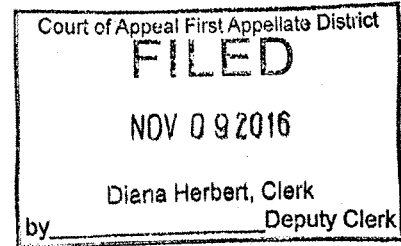


IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FIRST APPELLATE DISTRICT

DIVISION ONE



PLIVA INC.,

Petitioner,

v.

THE SUPERIOR COURT OF THE CITY
AND COUNTY OF SAN FRANCISCO,

Respondent;

JERRYANN MILLER,

Real Party in Interest.

A149468

(San Francisco County
Super. Ct. Nos. JCCP4631 and
CGC12525630)

BY THE COURT:

The petition for writ of mandate and/or prohibition or other appropriate relief is denied. Petitioner fails to show that the superior court erred in concluding petitioner waived any objection to service of process by making a general appearance. (Code Civ. Proc., § 410.50, subd. (a) ["A general appearance by a party is equivalent to personal service of summons on such party."].)

Petitioner filed demurrers challenging the superior court's subject matter jurisdiction and filed a motion to strike. (Code Civ. Proc., §§ 418.10, subd. (e)(3), 1014; *Roy v. Superior Court* (2005) 127 Cal.App.4th 337, 344; *Janzen v. Workers' Comp. Appeals Bd.* (1997) 61 Cal.App.4th 109, 116; accord, *Raps v. Raps* (1942) 20 Cal.2d 382, 384; *Smith v. Smith* (1950) 120 Cal.App.2d 474, 482-483.) Petitioner also agreed to the jurisdictional provision of Case Management Order No. 1, participated in drafting case management orders, and benefitted from the fact sheet process. (*Factor Health Management v. Superior Court* (2005) 132 Cal.App.4th 246, 251; *Mansour v. Superior Court* (1995) 38 Cal.App.4th 1750, 1757.) Furthermore, petitioner sought writ review of

Petitioner also fails to show that the superior court violated its due process rights. (*Fireman's Fund Ins. Co. v. Sparks Construction, Inc.* (2004) 114 Cal.App.4th 1135, 1147-1148.) Petitioner's equitable estoppel argument was not preserved for writ review. (*Palmer v. Superior Court* (2014) 231 Cal.App.4th 1214, 1236-1237; *Medical Bd. of California v. Superior Court* (1991) 227 Cal.App.3d 1458, 1462.)

HUMES, P.J.

P.J.

Before: Humes, P.J., Margulies, J., and Banke, J.