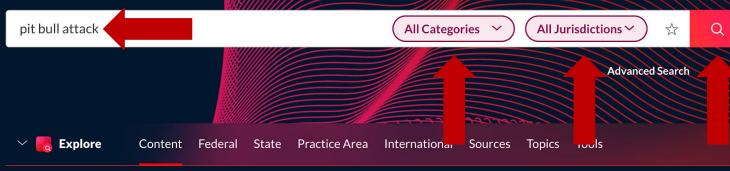


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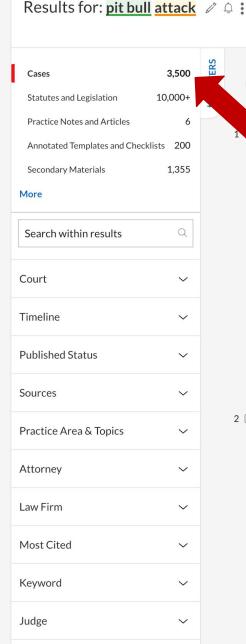
Opinions

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Relevance



A County of Los Angeles v. Superior Court

Court of Appeal of California, Second Appellate District, Division Eight | Sep 05, 2012 | 209 Cal. App. 4th 543

OVERVIEW: Trial court erred in concluding the county code imposed a mandatory duty on the county to capture and take into custody two pit bulls before they attacked plaintiff. Los Angeles County Code, §§ 10.12.090, subd. (C) & 10.40.010, subd. (W), were subject to interpretation and discretion in their application.

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Mandatory Duty Custody of Pit Bulls Before	<mark>xttack</mark> . In a case involving two privately owned <mark>pit bulls</mark> that <mark>attacked</mark> plaintiff as he was

walking home from school, L.A. County Code, §§ 10.12.090C & 10.40.010W, even when read together, could not be construed in the manner ...

Muela v. Gomez

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Summary

Court of Appeals of Texas, Eighth District, El Paso Feb 23, 2011 343 S.W.3d 491

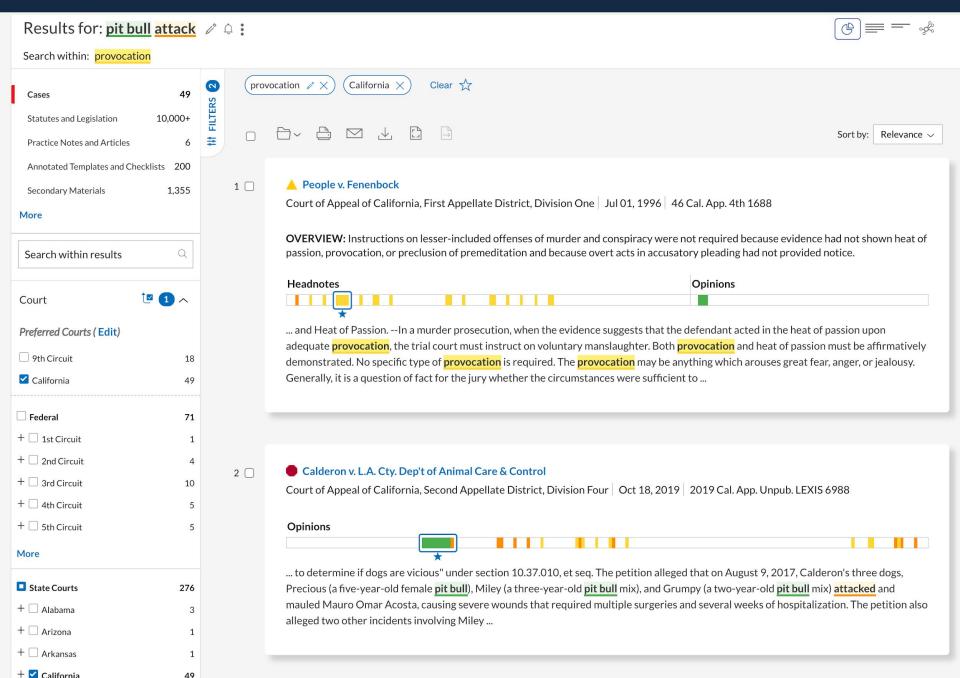
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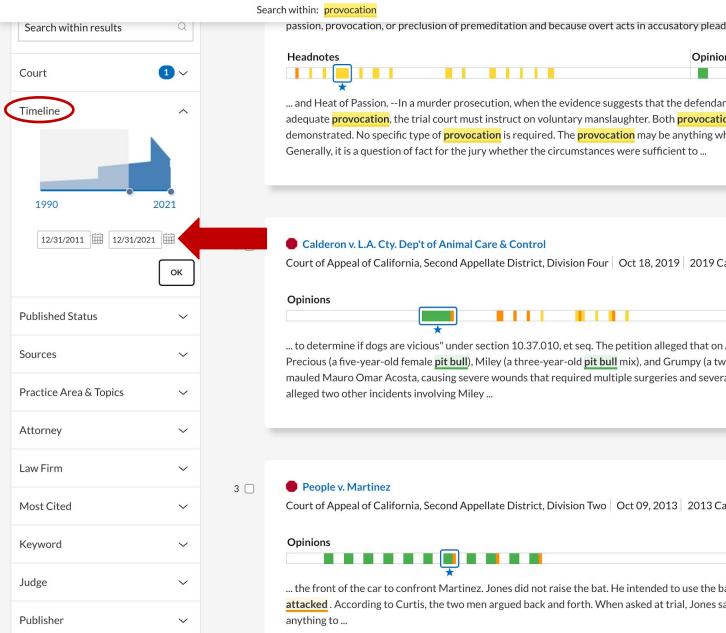
OVERVIEW: There was no evidence that an individual owned the lot from which a pit bull escaped, stayed at the house overnight or for long periods, or interacted with the pit bull or fed him; thus, there was no evidence from which to infer that the individual controlled the pit bull, such that the injured bicyclist was to take nothing against the individual.



... There was no evidence that an individual owned the lot from which a pit bull escaped, stayed at the house overnight or for long periods, or interacted with the pit bull or fed him; thus, there was no evidence from which to infer that the individual controlled the pit bull, such that the injured bicyclist was to take nothing against the individual. The bicyclist was attacked by a pit bull. The trial court found that the individual and his mother were liable for damages. On appeal, the individual claimed the evidence was insufficient to prove ...







Results for: pit bull attack

passion, provocation, or preclusion of premeditation and because overt acts in accusatory pleading had not provided notice.

Opinions

... and Heat of Passion. --In a murder prosecution, when the evidence suggests that the defendant acted in the heat of passion upon adequate provocation, the trial court must instruct on voluntary manslaughter. Both provocation and heat of passion must be affirmatively demonstrated. No specific type of provocation is required. The provocation may be anything which arouses great fear, anger, or jealousy.

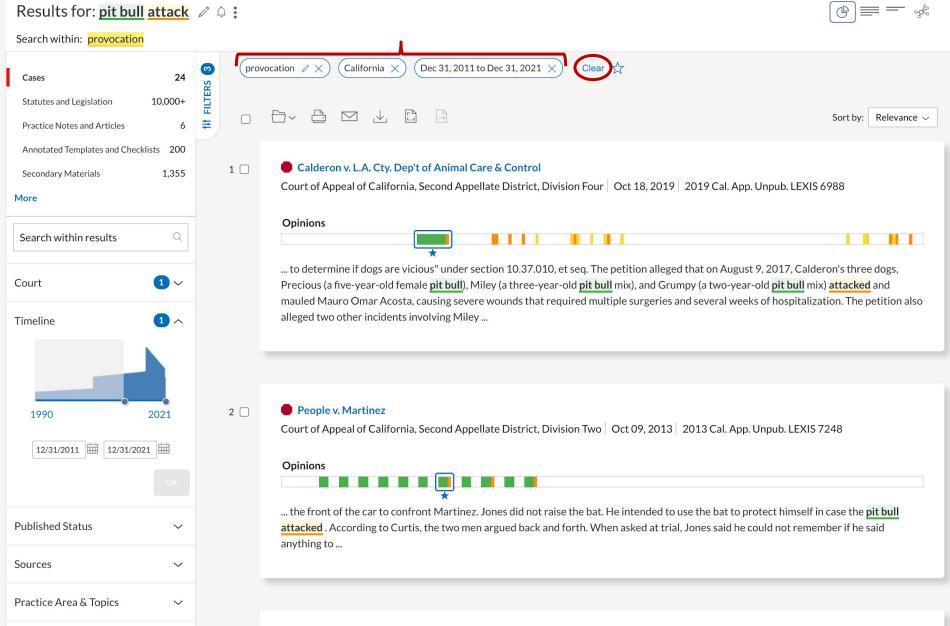
Court of Appeal of California, Second Appellate District, Division Four Oct 18, 2019 2019 Cal. App. Unpub. LEXIS 6988

... to determine if dogs are vicious" under section 10.37.010, et seq. The petition alleged that on August 9, 2017, Calderon's three dogs, Precious (a five-year-old female pit bull), Miley (a three-year-old pit bull mix), and Grumpy (a two-year-old pit bull mix) attacked and mauled Mauro Omar Acosta, causing severe wounds that required multiple surgeries and several weeks of hospitalization. The petition also

Court of Appeal of California, Second Appellate District, Division Two Oct 09, 2013 2013 Cal. App. Unpub. LEXIS 7248

... the front of the car to confront Martinez. Jones did not raise the bat. He intended to use the bat to protect himself in case the pit bull attacked. According to Curtis, the two men argued back and forth. When asked at trial, Jones said he could not remember if he said

Attorney



Court of Appeal of California, Second Appellate District, Division Four Oct 06, 2020 2020 Cal. App. Unpub. LEXIS 6498

People v. Iraheta

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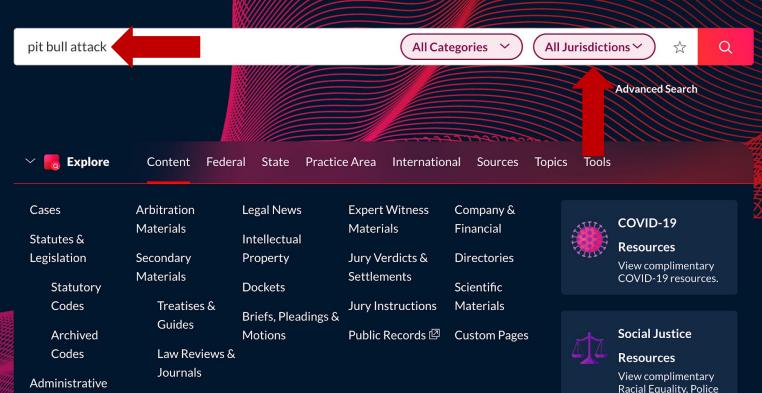
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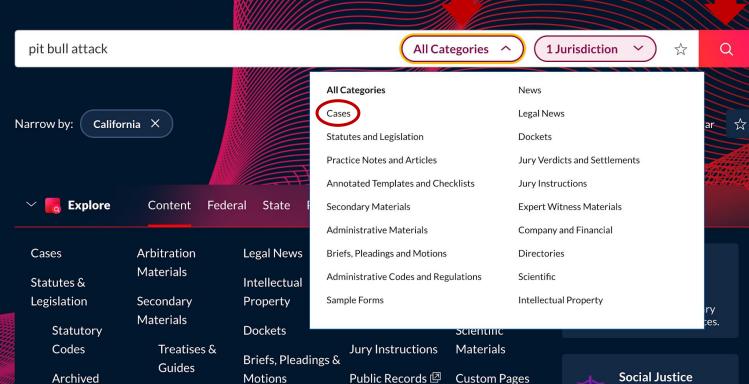
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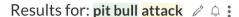


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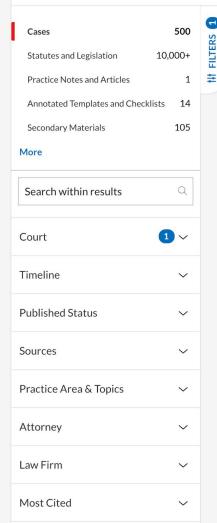
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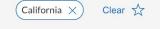


Relevance ~



Keyword

Judge





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Court of Appeal of California, Second Appellate District, Division Eight | Sep 05, 2012 | 209 Cal. App. 4th 543

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... Mandatory Duty Custody of <u>Pit Bulls</u> Before <u>Attack</u>. In a case involving two privately owned <u>pit bulls</u> that <u>attacked</u> plaintiff as he was walking home from school, L.A. County Code, §§ 10.12.090C & 10.40.010W, even when read together, could not be construed in the manner ...

Salinas v. Martin

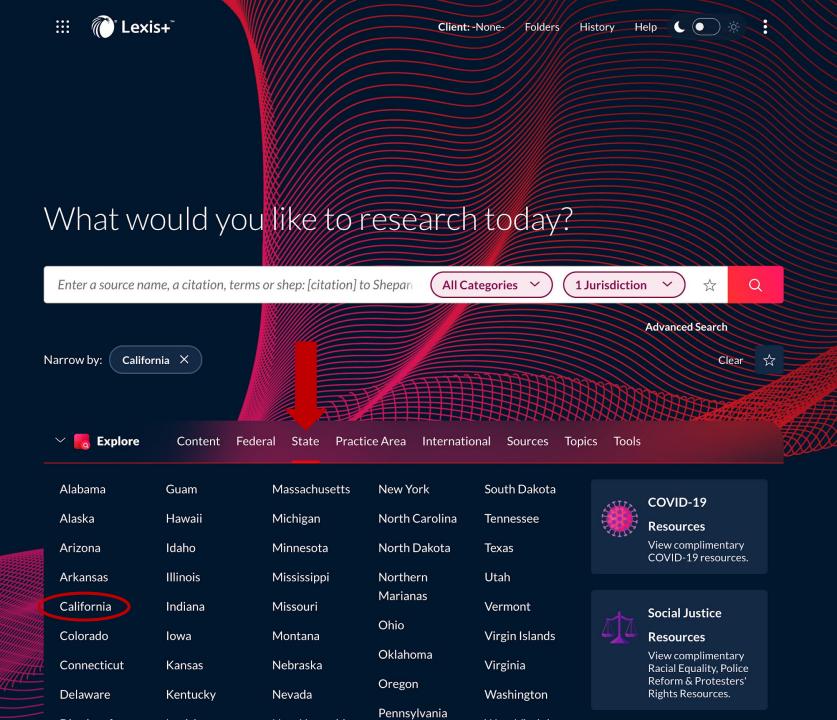
2

Court of Appeal of California, First Appellate District, Division One Aug 28, 2008 166 Cal. App. 4th 404

OVERVIEW: Property owner who permitted his gardeners to keep a dangerous dog on his premises had to be charged with awareness of the risk to an invitee, which was foreseeable with the exercise of reasonable care pursuant to Civ. Code, § 1714; because he maintained control, case law involving a dangerous condition on a tenant's property was distinguishable.

Summary	Headnotes	Opinions
		*

... the past, and the dog was there to guard the van." Southard communicated his fear and view to respondent that "he should certainly not have this **pit bull**" which had been trained as a "'guard dog' around this job site." He told respondent, "'that's a **pit bull**," meaning that the dog was dangerous." Southard thought respondent understood the concern he conveyed that "the dog would **attack** someone."...



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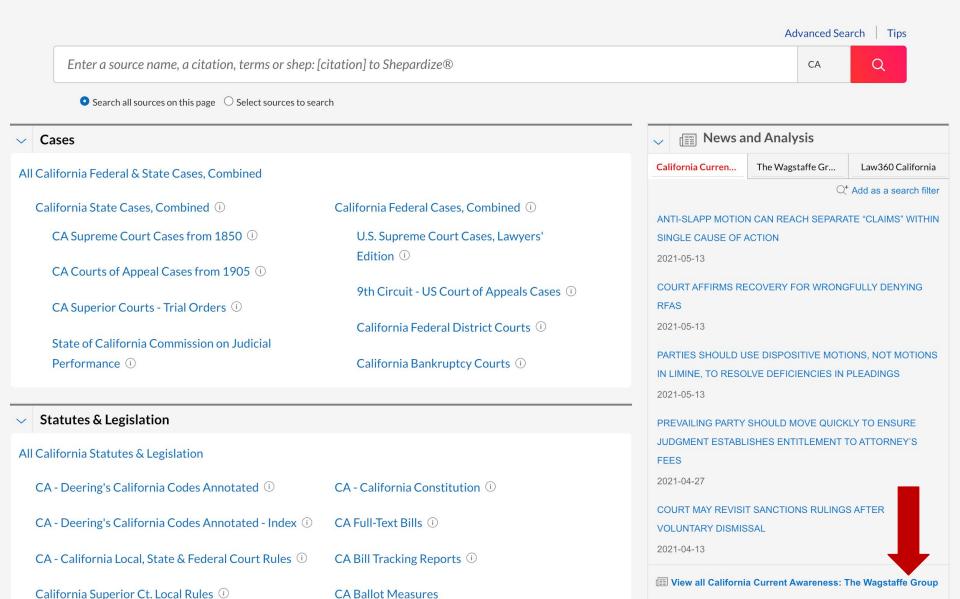
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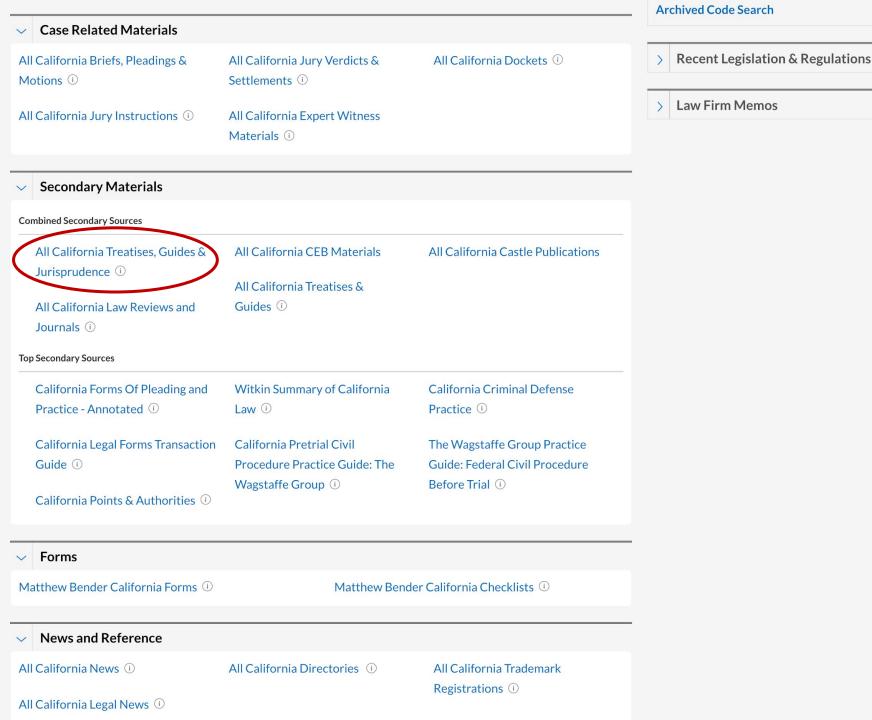
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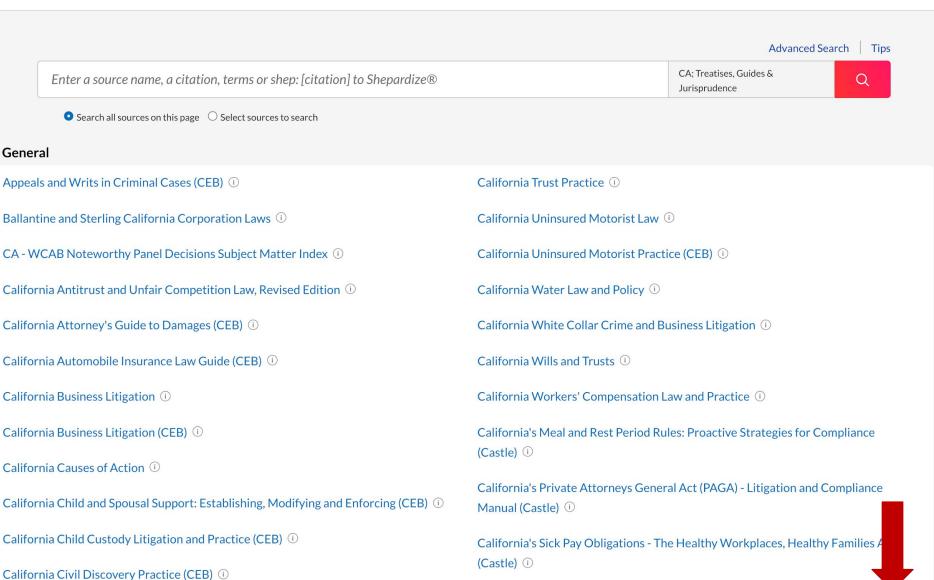




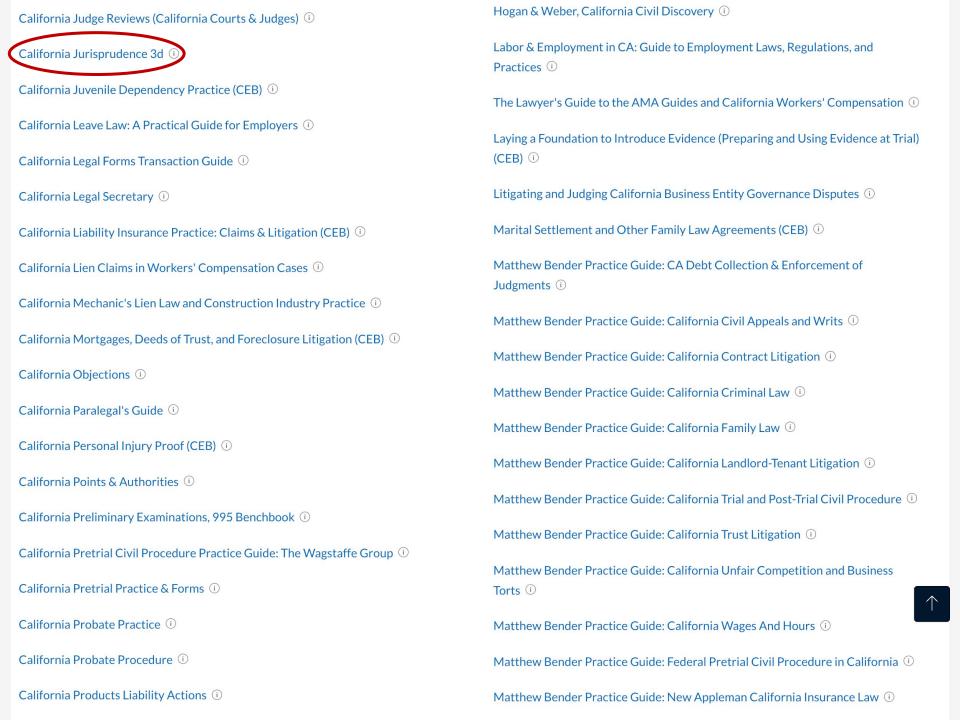
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California Civil Litigation Forms Manual (CFB) (i)



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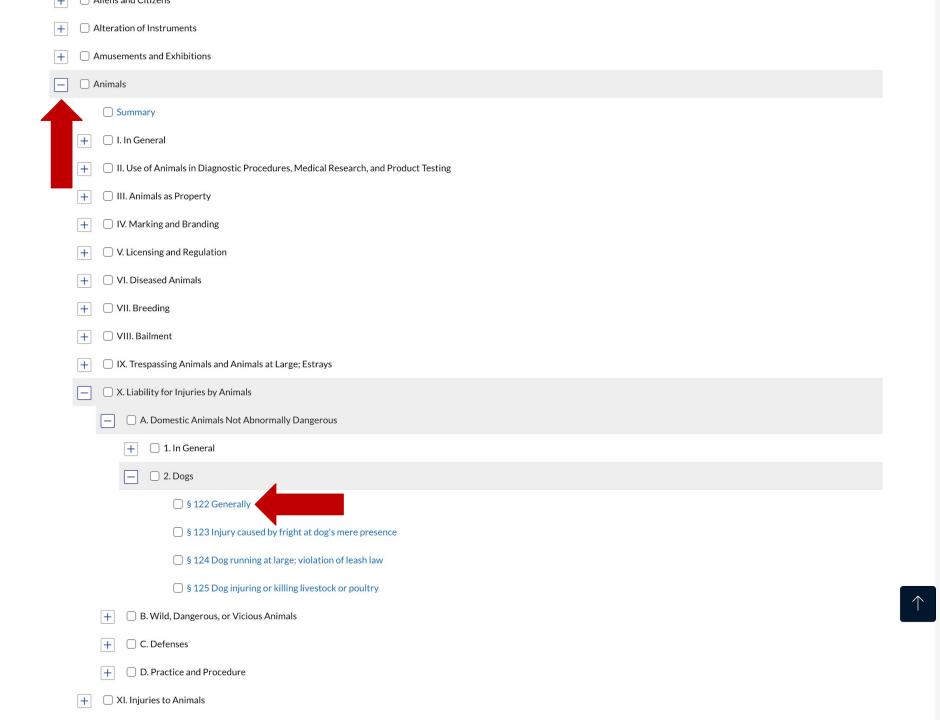


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+ Alcoholic Beverages

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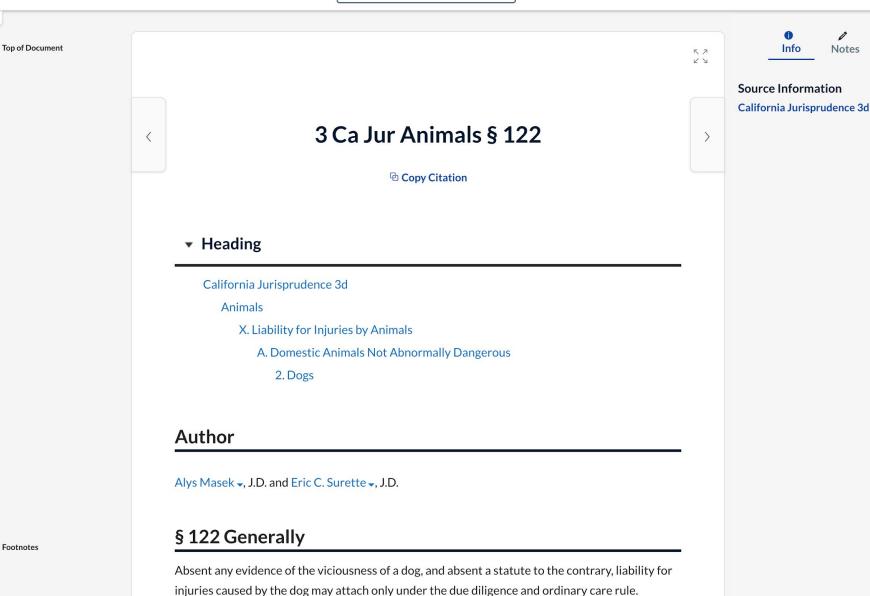
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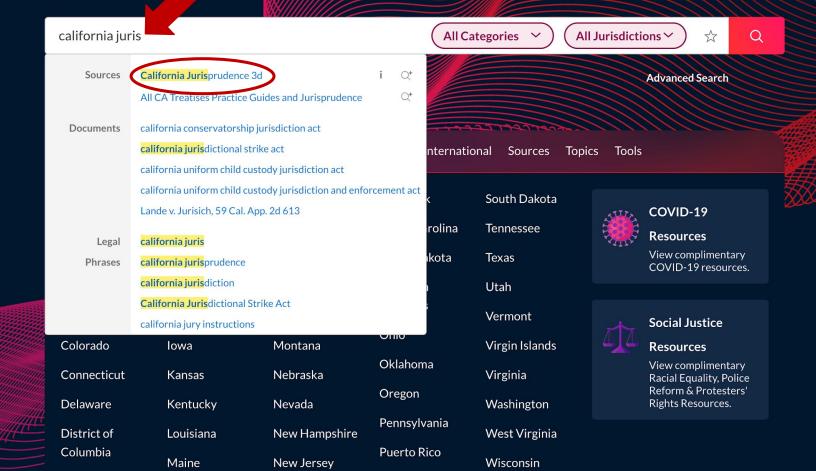






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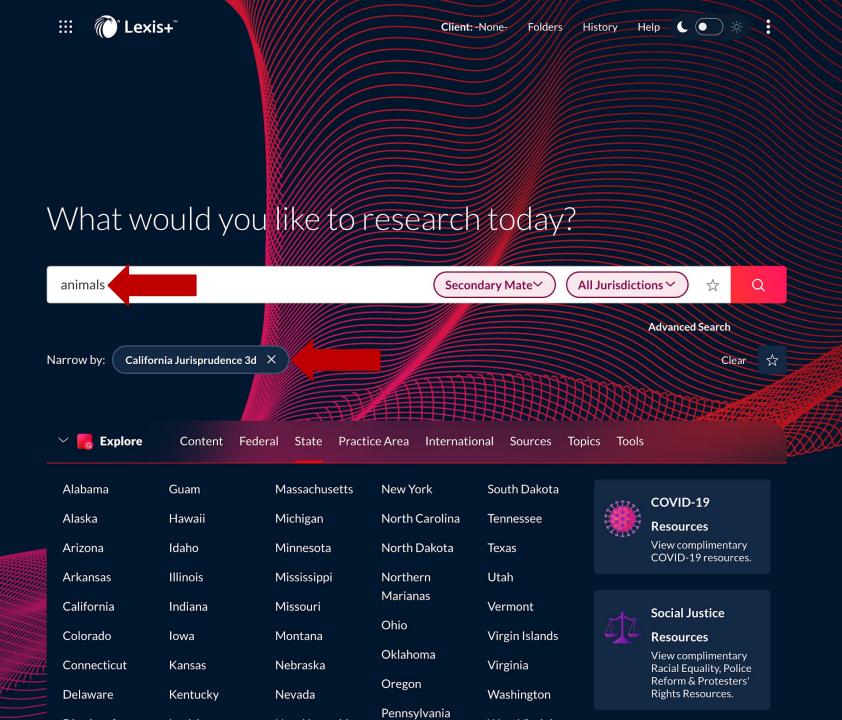
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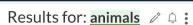
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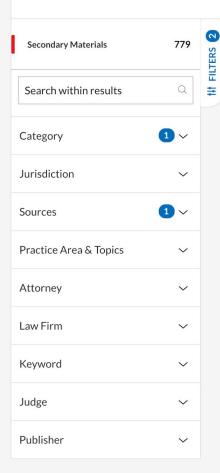
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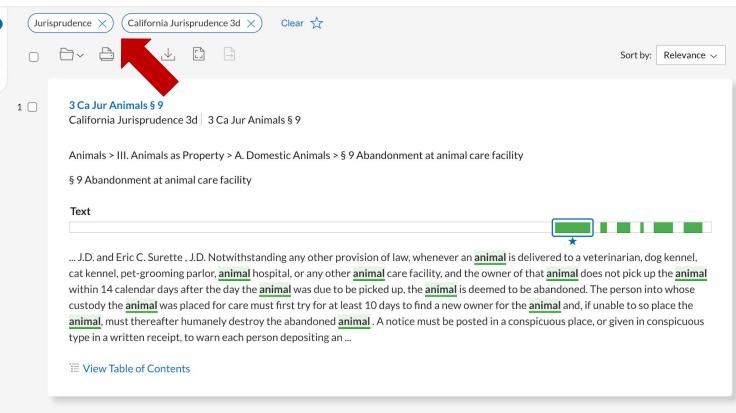
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2 3 Ca Jur Animals § 15

California Jurisprudence 3d 3 Ca Jur Animals § 15

Animals > III. Animals as Property > A. Domestic Animals > § 15 Regulation of pet stores

§ 15 Regulation of pet stores

Text

... rescue group; in particular, Health & Saf. Code § 122354.5, subd. (b) authorizes a pet store to provide space to a public animal control





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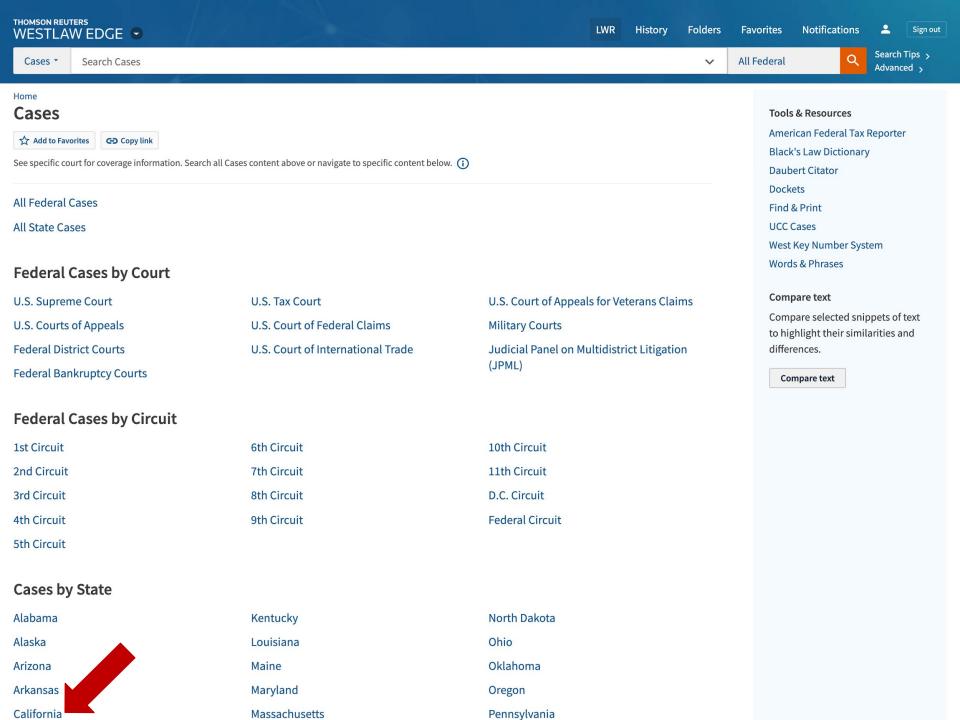
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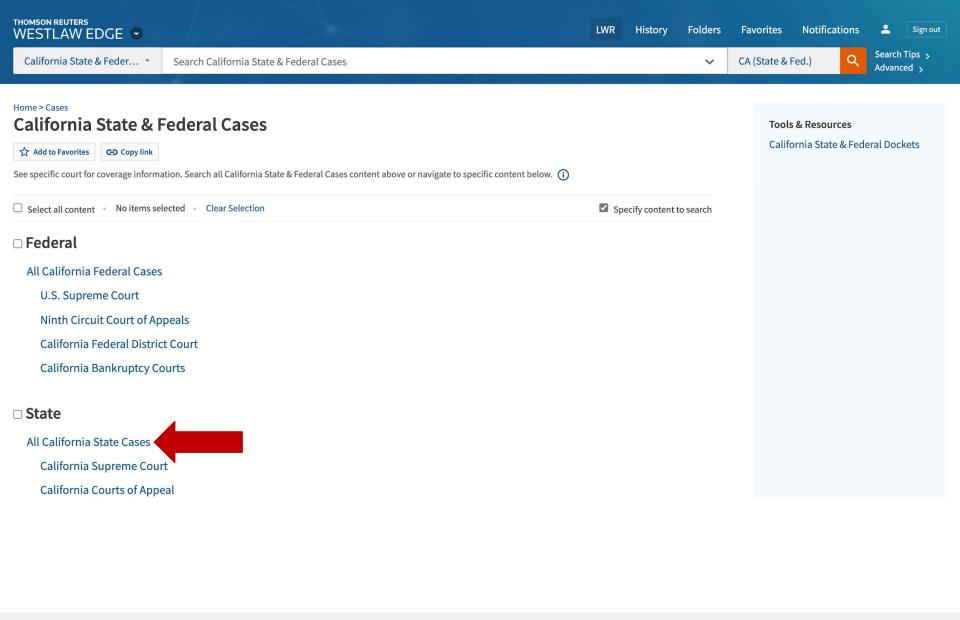
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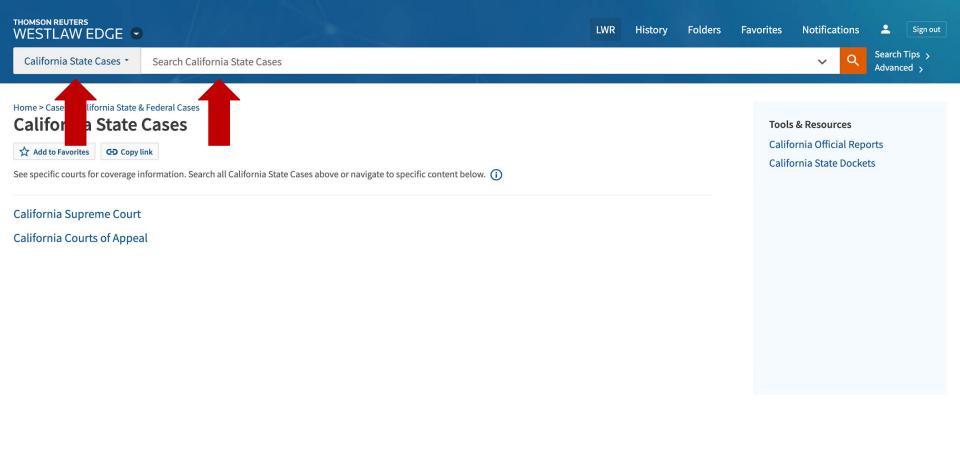
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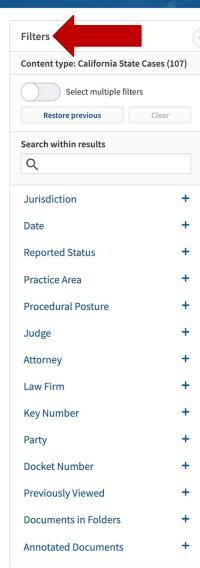
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California State Cases pit bull attack









Back to California State Cases

California State Cases (107)



Salinas v. Martin

Court of Appeal, First District, Division 1, California. August 28, 2008 166 Cal.App.4th 404 82 Cal.Rptr.3d 735

TORTS - Animals. Homeowner owed duty of care to protect worker from pit bull dog kept on homeowner's property by other workers.

- Show synopsis
- ... The Sanchez's had two dogs, a pit bull terrier and a smaller pit bull, Labrador mix....
- ... In a prior order we took judicial notice of materials submitted by appellant without objection from respondent in the nature of various ordinances enacted to protect people from "pit bull dogs," and studies which indicate the high incidence of fatal attacks upon humans by "pit-bull type dogs" as compared to other dog breeds....
- ... Once appellant was about 10-12 feet into the yard at the corner of the foundation, the smaller mixed-breed dog growled at him, then the pit bull attacked him....
- 2. Yuzon v. Collins

Court of Appeal, Second District, Division 1, California. January 30, 2004 116 Cal.App.4th 149 10 Cal.Rptr.3d 18

TORTS - Animals. Landlord who had no actual knowledge of tenants' dog owed no duty of care to bite victim.

- Show synopsis
- ...On April 30, 2001, plaintiff Brian Yuzon, a minor, was bitten by a dog, a <mark>pit bull</mark> or <mark>pit bull</mark> mix named Kemo....
- ... (While the complaint identified Kemo as a Rottweiller, plaintiff's separate statement identified Kemo as a pit bull or a pit bull mix.) ...
- ...Dr. Polsky's statement that adult male pit bulls "are often unpredictable in nature and frequently possess an inherent propensity for aggressive responding towards unfamiliar people who come near their territory" has no possible relevance given the absence of any evidence that Collins knew or must have known that Kemo was an adult male pit bull....
- People v. Scherbenske 3.

Court of Appeal, Third District, California. April 13, 2018 Not Reported in Cal.Rptr. 2018 WL 1772930

A pit bull owned by Ruben Cambra mauled an elderly woman. Soon after the mauling, defendant Theodore Jason Scherbenske raced to the scene and hurried away with Cambra and the pit bull. A jury convicted defendant of being an accessory after the fact to the crime of failing to maintain control of a dangerous animal, and the trial court placed him on...

...V.L.'s 13-year-old dog bit the pit bull, and the pit bull ran away....

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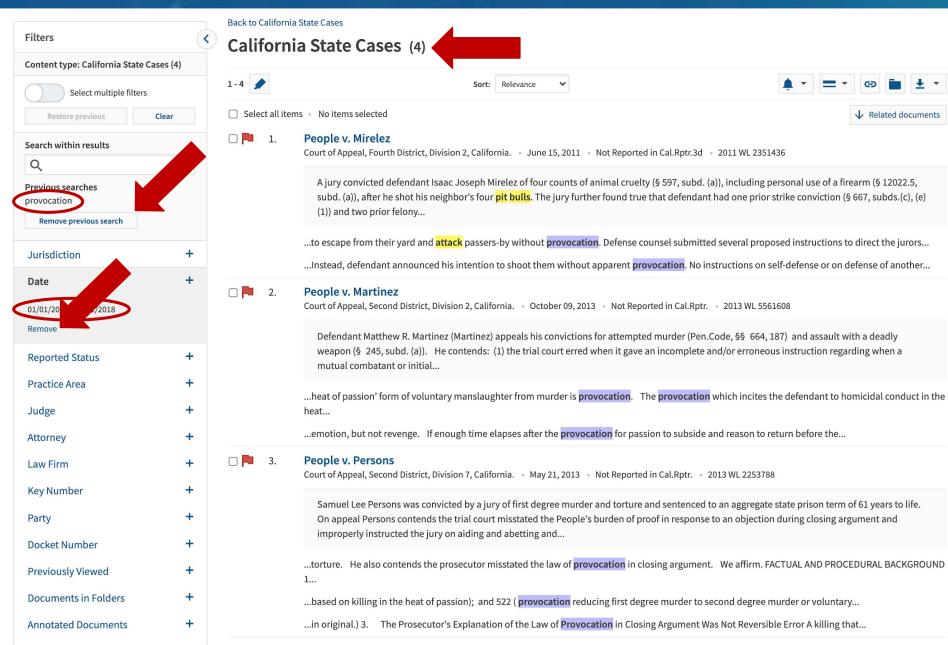
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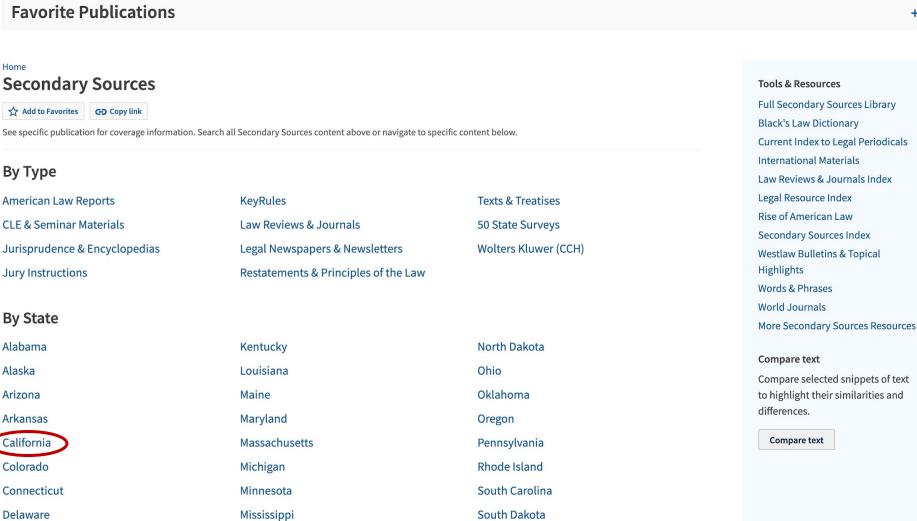
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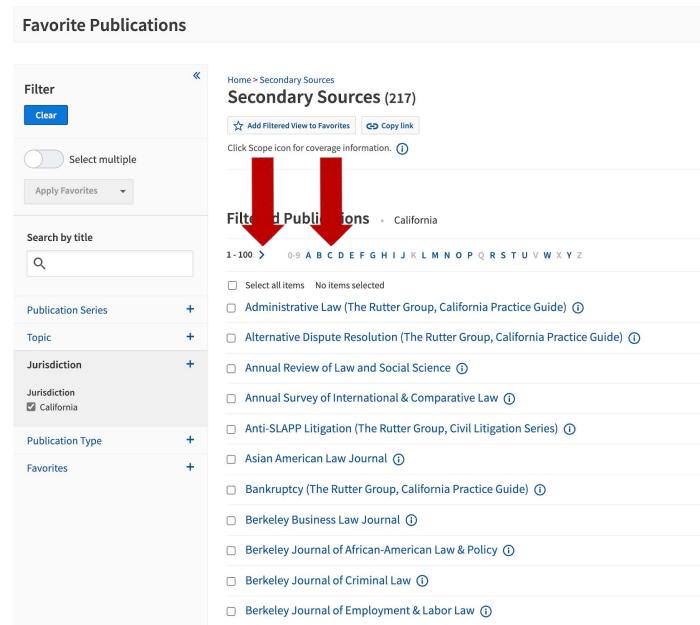
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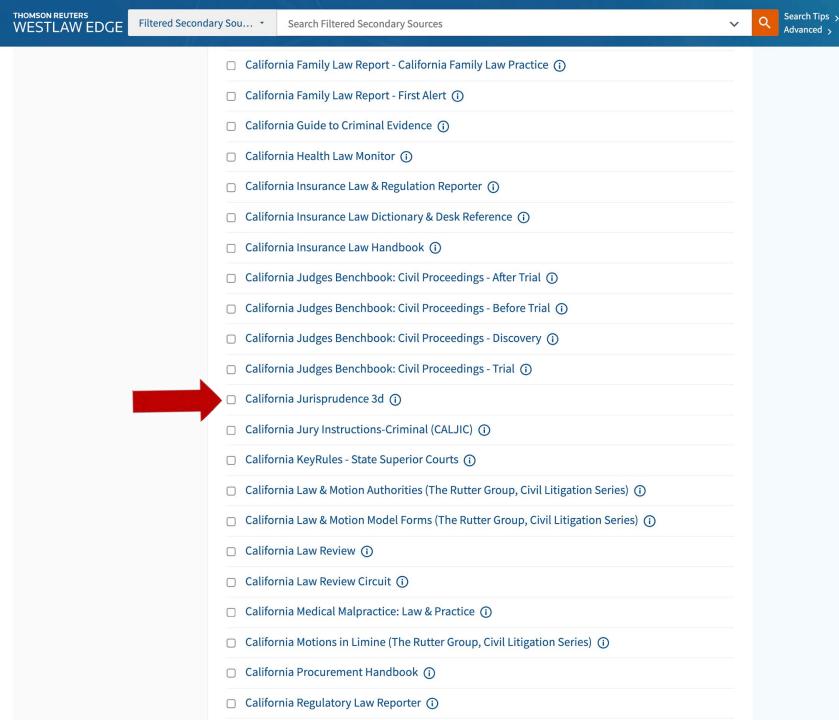
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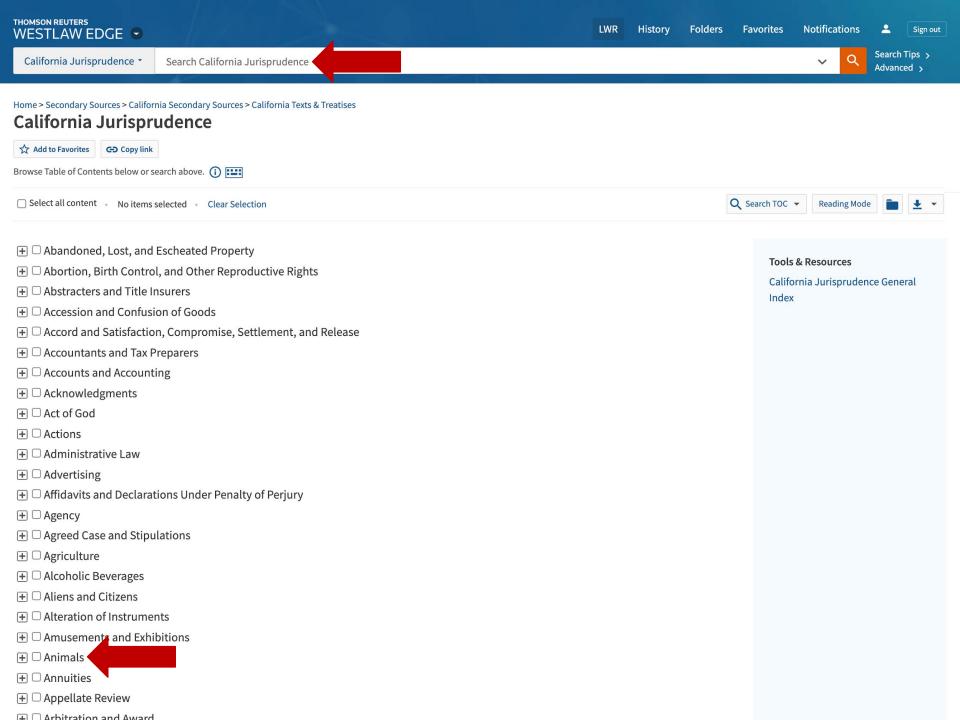
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CAJUR ANIMALS § 122 Alys Masek, J.D. and Eric C. Surette, J.D. California Jurisprudence 3d (Approx. 4 pages)

Document

3 Cal. Jur. 3d Animals § 122

California Jurisprudence 3d | May 2021 Update Animals Alys Masek, J.D. and Eric C. Surette, J.D.

X. Liability for Injuries by Animals

A. Domestic Animals Not Abnormally Dangerous

2. Dogs

§ 122. Generally

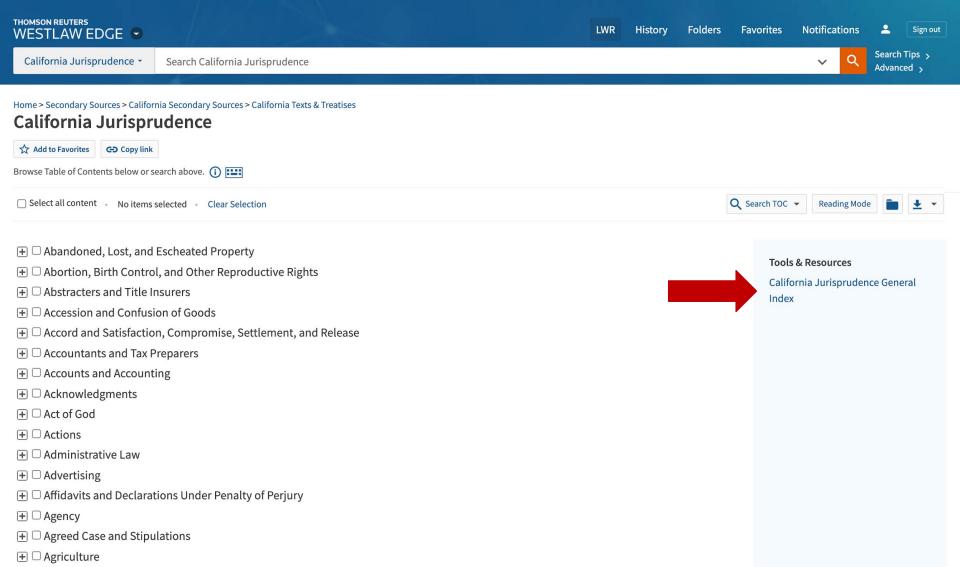
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West's Key Number Digest

• West's Key Number Digest, Animals 66.5(1), 66.5(7)

A.L.R. Library

- Dog as Deadly or Dangerous Weapon for Purposes of Statutes Aggravating Offenses Such as Assault and Robbery, 124 A.L.R.5th 657
- Liability for injuries inflicted by dog on public officer or employee, 74 A.L.R.4th 1120
- Liability of owner or operator of business premises for injury to patron by dog or cat, 67 A.L.R.4th 976
- Liability of owner of dog for dog's biting veterinarian or veterinarian's employee, 4 A.L.R.4th 349



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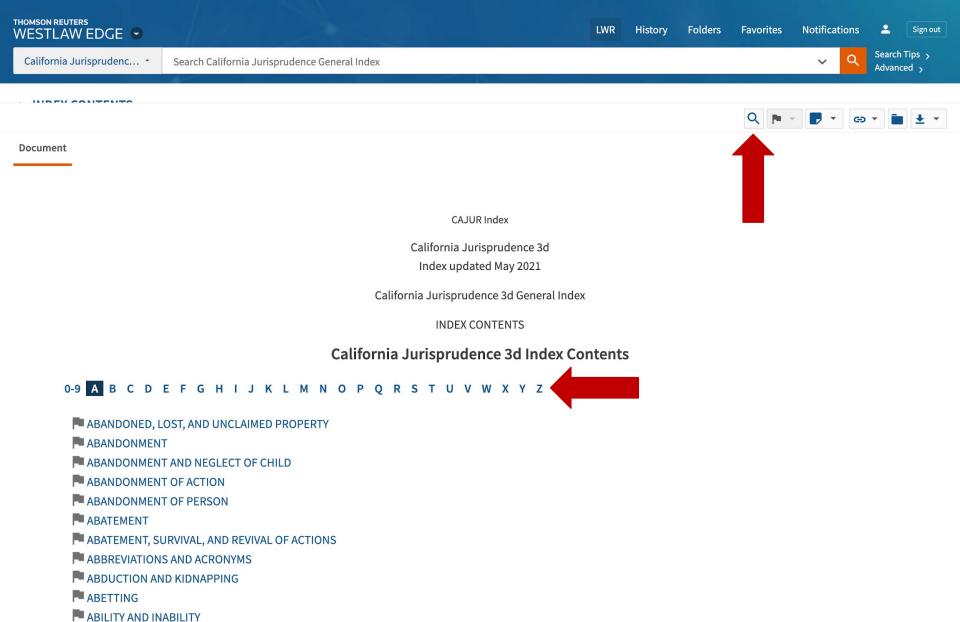
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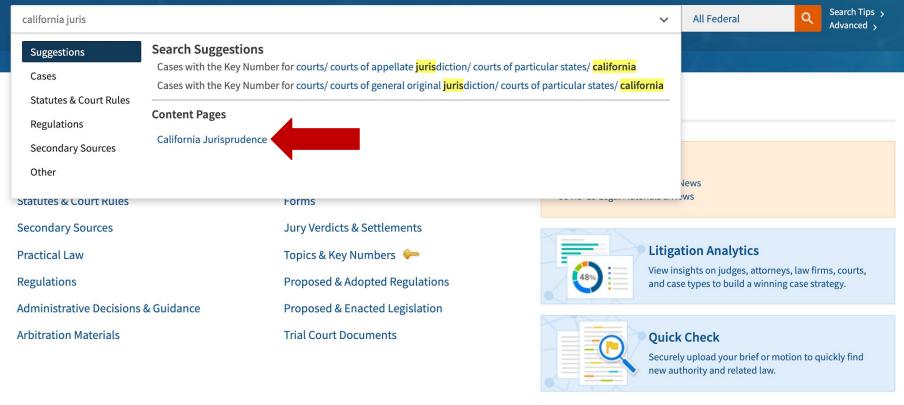
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