

SUMMONS (CITACION JUDICIAL)

**NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):**

CITY OF LOS ANGELES; LOS ANGELES POLICE DEPARTMENT
Additional Parties Attachment form is attached

**YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):**

PHILLIP HORLINGS, ANGELA HORLINGS, Additional Parties
Attachment form is attached

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

ORIGINAL FILED
AUG 01 2014
**LOS ANGELES
SUPERIOR COURT**

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. **AVISO!** Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. **AVISO:** Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 o más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es): Stanley Mosk Courthouse
111 North Hill Street
Los Angeles, California 90012

CASE NUMBER:
(Número del Caso): **BC 547 713**

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Donald Karpel, Esq., Zehner & Karpel, 9777 Wilshire Blvd. Ste. 1000, Beverly Hills, CA 90212 310 273 8444

DATE: **AUG 01 2014**
(Fecha)

Clerk, by **MARIA E. VALENZUELA**, Deputy
(Secretario) (Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).

[SEAL]

NOTICE TO THE PERSON SERVED: You are served

1. ☐ as an individual defendant.
2. ☐ as the person sued under the fictitious name of (specify):

3. ☐ on behalf of (specify):

- | | |
|--|---|
| under: <input type="checkbox"/> CCP 416.10 (corporation) | <input type="checkbox"/> CCP 416.60 (minor) |
| <input type="checkbox"/> CCP 416.20 (defunct corporation) | <input type="checkbox"/> CCP 416.70 (conservatee) |
| <input type="checkbox"/> CCP 416.40 (association or partnership) | <input type="checkbox"/> CCP 416.90 (authorized person) |

☐ other (specify):

4. ☐ by personal delivery on (date):

SHORT TITLE:

PHILLIP HORLINGS v. CITY OF LOS ANGELES et al

CASE NUMBER:

INSTRUCTIONS FOR USE

- This form may be used as an attachment to any summons if space does not permit the listing of all parties on the summons.
- If this attachment is used, insert the following statement in the plaintiff or defendant box on the summons: "Additional Parties Attachment form is attached."

List additional parties (Check only one box. Use a separate page for each type of party.):

☒ Plaintiff ☐ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

ADAM HORLINGS, a Minor, by and through his Guardian Ad Litem ANGELA HORLINGS and MARY HORLINGS, a Minor, by and through her Guardian Ad Litem ANGELA HORLINGS

DONALD E. KARPEL, ESQ. (SBN 61678)
LAW OFFICES OF ZELNER & KARPEL
9777 Wilshire Boulevard Suite 1000
Beverly Hills, California 90212-1969
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CONFORMED COPY
ORIGINAL FILED
Superior Court Of California
County Of Los Angeles

JUN 04 2014

Sherri R. Carter, Executive Officer/Clerk
By: Judi Lara, Deputy

Attorneys for Plaintiffs PHILLIP HORLINGS, ANGELA HORLINGS, ADAM HORLINGS, a
Minor, by and through his Guardian Ad Litem ANGELA HORLINGS and MARY HORLINGS, a
Minor, by and through her Guardian Ad Litem ANGELA HORLINGS

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES - CENTRAL DISTRICT

BC 547713

PHILLIP HORLINGS, ANGELA HORLINGS,
ADAM HORLINGS, a Minor, by and through
his Guardian Ad Litem ANGELA HORLINGS
and MARY HORLINGS, a Minor, by and
through her Guardian Ad Litem ANGELA
HORLINGS

Plaintiffs,

v.

CITY OF LOS ANGELES; LOS ANGELES
POLICE DEPARTMENT; DOWNTOWN LOS
ANGELES PROPERTY OWNERS
ASSOCIATION dba LA FASHION DISTRICT
BUSINESS IMPROVEMENT DISTRICT;
CHRYSLIS dba CHRYSLIS
ENTERPRISES; UNIVERSAL SERVICES OF
AMERICA dba UNIVERSAL PROTECTION
SERVICE; RAFAEL OVED; NANCY OVED;
OVED FAMILY TRUST; CASTLETON, LLC;
FARAMARZ YOUSEFI; MAPLE PLAZA L.A.,
LLC and DOES 1 - 100, Inclusive,

Defendants.

CASE NO.

COMPLAINT FOR DAMAGES:

1. NEGLIGENCE

Plaintiffs PHILLIP HORLINGS, ANGELA HORLINGS, ADAM HORLINGS, a Minor, by and
through his Guardian Ad Litem ANGELA HORLINGS and MARY HORLINGS, a Minor, by and through

COMPLAINT FOR DAMAGES

1 her Guardian Ad Litem ANGELA HORLINGS sue Defendants CITY OF LOS ANGELES, LOS ANGELES
2 POLICE DEPARTMENT, DOWNTOWN LOS ANGELES PROPERTY OWNERS ASSOCIATION dba
3 LA FASHION DISTRICT BUSINESS IMPROVEMENT DISTRICT, CHRYSALIS dba CHRYSALIS
4 ENTERPRISES, UNIVERSAL SERVICES OF AMERICA dba UNIVERSAL PROTECTION SERVICE,
5 RAFAEL OVIED; NANCY OVIED; OVIED FAMILY TRUST; CASTLETON, LLC; FARAMARZ
6 YOUSEFI; MAPLE PLAZA L.A., LLC and DOES 1 - 100, Inclusive, and each of them, and complains and
7 alleges as follows:
8

9
10 **GENERAL ALLEGATIONS**

11 1. At all times herein mentioned Plaintiff PHILLIP HORLINGS (hereinafter referred to as "Mr.
12 Horlings") was, and now is, an individual residing in the City of Valencia, County of Los Angeles, State of
13 California.

14 2. At all times herein mentioned Plaintiff ANGELA HORLINGS (hereinafter referred to as "Mrs.
15 Horlings") was, and now is, an individual residing in the City of Valencia, County of Los Angeles, State of
16 California.

17 3. At all times herein mentioned Plaintiff ADAM HORLINGS (hereinafter referred to as "Adam
18 Horlings"), a Minor, by and through his Guardian Ad Litem ANGELA HORLINGS was, and now is, an
19 individual residing in the City of Valencia, County of Los Angeles, State of California.

20 4. At all times herein mentioned Plaintiff MARY HORLINGS (hereinafter referred to as "Mary
21 Horlings"), a Minor, by and through her Guardian Ad Litem ANGELA HORLINGS was, and now is, an
22 individual residing in the City of Valencia, County of Los Angeles, State of California.

23 5. Plaintiffs Mr. Horlings, Mrs. Horlings, Adam Horlings and Mary Horlings (collectively referred
24 to as the "Plaintiffs") are informed and believe and thereon allege that at all times herein mentioned
25 Defendant CITY OF LOS ANGELES (hereinafter referred to as "CITY OF LA") is, and at all times herein
26
27
28

1 mentioned was, a corporation organized and existing under the laws of the State of California with its
2 principal place of business in this state situated in the City of Los Angeles and County of Los Angeles.

3 6. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
4 Defendant LOS ANGELES POLICE DEPARTMENT (hereinafter referred to as "LAPD") is, and at all
5 times herein mentioned was, a corporation organized and existing under the laws of the State of California
6 with its principal place of business in this state situated in the City of Los Angeles and County of Los
7 Angeles.
8

9 7. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
10 Defendant DOWNTOWN LOS ANGELES PROPERTY OWNERS ASSOCIATION dba LA FASHION
11 DISTRICT BUSINESS IMPROVEMENT DISTRICT (hereinafter referred to as "LAFD") is, and at all times
12 herein mentioned was, a corporation organized and existing under the laws of the State of California with
13 its principal place of business in this state situated in the City of Los Angeles and County of Los Angeles.
14

15 8. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
16 Defendant CHRYSALIS dba CHRYSALIS ENTERPRISES (hereinafter referred to as "Chrysalis") is, and
17 at all times herein mentioned was, a corporation organized and existing under the laws of the State of
18 California with its principal place of business in this state situated in the City of Los Angeles and County
19 of Los Angeles.
20

21 9. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
22 Defendant UNIVERSAL SERVICES OF AMERICA dba UNIVERSAL PROTECTION SERVICE
23 (hereinafter referred to as "Universal") is, and at all times herein mentioned was, a corporation organized
24 and existing under the laws of the State of California with its principal place of business in this state situated
25 in the City of Los Angeles and County of Los Angeles.
26

27 10. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
28

1 Defendant RAFAEL OVED (hereinafter referred to as "Rafael Oved") was, and now is, an individual
2 residing in the City of Los Angeles, County of Los Angeles, State of California.

3
4 11. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
5 Defendant NANCY OVED (hereinafter referred to as "Nancy Oved") was, and now is, an individual residing
6 in the City of Los Angeles, County of Los Angeles, State of California.

7
8 12. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
9 Defendant OVED FAMILY TRUST (hereinafter referred to as "Oved Trust"), Rafael Oved, Nancy Oved
10 and Does 1 - 10 were, and still are, the owners, operators, managers, maintainers, repairers, supervisors,
11 lessors, and lessees of that certain real property known as 1100 Maple Avenue, Los Angeles, California
12 90015 (hereinafter referred to as the "1100 Maple Avenue").

13
14 13. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
15 Defendant CASTLETON, LLC (hereinafter referred to as "Castleton") is, and at all times herein mentioned
16 was, a corporation organized and existing under the laws of the State of California with its principal place
17 of business in this state situated in the City of Beverly Hills, County of Los Angeles.

18
19 14. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
20 Defendant FARAMARZ YOUSEFI (hereinafter referred to as "Faramarz Yousefi") was, and now is, an
21 individual residing in the City of Beverly Hills, County of Los Angeles, State of California.

22
23 15. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
24 Castleton, Faramarz Yousefi and Does 11 - 20 were, and still are, the owners, operators, managers,
25 maintainers, repairers, supervisors, lessors, and lessees of that certain real property known as 1112 Maple
26 Avenue, Los Angeles, California 90015 (hereinafter referred to as the "1112 Maple Avenue").

27
28 16. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
Defendant MAPLE PLAZA L.A., LLC (hereinafter referred to as "Maple Plaza") is, and at all times herein

1 mentioned was, a corporation organized and existing under the laws of the State of California with its
2 principal place of business in this state situated in the City of Los Angeles, County of Los Angeles.

3 17. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned Maple
4 Plaza and Does 21 - 30 were, and still are, the owners, operators, managers, maintainers, repairers,
5 supervisors, lessors, and lessees of that certain real property known as 1154 Maple Avenue, Los Angeles,
6 California 90015(hereinafter referred to as the "1154 Maple Avenue").

7
8 18. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned the
9 LAFD website's "About Us" page (<http://fashiondistrict.org/la-fashion-district-bid/us/>) states "To ensure
10 that your visit to the LA Fashion District is as rewarding as possible, property owners contribute over \$4
11 million annually to support the LA Fashion District Business Improvement District (BID). The LA Fashion
12 District BID is a non-profit organization, **dedicated to making the community a clean, safe and friendly**
13 **place to work, shop, do business and live through cleaning, safety and marketing programs.** Launched
14 in January, 1996, the LA Fashion District BID was the first property-based BID in Los Angeles. A
15 15-member Board of Directors, consisting of LA Fashion District property owners, administers the
16 management of the BID. A seven-member management team directs the day-to-day operation of BID
17 programs and serves as a liaison for law enforcement, industry associations and city government. The LA
18 Fashion District BID covers 100-blocks in downtown Los Angeles. General boundaries are from 7th Street
19 (and on Los Angeles Street to 6th Street) to the north, Santa Monica 10-Freeway to the south, Broadway and
20 Spring Street to the west and San Pedro Street to the east. **Our Mission: The LA Fashion District Business**
21 **Improvement District is dedicated to making our community a clean, safe, and friendly place to work,**
22 **shop, do business and live."**

23
24 19. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned LAFD
25 website's "Clean & Safe Team" page (<http://fashiondistrict.org/la-fashion-district-bid/clean-safe-team>) states
26
27
28

1 **"A clean and safe public environment is our # 1 priority in the LA Fashion District BID. Our**
2 **60-member Clean & Safe Team, clad in the LA Fashion District's signature yellow, are on patrol 24-hours**
3 **a day, seven days a week, working to maintain a positive public environment for our community.**

4
5 Clean Team: The Clean Team keeps the LA Fashion District looking its best with daily sidewalk cleaning
6 and graffiti removal. Other Clean Team services include the regular removal of visitor street trash, weeds,
7 and alley and storm drain cleaning. The Clean Team washes over 14.5 million square feet of sidewalk per
8 quarter and collects and disposes of over six tons of trash daily. The Clean Team is contracted through
9 Chrysalis. **Safe Team: The highly trained Safe Team serves as the eyes and the ears of the Los Angeles**
10 **Police Department. Safe Team officers patrol the LA Fashion District on bike, foot and by night**
11 **vehicle. The Safe Team deals with activity such as panhandling, street disorder and trespassing, as**
12 **well as providing security escort, visitor assistance and support at numerous special events. The Safe**
13 **Team is contracted through Universal Protection Service."**

14
15
16 20. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
17 Universal's website (http://www.universalpro.com/UPS_index.html) states **"Universal Protection Service**
18 **is one of the largest providers of security services in the U.S. and is recognized as the premier service**
19 **provider in every market that we serve."**

20
21 21. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
22 Chrysalis' website (<http://www.changelives.org/>) States "For over two decades, Chrysalis Enterprises has
23 provided best-in-class solutions to Los Angeles' most visible communities and demanding business
24 customers while creating transitional job opportunities for Chrysalis clients. Today, Chrysalis Enterprises
25 is the largest employer of its kind in Los Angeles, and one of the most well-respected social enterprises in
26 the country. Over 130 communities, municipalities and businesses rely on Chrysalis Enterprises for their
27 street maintenance, facilities management and staffing needs."
28

1 22. The true names and capacities, whether individual(s), corporate, associate or otherwise of
2 Defendants, defendants DOES 31 through 100, inclusive, are unknown to Plaintiffs who, therefore, sue said
3 defendants by such fictitious names. Plaintiffs are informed and believe, and thereon allege, that each of
4 the defendants designated herein as a DOE is negligently and legally responsible in some manner for the
5 events and happenings herein referred to, and negligently caused injury and damages to Plaintiffs as herein
6 alleged. Plaintiffs will seek leave of court to amend this Complaint to show their true names and capacities
7 when same have been ascertained.
8

9 23. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned CITY
10 OF LA, LAPD, LAFD, Chrysalis, Universal, Rafael Oved, Nancy Oved, Oved Trust, Castleton, Faramarz
11 Yousefi, Maple Plaza (hereinafter collectively referred to as the "Defendants"), and each of them, their
12 employees, personnel, agents, officers, contractors, vendors, partners and owners were the agents and
13 employees of Defendants, and each of them, and were acting with the consent, permission and knowledge
14 of Defendants, and each of them.
15
16

17 24. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
18 Defendants, and each of them, their employees, personnel, agents, officers, contractors, vendors, partners
19 and owners were the agents and employees of Defendants, and each of them, and in doing the things
20 hereinafter alleged were acting within the course and scope of this agency or employment.
21

22 25. Plaintiffs are informed and believe and thereon allege that at all times herein mentioned
23 Defendants, and each of them, their employees, personnel, agents, officers, contractors, vendors, partners
24 and owners were on duty, were the agents and employees of Defendants, and each of them, and in doing the
25 acts herein described and referred to were acting in the course and within the scope of their authority as
26 agents and employees of Defendants, and each of them, in the transaction of the business of the employment
27 or agency therefore Defendants, and each of them, are vicariously liable to Plaintiffs for the negligent acts
28

1 hereafter alleged.

2 26. Plaintiffs are informed and believe and upon such information and belief thereon allege that on
3 March 9, 2013 while they were shopping in the Fashion District in downtown Los Angeles they encountered
4 individuals selling baby bunnies and turtles in front of 1100 Maple Avenue, 1112 Maple Avenue and 1154
5 Maple Avenue.
6

7 27. Plaintiffs are informed and believe and upon such information and belief thereon allege that on
8 March 9, 2013 while they were shopping in the Fashion District in downtown Los Angeles they also
9 encountered individuals selling baby bunnies and turtles on the sidewalks in front of 1100 Maple Avenue,
10 1112 Maple Avenue and 1154 Maple Avenue.
11

12 28. Plaintiffs are informed and believe and upon such information and belief thereon allege that they
13 called LAPD to report the animal cruelty and the locations of the individuals involved.
14

15 29. Plaintiffs are informed and believe and upon such information and belief thereon allege that after
16 making the call to LAPD an LAPD patrol car drove by their location.
17

18 30. Plaintiffs are informed and believe and upon such information and belief thereon allege that as
19 the LAPD patrol car drove by they pointed out one of the individuals responsible, she ran and the LAPD
20 officers pursued her.
21

22 31. Plaintiffs are informed and believe and upon such information and belief thereon allege that
23 during the pursuit the individual threw a bag of animals in the street and continued running.
24

25 32. Plaintiffs are informed and believe and upon such information and belief thereon allege that the
26 LAPD officers caught the individual, handcuffed her and returned her to the original location where the
27 bunnies and turtles were being sold.
28

 33. Plaintiffs are informed and believe and upon such information and belief thereon allege that after
the pursuit the LAPD officers were discussing the situation with the Plaintiffs.

1 34. Plaintiffs are informed and believe and upon such information and belief thereon allege that while
2 the LAPD officers were discussing the situation with the Plaintiffs the area around Plaintiffs and the streets
3 were becoming more and more crowded with onlookers, passers by, street vendors and local merchants who
4 were surrounding the Plaintiffs.
5

6 35. Plaintiffs are informed and believe and upon such information and belief thereon allege that
7 after the LAPD officers were finished discussing the situation with the Plaintiffs Mr. Horlings became
8 nervous and restless because the streets had become more and more crowded with onlookers, passers by,
9 street vendors and local merchants who were surrounding the Plaintiffs.
10

11 36. Plaintiffs are informed and believe and upon such information and belief thereon allege that after
12 the handcuffed girl was arrested the illegal street vendors began to pack up their goods and leave.
13

14 37. Plaintiffs are informed and believe and upon such information and belief thereon allege that
15 rather than escort the Plaintiffs out of the area the LAPD officers left them by themselves, unescorted,
16 unprotected and unguarded.
17

18 38. Plaintiffs are informed and believe and upon such information and belief thereon allege that
19 rather than escort the Plaintiffs out of the area the LAFD, Chrysalis and Universal officers left them by
20 themselves, unescorted, unprotected and unguarded.
21

22 39. Plaintiffs are informed and believe and upon such information and belief thereon allege that as
23 they walked back to their car they heard a young male behind them yelling "[w]hat did you do that for ?
24 That girl was just trying to make a living !"
25

26 40. Plaintiffs are informed and believe and upon such information and belief thereon allege that as
27 they kept walking the area surrounding them was getting more and more crowded and street vendors started
28 approaching them from behind.
29

30 41. Plaintiffs are informed and believe and upon such information and belief thereon allege that the

1 mother of the girl that was handcuffed (hereinafter referred to as the "Mother") was behind them screaming
2 and yelling at them in Spanish.

3 42. Plaintiffs are informed and believe and upon such information and belief thereon allege that the
4 Mother was joined by the crowd of street vendors as they all continued to pursue the Plaintiffs together.
5

6 43. Plaintiffs are informed and believe and upon such information and belief thereon allege that the
7 crowd of street vendors were all carrying objects including, but not limited to, umbrellas and wooden
8 baseball bats.

9 44. Plaintiffs are informed and believe and upon such information and belief thereon allege that they
10 were in danger, unprotected, unguarded and in fear for their lives and safety so Mrs. Horlings called 911 for
11 help.
12

13 45. Plaintiffs are informed and believe and upon such information and belief thereon allege that the
14 Mother approached Mr. Horlings, started screaming in his face in Spanish, punched him in the face and
15 punched him in the chest.
16

17 46. Plaintiffs are informed and believe and upon such information and belief thereon allege that
18 while Mr. Horlings was being assaulted and battered by the "Mother" he noticed an organized angry mob
19 closing in on him and his family with their weapons.

20 47. Plaintiffs are informed and believe and upon such information and belief thereon allege that as
21 Mr. Horlings was trying to defend himself from the Mother he was pushed in the back with two (2) hands
22 and beaten over the head with an object.
23

24 48. Plaintiffs are informed and believe and upon such information and belief thereon allege that the
25 Mother proceeded to attack Mr. Horlings with an object that was handed to her by another individual.

26 49. Plaintiffs are informed and believe and upon such information and belief thereon allege that
27 Adam Horlings, age 12, and Mary Horlings, age 15, were also being attacked with weapons by the angry
28

1 mob.

2 50. Plaintiffs are informed and believe and upon such information and belief thereon allege that
3 Adam Horlings was thrown to the ground by the angry mob who were punching him under his chin, on his
4 chest, his collarbone and his back.
5

6 51. Plaintiffs are informed and believe and upon such information and belief thereon allege that
7 Mary Horlings was also being attacked by the angry mob all of whose weapons were being held up in the
8 air and ready to be used against the Plaintiffs.
9

10 52. Plaintiffs are informed and believe and upon such information and belief thereon allege that in
11 an attempt to protect his son Mr. Horlings jumped on top of Adam Horlings to shield him from the angry
12 mob that was attacking him.

13 53. Plaintiffs are informed and believe and upon such information and belief thereon allege that the
14 angry mob, including the Mother, started beating Mr. Horlings while he was trying to shield and protect his
15 son; they were hitting Mr. Horlings' head and back with weapons.
16

17 54. Plaintiffs are informed and believe and upon such information and belief thereon allege that
18 Mary Horlings was stopped in her tracks by a man holding a beach umbrella with two (2) hands like a
19 baseball bat, base side up; he hit her on the top of her head with the base of the umbrella.
20

21 **FIRST CAUSE OF ACTION**

22 **(NEGLIGENCE)**

23 For a First Cause of Action against Defendants CITY OF LOS ANGELES, LOS ANGELES POLICE
24 DEPARTMENT, DOWNTOWN LOS ANGELES PROPERTY OWNERS ASSOCIATION dba LA
25 FASHION DISTRICT BUSINESS IMPROVEMENT DISTRICT, CHRYSALIS dba CHRYSALIS
26 ENTERPRISES, UNIVERSAL SERVICES OF AMERICA dba UNIVERSAL PROTECTION SERVICE;
27 RAFAEL OVED; NANCY OVED; OVED FAMILY TRUST; CASTLETON, LLC; FARAMARZ
28 YOUSEFI; MAPLE PLAZA L.A. and DOES 1 - 100, Inclusive, for negligence, Plaintiffs allege:

55. Plaintiffs refer to each and every paragraph of the general allegations and incorporates those

1 paragraphs numbered 1 through 54 herein as though set forth in full in this cause of action.

2 56. Plaintiffs are informed and believe and upon such information and belief thereon allege that at
3 all times herein mentioned the Defendants, and each of them, their employees, personnel, agents, officers,
4 contractors, vendors, partners and owners, and each of them, had a duty to escort, protect and guard Plaintiffs
5 preventing Plaintiffs from being attacked and injured.
6

7 57. Plaintiffs are informed and believe and upon such information and belief thereon allege that at
8 all times herein mentioned the Defendants, and each of them, their employees, personnel, agents, officers,
9 contractors, vendors, partners and owners, and each of them, had a duty to safely and securely escort, protect
10 and guard Plaintiffs and return Plaintiffs safely to their vehicle which Defendants, and each of them, their
11 employees, personnel, agents, officers, contractors, vendors, partners and owners, and each of them, failed
12 to do.
13

14 58. Plaintiffs are informed and believe and upon such information and belief thereon allege that at
15 all times herein mentioned the Defendants, and each of them, their employees, personnel, agents, officers,
16 contractors, vendors, partners and owners, and each of them, breached their duty to Plaintiffs because
17 Defendants, and each of them, their employees, personnel, agents, officers, contractors, vendors, partners
18 and owners, and each of them, carelessly and negligently left Plaintiffs to defend themselves from an angry
19 mob.
20

21 59. Plaintiffs are informed and believe and upon such information and belief thereon allege that at
22 all times herein mentioned the Defendants, and each of them, their employees, personnel, agents, officers,
23 contractors, vendors, partners and owners, and each of them, so carelessly and negligently conducted
24 themselves with respect to the Plaintiffs and so negligently and carelessly took charge and custody of the
25 Plaintiffs that as a proximate result of Defendants', and each of their, their employees', personnel's, agents',
26 officers', contractors', vendors', partners' and owners', and each of their, breach of their duty to Plaintiffs
27
28

1 and their negligence and carelessness while Plaintiffs were visitors, shoppers and guests at 1110 Maple
2 Avenue, 1112 Maple Avenue, 1154 Maple Avenue and the LA Fashion District they were stalked, assaulted,
3 attacked, beaten, battered, injured and damaged all to Plaintiffs' damage.

4
5 60. Plaintiffs are informed and believe and upon such information and belief thereon allege that at
6 all times herein mentioned Rafael Oved, Nancy Oved, Oved Trust, and each of them, owned, maintained,
7 managed, operated and controlled 1100 Maple Avenue where the bunnies and turtles were being sold and
8 where Plaintiffs were stalked, assaulted, attacked, beaten, battered, injured and damaged all to Plaintiffs'
9 damage.

10
11 61. Plaintiffs are informed and believe and upon such information and belief thereon allege that at
12 all times herein mentioned Castleton, LLC, Faramarz Yousefi, and each of them, owned, maintained,
13 managed, operated and controlled 1112 Maple Avenue where the bunnies and turtles were being sold and
14 where Plaintiffs were stalked, assaulted, attacked, beaten, battered, injured and damaged all to Plaintiffs'
15 damage.

16
17 62. Plaintiffs are informed and believe and upon such information and belief thereon allege that at
18 all times herein mentioned Maple Plaza, and each of them, owned, maintained, managed, operated and
19 controlled 1154 Maple Avenue where the bunnies and turtles were being sold and where Plaintiffs were
20 stalked, assaulted, attacked, beaten, battered, injured and damaged all to Plaintiffs' damage.

21
22 63. Plaintiffs are informed and believe and upon such information and belief thereon allege that at
23 all times herein mentioned Rafael Oved, Nancy Oved, Oved Trust, Castleton, LLC, Faramarz Yousefi,
24 Maple Plaza, and each of them, negligently and carelessly owned, maintained, managed, operated, patrolled
25 and controlled 1100 Maple Avenue, 1112 Maple Avenue and 1154 Maple Avenue where the bunnies and
26 turtles were being sold and where Plaintiffs were stalked, assaulted, attacked, beaten, battered, injured and
27 damaged after negligently being left unprotected by the Defendants, and each of them, so as to allow the
28

1 Plaintiffs to be attacked and legally cause the injuries and damages described below.

2 64. Plaintiffs are informed and believe and upon such information and belief thereon allege that the
3 Defendants, and each of them, negligently and carelessly failed to provide protection for the Plaintiffs and
4 left them with no escorts so as to proximately cause them to be surrounded by an angry mob that assaulted
5 and battered them causing personal injuries to said Plaintiffs as hereafter alleged.

6 65. Plaintiffs are informed and believe and upon such information and belief thereon allege that the
7 Defendants, and each of them, had knowledge of prior illegal sales of bunnies and turtles at the same
8 locations, 1100 Maple Avenue, 1112 Maple Avenue and 1154 Maple Avenue, as well as prior identical
9 incidents that had resulted in bodily injury to informants and despite this knowledge the Defendants, and
10 each of them, left the Plaintiffs unguarded, unprotected, with no escorts so as to proximately cause them to
11 be surrounded by an angry mob that assaulted and battered them causing personal injuries to said Plaintiffs
12 as hereafter alleged.

13 66. As a direct and proximate result of the said conduct of Defendants, and each of them, Plaintiffs
14 were hurt and injured in their health, strength and activity, sustaining injury to their nervous systems and
15 persons, all of which said injuries have caused and will continue to cause Plaintiffs great mental, physical
16 and nervous pain and suffering. Plaintiffs are informed and believe, and thereon allege, that said injuries
17 will result in some permanent disability to Plaintiffs, all to their damage in an amount to be set forth in
18 accordance with California Code of Civil Procedure, Section 425.11.

19 67. As a direct and proximate result of the said conduct of Defendants, and each of them, Plaintiffs
20 were required to, and did, employ physicians and surgeons to examine, treat and care for Plaintiffs, and they
21 will be required to do so for some period in the future, and they incurred medical and incidental expenses
22 in an amount which is unknown at this time; Plaintiffs are informed and believe, and thereon allege, that
23 there may be some additional expenses in an amount which is unknown at this time. The exact amount of
24

1 such expenses are unknown to Plaintiffs at this time and Plaintiffs will set forth said sums in accordance
2 with Code of Civil Procedure, Section 425.11.

3 68. As a direct and proximate result of the said conduct of Defendants, and each of them, Plaintiffs
4 were prevented from attending their usual occupations; Plaintiffs are further informed and believe and
5 thereon allege that they will thereby be prevented from attending to their usual occupations for a period of
6 time in the future. Plaintiffs' damages thereof are unknown to them at this time and will be set forth
7 pursuant to California Code of Civil Procedure, Section 425.11.
8

9
10 WHEREFORE, Plaintiffs PHILLIP HORLINGS, ANGELA HORLINGS, ADAM HORLINGS, a
11 Minor, by and through his Guardian Ad Litem ANGELA HORLINGS and MARY HORLINGS, a Minor,
12 by and through her Guardian Ad Litem ANGELA HORLINGS pray for judgment against Defendants CITY
13 OF LOS ANGELES, LOS ANGELES POLICE DEPARTMENT, DOWNTOWN LOS ANGELES
14 PROPERTY OWNERS ASSOCIATION dba LA FASHION DISTRICT BUSINESS IMPROVEMENT
15 DISTRICT; CHRYSALIS dba CHRYSALIS ENTERPRISES; UNIVERSAL SERVICES OF AMERICA
16 dba UNIVERSAL PROTECTION SERVICE, RAFAEL OVED; NANCY OVED; OVED FAMILY
17 TRUST; CASTLETON, LLC; FARAMARZ YOUSEFI; MAPLE PLAZA L.A., LLC, and DOES 1 - 100,
18 Inclusive, and each of them, as follows:
19
20

- 21 1. For general damages in an amount to be set forth with California Code of Civil Procedure,
22 Section 425.11;
23
- 24 2. For special damages for hospitalization, x-ray, medical and sundry expenses in an amount
25 to be set forth in accordance with California Code of Civil Procedure, Section 425.11;
26
- 27 3. For special damages for loss of earnings and earning capacity in an amount to be set forth in
28 accordance with California Code of Civil Procedure, Section 425.11;

- 1 4. For costs of suit incurred herein; and
2
3 5. For such other and further relief as this Court may deem just and proper.
4

5 Date: May 28, 2014

LAW OFFICES OF ZELNER & KARPEL

6
7 By:



DONALD E. KARPEL, ESQ.

Attorneys for Plaintiffs

PHILLIP HORLINGS, ANGELA HORLINGS,
ADAM HORLINGS, MARY HORLINGS

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EXHIBIT A

CLAIM FOR DAMAGES

TO PERSON OR PROPERTY

INSTRUCTIONS

1. Claims for death, injury to person or to personal property must be filed not later than six months after the occurrence. (Gov. Code Sec. 911.2).
2. Claims for damages relating to any other type of occurrence must be filed not later than one year after the occurrence. (Gov. Code Sec. 911.2).
3. Read entire claim before filing. Claim can be mailed or filed in person. No faxes accepted.
4. See Page 3 for diagram upon which to locate place of accident.
5. This claim form must be signed on Page 3 at bottom.
6. Attach separate sheets, if necessary, to give full details. SIGN EACH SHEET.
7. Fill out in duplicate. ONE COPY TO BE RETAINED BY CLAIMANT.
8. Claim must be filed with CITY CLERK, (Gov. Code Sec. 915A)
200 NORTH SPRING STREET, ROOM 395, CITY HALL, LOS ANGELES, CA 90012
TO: CITY OF LOS ANGELES

RESERVE FOR FILING STAMP
CLAIM NO. _____

RECEIVED
CITY CLERK'S OFFICE
2013 AUG 29 AM 10:16
CITY CLERK
BY _____ DEPUTY

Name of Claimant
ANGELA HORLINGS

Age of Claimant

ADULT

Home address of Claimant
28734 HASKELL

City, State and Zip Code

Home Telephone Number

(661) 775-8103

Business address of Claimant

City, State and Zip Code

Business Telephone Number

Give address to which you desire notices or communications to be sent regarding this claim:

LAW OFFICES OF ZELNER & KARPEL, 9777 WILSHIRE BLVD., STE 1000, BEVERLY HILLS, CA 90210

How did DAMAGE or INJURY occur? Please include as much detail as possible.

AFTER REPORTING ASSAULTANT TO LAPD, LAPD LEFT CLAIMANT IN THE MIDDLE OF A MOB THREATING TO ASSAULT THE CLAIMANTS WITHOUT PROTECTION

When did DAMAGE or INJURY occur? Please include the date and time of the damage or injury.

MARCH 9, 2013

Where did DAMAGE or INJURY occur? Please describe fully, and locate on the diagram on the reverse side of this sheet. Where appropriate, please give street names and addresses or measurements from specific landmarks:

FASHION DISTRICT, LOS ANGELES, NEAR 12TH ST. AND MAPLE AVE.

What particular ACT or OMISSION do you claim caused the injury or damage? Please give names of City employees causing the injury or damage and identify any vehicles involved by license plate number, if known.

LAPD FAILED TO PROVIDE PROTECTION FOR THE CLAIMANT AND LEFT THEM BEING SURROUNDED BY AN ANGRY MOB WHO ASSAULTED AND BATTERED CLAIMANT. LAPD HAD KNOWLEDGE OF IDENTICAL INCIDENTS RESULTING IN BODILY INJURY TO INFORMANTS. THE CLAIMANT WAS ASSAULTED AND BATTERED BY MOB

Please list names and address of Witnesses, Doctors and Hospitals:

PHILLIP HORLINGS, ANGELA HORLINGS, MARY HORLINGS, AND ADAM HORLINGS

SEE PAGE 3

PAGE 2

THIS CLAIM MUST BE SIGNED AT BOTTOM

What DAMAGE or INJURIES do you claim resulted? Please give full extent of injuries or damages claimed:

SEVERE INSTANT HEADACHE. HEAD, AND NECK PAIN, RISE IN BP, DIAGNOSED WITH CERVICOGENIC HEADACHE PLUS 3 INFLAMMATION OF THE NECK . ANXIETY, SLEEP DISTURBANCES, NIGHTMARES, PTSD

What is the AMOUNT of your claim? Please itemize your damages:

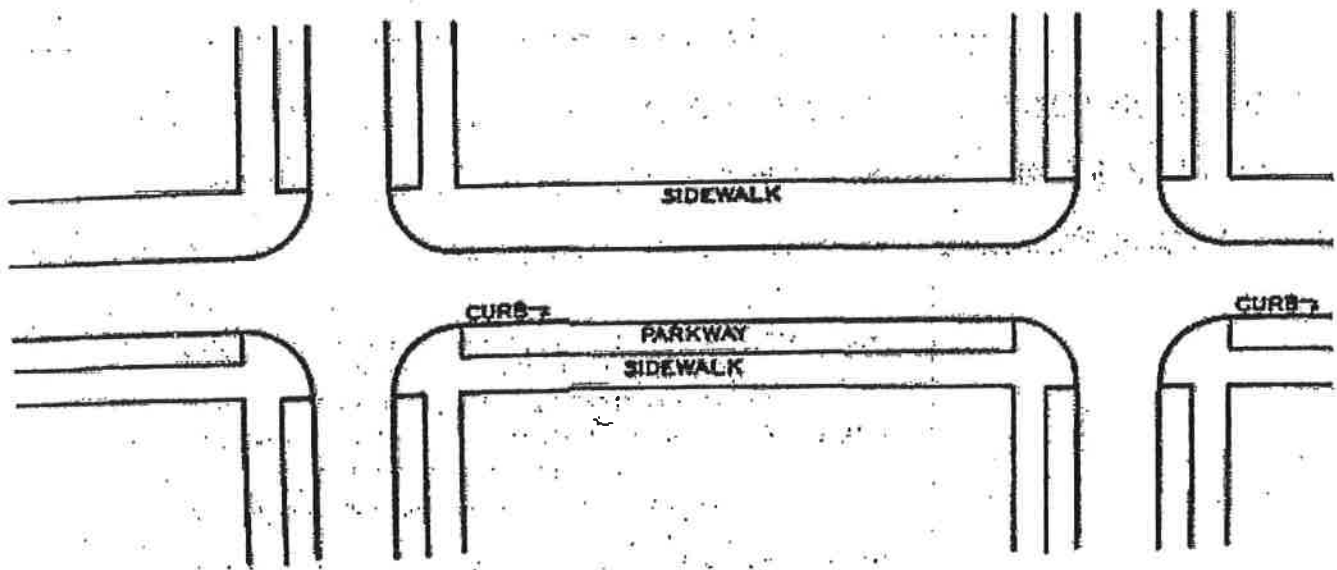
EXCESS OF \$250,000.00

If you have received any insurance payments, please give the names of the insurance companies:

NONE TO DATE

For all accident claims please place on the following diagram the names of the streets where the accident occurred and the nearest cross-streets; indicate the place of the accident by an "X" and by showing the nearest address and distances to street corners. Please indicate where North is on the diagram.

Note: if the diagram does not fit the situation, please attach your own diagram.



Signature of Claimant or person filing on claimant's behalf giving relationship to claimant:

Donald E. Karpel
after attorney

Print Name:

DONALD E. KARPEL

Date:

8/23/13

CLAIM FOR DAMAGES TO PERSON OR PROPERTY

INSTRUCTIONS

1. Claims for death, injury to person or to personal property must be filed not later than six months after the occurrence. (Gov. Code Sec. 911.2).
2. Claims for damages relating to any other type of occurrence must be filed not later than one year after the occurrence. (Gov. Code Sec. 911.2).
3. Read entire claim before filing. Claim can be mailed or filed in person. No faxes accepted.
4. See Page 3 for diagram upon which to locate place of accident.
5. This claim form must be signed on Page 3 at bottom.
6. Attach separate sheets, if necessary, to give full details. SIGN EACH SHEET.
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200 NORTH SPRING STREET, ROOM 395, CITY HALL, LOS ANGELES, CA 90012

TO: CITY OF LOS ANGELES

RESERVE FOR FILING STAMP

CLAIM NO. _____

RECEIVED
CITY CLERK'S OFFICE
2013 AUG 29 AM 10:16
BY _____
CITY CLERK
DEPUTY

Name of Claimant

PHILLIP HORLINGS

Age of Claimant

ADULT

Home address of Claimant

28734 HASKELL

City, State and Zip Code

Home Telephone Number

(661) 775-8103

Business address of Claimant

City, State and Zip Code

Business Telephone Number

Give address to which you desire notices or communications to be sent regarding this claim:

LAW OFFICES OF ZELNER & KARPEL, 9777 WILSHIRE BLVD., STE 1000, BEVERLY HILLS, CA 90212

How did DAMAGE or INJURY occur? Please include as much detail as possible.

AFTER REPORTING ASSAULTANT TO LAPD, LAPD LEFT CLAIMANT IN THE MIDDLE OF A MOB THREATING TO ASSAULT THE CLAIMANTS WITHOUT PROTECTION

When did DAMAGE or INJURY occur? Please include the date and time of the damage or injury.

MARCH 9, 2013

Where did DAMAGE or INJURY occur? Please describe fully, and locate on the diagram on the reverse side of this sheet.

Where appropriate, please give street names and addresses or measurements from specific landmarks:

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What particular ACT or OMISSION do you claim caused the injury or damage? Please give names of City employees causing the injury or damage and identify any vehicles involved by license plate number, if known.

LAPD FAILED TO PROVIDE PROTECTION FOR THE CLAIMANT AND LEFT THEM BEING SURROUNDED BY AN ANGRY MOB WHO ASSAULTED AND BATTERED CLAIMANT. LAPD HAD KNOWLEDGE OF IDENTICAL INCIDENTS RESULTING IN BODILY INJURY TO INFORMANTS. THE CLAIMANT WAS ASSAULTED AND BATTERED BY MOB

Please list names and address of Witnesses, Doctors and Hospitals:

PHILLIP HORLINGS, ANGELA HORLINGS, MARY HORLINGS, AND ADAM HORLINGS

SEE PAGE 3

PAGE 2

THIS CLAIM MUST BE SIGNED AT BOTTOM

What DAMAGE or INJURIES do you claim resulted? Please give full extent of injuries or damages claimed:

BLUNT FORCE TRAUMA TO THE HEAD, NECK AND BACK.

SPRAINS AND STAINS OF JOINTS AND ADJACENT MUSCLES. CHRONIC HEADACHES, NECK AND BACK PAIN, ANXIETY, DIZZY AND "FOGGY", SLEEP DISTURBANCES AND PTSD.

What is the AMOUNT of your claim? Please itemize your damages:

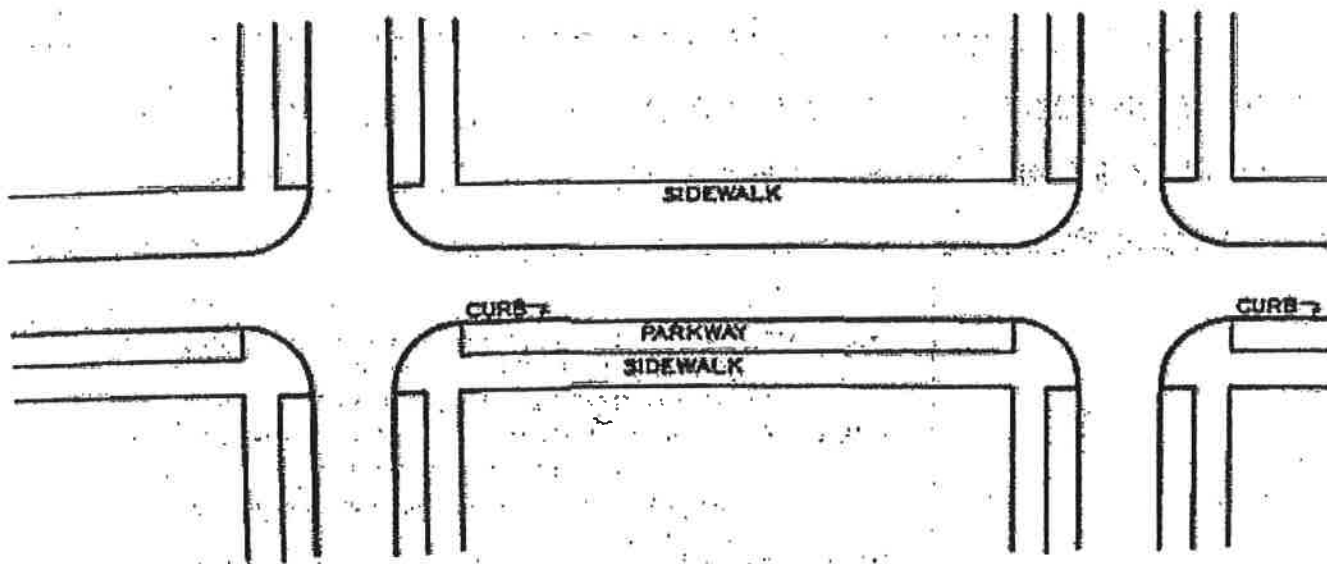
EXCESS OF \$250,000.00

If you have received any insurance payments, please give the names of the insurance companies:

NONE TO DATE

For all accident claims please place on the following diagram the names of the streets where the accident occurred and the nearest cross-streets; indicate the place of the accident by an "X" and by showing the nearest address and distances to street corners. Please indicate where North is on the diagram.

Note: if the diagram does not fit the situation, please attach your own diagram.



Signature of Claimant or person filing on claimant's behalf giving relationship to claimant:

Donald E. Karpel

Print Name:

DONALD E. KARPEL

Date:

8/23/13

CLAIM FOR DAMAGES TO PERSON OR PROPERTY

INSTRUCTIONS

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200 NORTH SPRING STREET, ROOM 395, CITY HALL, LOS ANGELES, CA 90012

TO: CITY OF LOS ANGELES

RESERVE FOR FILING STAMP

CLAIM NO. _____

BY _____
CITY CLERK
DEPUTY

CITY CLERK

2013 AUG 29 AM 10:16

RECEIVED
CITY CLERK'S OFFICE

Name of Claimant

ADAM HORLINGS

Age of Claimant

CHILD

Home address of Claimant

28734 HASKELL

City, State and Zip Code

Home Telephone Number

(661) 775-8103

Business address of Claimant

City, State and Zip Code

Business Telephone Number

Give address to which you desire notices or communications to be sent regarding this claim:

LAW OFFICES OF ZELNER & KARPEL, 9777 WILSHIRE BLVD., STE 1000, BEVERLY HILLS, CA 90210

How did DAMAGE or INJURY occur? Please include as much detail as possible.

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Please list names and address of Witnesses, Doctors and Hospitals:

PHILLIP HORLINGS, ANGELA HORLINGS, MARY HORLINGS, AND ADAM HORLINGS

SEE PAGE 3

THIS CLAIM MUST BE SIGNED AT BOTTOM

What DAMAGE or INJURIES do you claim resulted? Please give full extent of injuries or damages claimed:
MULTIPLE FIST PUNCHES TO HEAD, CHIN, NECK AND BACK. SUFFERS FROM EXTREME RECURRING NIGHTMARES, AND PTSD

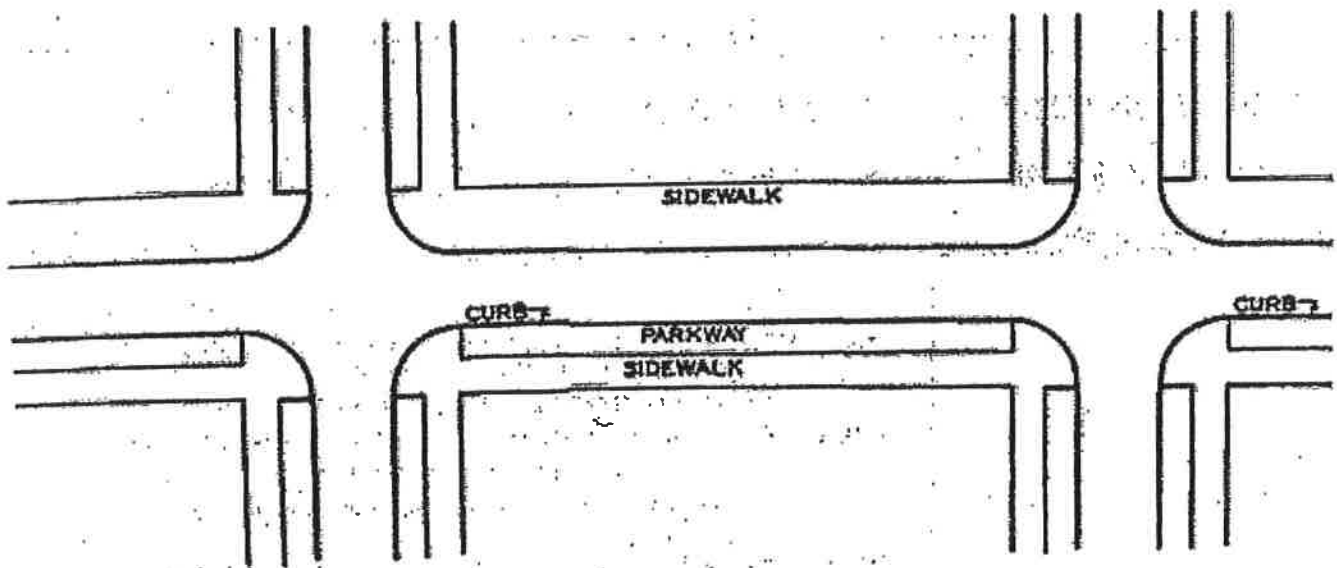
What is the AMOUNT of your claim? Please itemize your damages:
EXCESS OF \$250,000.00

If you have received any insurance payments, please give the names of the insurance companies:

NONE TO DATE

For all accident claims please place on the following diagram the names of the streets where the accident occurred and the nearest cross-streets; indicate the place of the accident by an "X" and by showing the nearest address and distances to street corners. Please indicate where North is on the diagram.

Note: if the diagram does not fit the situation, please attach your own diagram.



Signature of Claimant or person filing on claimant's behalf giving relationship to claimant:

Donald E. Karpel
Attorney at Law

Print Name:

DONALD E. KARPEL

Date:

8/23/13

CLAIM FOR DAMAGES TO PERSON OR PROPERTY

INSTRUCTIONS

1. Claims for death, injury to person or to personal property must be filed not later than six months after the occurrence. (Gov. Code Sec. 911.2).
2. Claims for damages relating to any other type of occurrence must be filed not later than one year after the occurrence. (Gov. Code Sec. 911.2).
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200 NORTH SPRING STREET, ROOM 395, CITY HALL, LOS ANGELES, CA 90012

TO: CITY OF LOS ANGELES

RESERVE FOR FILING STAMP

CLAIM NO. _____

RECEIVED
CITY CLERK'S OFFICE
2013 AUG 29 AM 10:17
CITY CLERK
BY _____
DEPUTY

Name of Claimant

MARY HORLINGS

Age of Claimant

CHILD

Home address of Claimant

28734 HASKELL

City, State and Zip Code

Home Telephone Number

(661) 775-8103

Business address of Claimant

City, State and Zip Code

Business Telephone Number

Give address to which you desire notices or communications to be sent regarding this claim:

LAW OFFICES OF ZELNER & KARPEL, 9777 WILSHIRE BLVD., STE 1000, BEVERLY HILLS, CA 90210

How did DAMAGE or INJURY occur? Please include as much detail as possible.

AFTER REPORTING ASSAULTANT TO LAPD, LAPD LEFT CLAIMANT IN THE MIDDLE OF A MOB THREATING TO ASSAULT THE CLAIMANTS WITHOUT PROTECTION

When did DAMAGE or INJURY occur? Please include the date and time of the damage or injury.

MARCH 9, 2013

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Where appropriate, please give street names and addresses or measurements from specific landmarks:

FASHION DISTRICT, LOS ANGELES, NEAR 12TH ST. AND MAPLE AVE.

What particular ACT or OMISSION do you claim caused the injury or damage? Please give names of City employees causing the injury or damage and identify any vehicles involved by license plate number, if known.

LAPD FAILED TO PROVIDE PROTECTION FOR THE CLAIMANT AND LEFT THEM BEING SURROUNDED BY AN ANGRY MOB WHO ASSAULTED AND BATTERED CLAIMANT. LAPD HAD KNOWLEDGE OF IDENTICAL INCIDENTS RESULTING IN BODILY INJURY TO INFORMANTS. THE CLAIMANT WAS ASSAULTED AND BATTERED BY MOB

Please list names and address of Witnesses, Doctors and Hospitals:

PHILLIP HORLINGS, ANGELA HORLINGS, MARY HORLINGS, AND ADAM HORLINGS

SEE PAGE 3

PAGE 2

THIS CLAIM MUST BE SIGNED AT BOTTOM

What DAMAGE or INJURIES do you claim resulted? Please give full extent of injuries or damages claimed:
SEVERE BLUNT FORCE TRAUMA TO TOP OF HEAD. SUFFERS FROM CHRONIC HEAD, NECK, AND BACK PAIN
RECURRING NIGHTMARES, AND PTSD

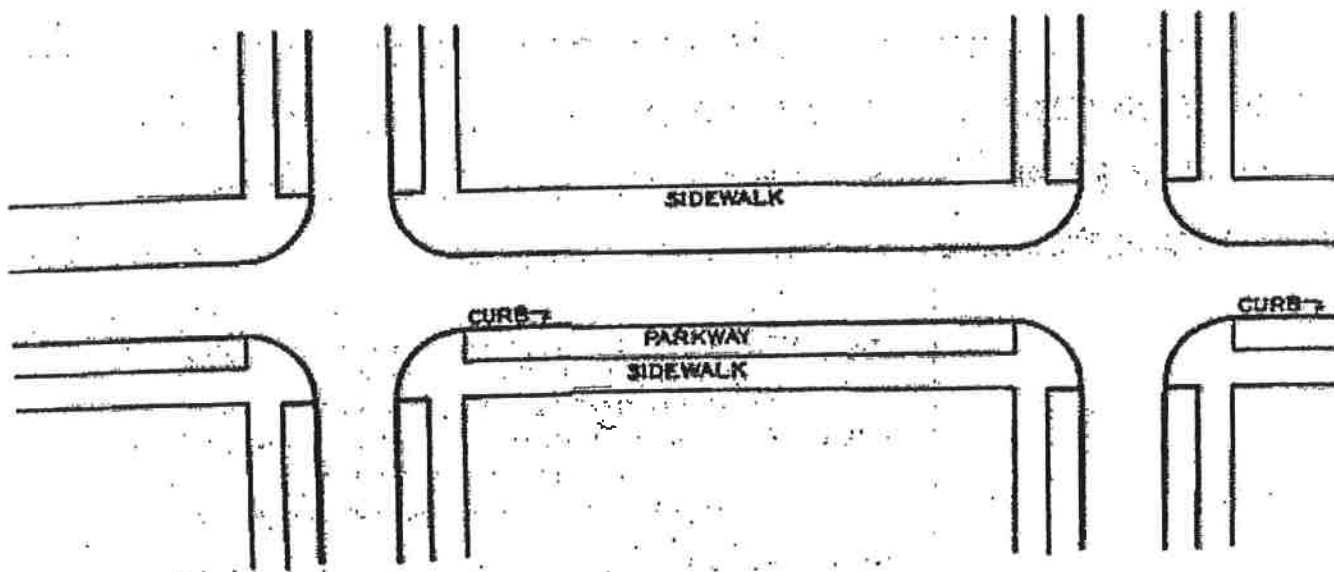
What is the AMOUNT of your claim? Please itemize your damages:
EXCESS OF \$250,000.00

If you have received any insurance payments, please give the names of the insurance companies:

NONE TO DATE

For all accident claims please place on the following diagram the names of the streets where the accident occurred and the nearest cross-streets; indicate the place of the accident by an "X" and by showing the nearest address and distances to street corners. Please indicate where North is on the diagram.

Note: if the diagram does not fit the situation, please attach your own diagram.



Signature of Claimant or person filing on claimant's behalf giving relationship to claimant: <i>Donald E. Karpel</i>	Print Name: DONALD E. KARPEL	Date: 8/23/13
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EXHIBIT B

CITY OF LOS ANGELES
CALIFORNIA

HOLLY L. WOLCOTT
Interim City Clerk

When making inquiries relative to
this matter, please refer to the
Council File No.



ERIC GARCETTI
MAYOR

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
General Information - (213) 978-1133
Fax: (213) 978-1040
www.cityclerk.lacity.org

September 6, 2013

Law Offices of Zelner & Karpel
Donald E. Karpel
9777 Wilshire Blvd.
Suite 1000
Beverly Hills, CA 90212

Claimant: **Angela Horlings**

The claim you submitted has been forwarded to the Office of the City Attorney in accordance with City Council rules. The number assigned to the claim is:

Claim Number: **C14-1001**

Correspondence or questions regarding the claim should be in writing and sent to:

**Claims Section
Office of the City Attorney
200 North Main Street
City Hall East, Room 600
Los Angeles, California 90012
(213) 978-7050**

City Clerk
eg

HOLLY L. WOLGOTT
Interim City Clerk

When making inquiries relative to
this matter, please refer to the
Council File No.

CITY OF LOS ANGELES
CALIFORNIA



ERIC GARCETTI
MAYOR

Office of the
CITY CLERK

Council and Public Services
Room 396, City Hall
Los Angeles, CA 90012
General Information - (213) 978-1133
Fax: (213) 978-1040
www.cityclerk.lacity.org

September 6, 2013

Law Offices of Zelner & Karpel
Donald E. Karpel
9777 Wilshire Blvd.
Suite 1000
Beverly Hills, CA 90212

Claimant: Phillip Horlings

The claim you submitted has been forwarded to the Office of the City Attorney in accordance with City Council rules. The number assigned to the claim is:

Claim Number: C14-1002

Correspondence or questions regarding the claim should be in writing and sent to:

**Claims Section
Office of the City Attorney
200 North Main Street
City Hall East, Room 600
Los Angeles, California 90012
(213) 978-7050**

City Clerk
eg

An Equal Employment Opportunity - Affirmative Action Employer

CITY OF LOS ANGELES
CALIFORNIA

HOLLY L. WOLCOTT
Interim City Clerk

When making inquiries relative to
this matter, please refer to the
Council File No.



ERIC GARCETTI
MAYOR

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
General Information - (213) 978-1133
Fax: (213) 978-1040
www.cityclerk.lacity.org

September 6, 2013

Law Offices of Zelner & Karpel
Donald E. Karpel
9777 Wilshire Blvd.
Suite 1000
Beverly Hills, CA 90212

Claimant: **Adam Horlings**

The claim you submitted has been forwarded to the Office of the City Attorney in accordance with
City Council rules. The number assigned to the claim is:

Claim Number: **C14-1003**

Correspondence or questions regarding the claim should be in writing and sent to:

**Claims Section
Office of the City Attorney
200 North Main Street
City Hall East, Room 600
Los Angeles, California 90012
(213) 978-7050**

City Clerk
eg

CITY OF LOS ANGELES
CALIFORNIA

HOLLY L. WOLCOTT
Interim City Clerk

When making inquiries relative to
this matter, please refer to the
Council File No.



ERIC GARCETTI
MAYOR

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
General Information - (213) 978-1133
Fax: (213) 978-1040
www.cityclerk.lacity.org

September 6, 2013

Law Offices of Zelner & Karpel
Donald E. Karpel
9777 Wilshire Blvd.
Suite 1000
Beverly Hills, CA 90212

Claimant: **Mary Horlings**

The claim you submitted has been forwarded to the Office of the City Attorney in accordance with
City Council rules. The number assigned to the claim is:

Claim Number: **C14-1004**

Correspondence or questions regarding the claim should be in writing and sent to:

**Claims Section
Office of the City Attorney
200 North Main Street
City Hall East, Room 600
Los Angeles, California 90012
(213) 978-7050**

City Clerk
eg

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EXHIBIT C

LOS ANGELES POLICE DEPARTMENT

CHARLIE BECK
Chief of Police



Eric Garcetti
Mayor

P. O. Box 30158
Los Angeles, CA 90030
Telephone: (213) 473-4340
TDD: (877) 275-5273
Reference No. 13.5.1

November 20, 2013

CF No. 13-003093

Mr. Donald Karpel
9777 Wilshire Boulevard Suite 1000
Beverly Hills, California 90212

Dear Mr. Karpel:

This correspondence is to advise you that the Los Angeles Police Department is continuing to actively investigate your complaint you reported on October 25, 2013. Your complaint is being thoroughly investigated and will undergo several levels of review. We ask for your continued patience, as these types of investigations take time to complete. At the conclusion of the investigation and review, you will be notified in writing of the investigative findings.

It is the goal of the Los Angeles Police Department to provide the highest level of quality service to every member of the community. Any questions regarding this matter may be referred to Sergeant Mariano Moreno, Administrative Investigation Section-Central, Internal Affairs Group, at (213) 473-3861.

Very truly yours,

CHARLIE BECK
Chief of Police

A handwritten signature in black ink, appearing to read "E. A. Pape", is written over the printed name and title of the signatory.

EDWARD A. PAPE, Captain
Commanding Officer
Administrative Investigation Division
Internal Affairs Group

LOS ANGELES POLICE DEPARTMENT
INTERNAL AFFAIRS GROUP
PHONE (213) 485-4152

COMPLAINANT: Karpel, Donald, E

CF No. 13-003093

The Internal Affairs Group of the Los Angeles Police Department has received your complaint. You will be informed of the disposition of the investigation.

Please use the Complaint Form (CF) No. shown above in all future contacts regarding this complaint.

La Division de Asuntos Internos (Internal Affairs Group) del Departamento de Policia de Los Angeles ha recibido su queja y debido a ello se hara una investigacion. El Departamento de Policia le informara de los resultados finales de dicha investigation.

Favor de usar el numero de referencia para cualquiera referencia futura de esta queja.

CHARLIE BECK
Chief of Police

LOS ANGELES POLICE DEPARTMENT
INTERNAL AFFAIRS GROUP
PHONE (213) 485-4152

COMPLAINT ADVISORY INFORMATION

According to California State law, you have the right to make a complaint against a police officer for any improper police conduct. California law requires this agency to have a procedure to investigate community complaints you have a right to a written description of this procedure. This agency may find after investigation that there is not enough evidence to warrant action on your complaint. Even if that is the case, you have the right to make the complaint and have it investigated if you believe an officer behaved improperly. Complaints and any reports or findings relating to complaints must be retained by this agency for at least five years.

How to Make a Complaint. You may make a complaint in person or by calling or writing to any Los Angeles police station or administrative facility. If you write, your complaint does not have to be on any special form. When you make a complaint in person, please ask to speak to a supervisor who can assist you. If you choose to call in your complaint, you may dial toll-free, (800) 339-6868, which is the Internal Affairs Hotline, which is staffed with a live investigator during business hours. During non-business hours, callers may leave a message and will be contacted by an investigator during the next business day when warranted. Complaints will also be accepted via facsimile, or electronically via the LAPD web site, www.LAPDonline.org. If you choose to file a complaint in using a

Complaint Form, the forms are available at police facilities, City Council field offices, at the Police Commission, 100 West 1st Street, and at the Inspector General's office, 201 N. Figueroa Street. At a minimum, your complaint should include important facts, such as where the incident occurred, date and time of occurrence, and in the name(s) of the involved employee(s), if known. Postage-paid envelopes are also available

ALTERNATIVE COMPLAINT RESOLUTION.

The Department offers an alternative approach to resolving public complaints through discussions between the complainant, the involved employee(s) and/or the assigned supervisor, with the goal of arriving at mutual understanding. If this approach to resolving your complaint interests you, please mention it to the supervisor taking your complaint.

WHAT HAPPENS AFTER THE COMPLAINT IS MADE? A Department supervisor will investigate your complaint. The investigation will be assigned to a local police station or to Internal Affairs. The accused employee's commanding officer will review the investigation and render a finding.

The findings are reviewed at several other levels, including Internal Affairs. The Chief of Police will make the final determination on any discipline imposed. You will be notified in writing of the outcome of the findings. We ask your patience, as the process is lengthy but necessary to ensure fairness and thoroughness.

WHAT IF YOU DON'T LIKE THE OUTCOME OF THE INVESTIGATION? Your reply letter will explain the general findings of the investigation and whether any discipline was imposed. Discipline can vary in severity and is not appropriate for every incident. Your reply letter will include the name of the commanding officer who rendered the findings. You may call the commanding officer, or you may also contact the Inspector General of the Police Commission, who is responsible for auditing the Department's discipline system. The Inspector General's office may be reached at (213) 202-5866. The address is 201 N. Figueroa Street, Suite 610, Los Angeles Street, 90012. When discussing your complaint with any member of the Department, please refer to the Complaint File (CF) number in the upper right corner of this receipt. If the CF number is not issued at the time you make a complaint, it will be mailed to you at the address you provide.

Received At
InputDate

IAG Section
11/05/2013

Complaint Form Receipt

CF No. 13-003093

Location of Incident

Beginning Date	03/09/2013	Reporting District			
Beginning Time					
Street Number	Street Fraction	Street Direction	Street Name	Street Description	Apt/Unit/Ste
City	State	Zip			
	California				
Cross Street 1	Cross Street 2				
12th Street	Maple Avenue				

Complainant

Last Name	Karpel	First Name	Donald	Rank	
M.I.	E	Suffix			
Serial No.		DOB			
Source	Public-Third Party	Method	Claim/Lawsuit		
Organization					
ID Type	ID State	ID Country	ID Number		
Email					
Business Address					
Street Number	Street Fraction	Street Direction	Street Name	Street Description	Apt/Unit/Ste
9777			Wilshire	Boulevard	Suite 1000
City	State	Zip			
Beverly Hills	California	90212			
Residence Address					
Street Number	Street Fraction	Street Direction	Street Name	Street Description	Apt/Unit/Ste
City	State	Zip			
Phone Type	Phone Number				

Summary

On October 25, 2013, Internal Affairs Group, Complaint Classifications Unit, reviewed several Claims for Damages (CFD) from Legal Affairs Division. Claim Nos. C14-1001, C14-1002, C14-1003, C14-1004 were four of those claims. In the CFDs, Complainant (CP) Donald Karpel, the attorney representing Angela Horlings, Phillip Horlings, Adam Horlings, and Mary Horlings, alleges that on March 9, 2013, unknown LAPD officers failed to provide protection for his clients and left them surrounded by an angry mob. CP alleges the mob assaulted and battered his clients as a result

Recorded By

Rank
DET 2

Last Name
FLORES

Serial No.
34274

Organization
IAG SS CCU

LAPD Confidential

LOS ANGELES POLICE DEPARTMENT
INTERNAL AFFAIRS GROUP
PHONE (213) 485-4152

COMPLAINANT: Karpel, Donald, E

CF No. 13-003093

The Internal Affairs Group of the Los Angeles Police Department has received your complaint. You will be informed of the disposition of the investigation.

Please use the Complaint Form (CF) No. shown above in all future contacts regarding this complaint.

La Division de Asuntos Internos (Internal Affairs Group) del Departamento de Policia de Los Angeles ha recibido su queja y debido a ello se hara una investigacion. El Departamento de Policia le informara de los resultados finales de dicha investigation.

Favor de usar el numero de referencia para cualquiera referencia futura de esta queja.

CHARLIE BECK
Chief of Police

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Donald E. Karpel, Esq., SBN 61678 Law Offices of Zelner & Karpel 9777 Wilshire Boulevard Suite 1000 Beverly Hills, California 90212 TELEPHONE NO.: 310 273 8444 FAX NO.: 310 273 6937 ATTORNEY FOR (Name): Plaintiffs PHILLIP HORLINGS, ANGELA HORLINGS		FOR COURT USE ONLY CONFORMED COPY ORIGINAL FILED Superior Court Of California County Of Los Angeles JUN 04 2014 Sherri R. Carter, Executive Officer/Clerk By: Judi Lara, Deputy	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles California 90012 BRANCH NAME: Stanley Mosk Courthouse		CASE NUMBER: BC 547713 JUDGE: DEPT:	
CASE NAME: PHILLIP HORLINGS v. CITY OF LOS ANGELES et al		CIVIL CASE COVER SHEET <input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)	
Complex Case Designation <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)		Items 1-6 below must be completed (see instructions on page 2).	

1. Check one box below for the case type that best describes this case:		
Auto Tort <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input checked="" type="checkbox"/> Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35) Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	Contract <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) Real Property <input type="checkbox"/> Eminent domain/inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) Judicial Review <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20) Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)

2. This case ☐ is ☒ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties | d. <input type="checkbox"/> Large number of witnesses |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence | f. <input type="checkbox"/> Substantial postjudgment judicial supervision |
3. Remedies sought (check all that apply): a. ☒ monetary b. ☐ nonmonetary; declaratory or injunctive relief c. ☐ punitive
4. Number of causes of action (specify): One (1): Negligence
5. This case ☐ is ☒ is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: May 28, 2014
 Donald E. Karpel, Esq.

[Signature]

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

(TYPE OR PRINT NAME)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 2

SHORT TITLE:

PHILLIP HORLINGS v. CITY OF LOS ANGELES et al

CASE NUMBER

BC 547 713

**CIVIL CASE COVER SHEET ADDENDUM AND
STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

Item I. Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? ☒ YES CLASS ACTION? ☐ YES LIMITED CASE? ☐ YES TIME ESTIMATED FOR TRIAL 10-14 ☐ HOURS/ ☒ DAYS

Item II. Indicate the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):

Step 1: After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

Step 2: Check one Superior Court type of action in Column **B** below which best describes the nature of this case.

Step 3: In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

Applicable Reasons for Choosing Courthouse Location (see Column C below)

1. Class actions must be filed in the Stanley Mosk Courthouse, central district.
2. May be filed in central (other county, or no bodily injury/property damage).
3. Location where cause of action arose.
4. Location where bodily injury, death or damage occurred.
5. Location where performance required or defendant resides.
6. Location of property or permanently garaged vehicle.
7. Location where petitioner resides.
8. Location wherein defendant/respondent functions wholly.
9. Location where one or more of the parties reside.
10. Location of Labor Commissioner Office

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto Tort	Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
	Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Other Personal Injury/ Property Damage/ Wrongful Death Tort	Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
	Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
	Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
	Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1., 4.
		<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.) <input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress <input checked="" type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4. 1., 3. 1., 4.

SHORT TITLE:

PHILLIP HORLINGS v. CITY OF LOS ANGELES et al

CASE NUMBER

Non-Personal Injury/Property
Damage/ Wrongful Death Tort

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 3.
Civil Rights (08)	<input type="checkbox"/> A6005 Civil Rights/Discrimination	1., 2., 3.
Defamation (13)	<input type="checkbox"/> A6010 Defamation (slander/libel)	1., 2., 3.
Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1., 2., 3.
Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice <input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3. 1., 2., 3.
Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	2., 3.
Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals	1., 2., 3. 10.
Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) <input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence) <input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud) <input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	2., 5. 2., 5. 1., 2., 5. 1., 2., 5.
Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff <input type="checkbox"/> A6012 Other Promissory Note/Collections Case	2., 5., 6. 2., 5.
Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud <input type="checkbox"/> A6031 Tortious Interference <input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 5. 1., 2., 3., 5. 1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2.
Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure <input type="checkbox"/> A6032 Quiet Title <input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6. 2., 6. 2., 6.
Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer- Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2., 6.
Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.

SHORT TITLE: PHILLIP HORLINGS v. CITY OF LOS ANGELES et al	CASE NUMBER
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	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above	
Judicial Review	Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2., 6.	
	Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 5.	
	Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus <input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter <input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2., 8. 2. 2.	
	Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2., 8.	
	Provisionally Complex Litigation	Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1., 2., 8.
Construction Defect (10)		<input type="checkbox"/> A6007 Construction Defect	1., 2., 3.	
Claims Involving Mass Tort (40)		<input type="checkbox"/> A6006 Claims Involving Mass Tort	1., 2., 8.	
Securities Litigation (28)		<input type="checkbox"/> A6035 Securities Litigation Case	1., 2., 8.	
Toxic Tort Environmental (30)		<input type="checkbox"/> A6036 Toxic Tort/Environmental	1., 2., 3., 8.	
Insurance Coverage Claims from Complex Case (41)		<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.	
Enforcement of Judgment	Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment <input type="checkbox"/> A6160 Abstract of Judgment <input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations) <input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes) <input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax <input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 9. 2., 6. 2., 9. 2., 8. 2., 8. 2., 8., 9.	
	RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.	
	Miscellaneous Civil Complaints	Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only <input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment) <input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex) <input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8. 2., 8. 1., 2., 8. 1., 2., 8.
		Partnership Corporation Governance (21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2., 8.
		Miscellaneous Civil Petitions	Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment <input type="checkbox"/> A6123 Workplace Harassment <input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case <input type="checkbox"/> A6190 Election Contest <input type="checkbox"/> A6110 Petition for Change of Name <input type="checkbox"/> A6170 Petition for Relief from Late Claim Law <input type="checkbox"/> A6100 Other Civil Petition

SHORT TITLE: PHILLIP HORLINGS v. CITY OF LOS ANGELES et al	CASE NUMBER
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Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

REASON: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case. <input type="checkbox"/> 1. <input type="checkbox"/> 2. <input type="checkbox"/> 3. <input checked="" type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10.			ADDRESS: 1154 Maple Avenue Los Angeles, California 90015
CITY: Los Angeles	STATE: CA	ZIP CODE: 90015	

Item IV. Declaration of Assignment: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., § 392 et seq., and Local Rule 2.0, subds. (b), (c) and (d)].

Dated: May 28, 2014


 (SIGNATURE OF ATTORNEY/FILING PARTY)

PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 03/11).
5. Payment in full of the filing fee, unless fees have been waived.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

Case Number

BC 547713

Your case is assigned for all purposes to the judicial officer indicated below (Local Rule 3.3(c)).

[illegible]

Given to the Plaintiff/Cross-Complainant/Attorney of Record on JUN 04 2014 SHERRI R. CARTER, Executive Officer/Clerk

By , Deputy Clerk

**NOTICE OF CASE ASSIGNMENT –
UNLIMITED CIVIL CASE**

APR 04 2014

Sherri R. Carter, Executive Officer/Clerk

By Wayne M. Sasaki, Deputy
Wayne M. Sasaki

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

In re Personal Injury Cases Assigned to the) Case No.: **BC 547719**
Personal Injury Courts (Departments 91, 92,)) SECOND AMENDED GENERAL ORDER
93, and 97)) RE PERSONAL INJURY COURT ("PI
Court") PROCEDURES (Effective as of
January 6, 2014)

<u>DEPARTMENT:</u>	91	92	93	97
<u>FINAL STATUS CONFERENCE ("FSC"):</u>				
• Date:	_____ at 10:00 a.m.			
<u>TRIAL:</u>				
• Date:	_____ at 8:30 a.m.			
<u>OSC re DISMISSAL (Code Civ. Proc., § 583.210):</u>				
• Date:	_____ at 8:30 a.m.			

TO EACH PARTY AND TO THE ATTORNEY OF RECORD FOR EACH PARTY:

Pursuant to the California Code of Civil Procedure ("C.C.P."), the California Rules of Court, and the Los Angeles County Court Rules ("Local Rules"), the Los Angeles Superior Court ("LASC" or "Court") HEREBY AMENDS AND SUPERSEDES ITS July 15, 2013 AMENDED GENERAL ORDER AND

1 **GENERALLY ORDERS AS FOLLOWS IN THIS AND ALL OTHER GENERAL**
2 **JURISDICTION PERSONAL INJURY ACTIONS:**

3 Effective March 18, 2013, the Court responded to systemic budget reductions by
4 centralizing the management of more than 18,000 general jurisdiction personal injury cases
5 in the Stanley Mosk Courthouse. LASC opened three Personal Injury Courts ("PI Courts")
6 (Departments 91, 92 and 93), and on January 6, 2014, a fourth (Department 97) to adjudicate
7 all pretrial matters for these cases. It also established a Master Calendar Court (Department
8 One), to manage the assignment of trials to 31 dedicated Trial Courts located countywide.
9 This Amended General Order lays out the basic procedures for the PI Courts' management of
10 pretrial matters. The parties will find additional information about the PI Courts on the
11 court's website, *www.lasuperiorcourt.org*.
12

13 1. To ensure proper assignment to a PI Court, Plaintiff(s) must carefully fill out the Civil
14 Case Cover Sheet Addendum (form LACIV 109). The Court defines "personal injury" as:

15 "an unlimited civil case described on the Civil Case Cover Sheet Addendum and
16 Statement of Location (LACIV 109) as Motor Vehicle-Personal Injury/Property
17 Damage/Wrongful Death; Personal Injury/Property Damage/Wrongful Death-
18 Uninsured Motorist; Product Liability (other than asbestos or
19 toxic/environmental); Medical Malpractice-Physicians & Surgeons; Other
20 Professional Health Care Malpractice; Premises Liability; Intentional Bodily
21 Injury/Property Damage/Wrongful Death; or Other Personal Injury/Property
22 Damage/Wrongful Death. An action for intentional infliction of emotional
23 distress, defamation, civil rights/discrimination, or malpractice (other than
24 medical malpractice), is not included in this definition. An action for injury to
25 real property is not included in this definition." Local Rule 2.3(a)(1)(A).
26
27

1 The Court will assign a case to the PI Courts if plaintiff(s) check any of the following
2 boxes in the Civil Case Cover Sheet Addendum:

- 3 ☐ A7100 Motor Vehicle – Personal Injury/Property Damage/Wrongful
4 Death
5 ☐ A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured
6 Motorist
7 ☐ A7260 Product Liability (not asbestos or toxic/environmental)
8 ☐ A7210 Medical Malpractice – Physicians & Surgeons
9 ☐ A7240 Medical Malpractice – Other Professional Health Care Malpractice
10 ☐ A7250 Premises Liability (e.g., slip and fall)
11 ☐ A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g.,
12 assault, vandalism etc.)
13 ☐ A7220 Other Personal Injury/Property Damage/Wrongful Death
14

15 The Court will not assign cases to the PI Courts if plaintiff(s) check any boxes
16 elsewhere in the Civil Case Cover Sheet Addendum (any boxes on pages two and
17 three of that form).
18

19
20 2. The Court sets the above dates in this action in the PI Court circled above
21 (Department 91, 92, 93, or 97) at the Stanley Mosk Courthouse, 111 North Hill Street, Los
22 Angeles, CA 90012. Cal. Rules of Court, Rules 3.714(b)(3), 3.729.

23 **SERVICE OF SUMMONS AND COMPLAINT**

24 3. Plaintiff(s) shall serve the summons and complaint in this action upon defendant(s)
25 within three years of the date when the complaint is filed. C. C. P. § 583.210, subd. (a). On
26 the OSC re Dismissal date noted above, the PI Court will dismiss the action and/or all
27

1 unserved parties unless the plaintiff(s) show cause why the action or the unserved parties
2 should not be dismissed. C.C.P. §§ 583.250; 581, subd. (b)(4).

3 4. The Court sets the above trial and FSC dates on condition that plaintiff(s) effectuate
4 service on defendant(s) of the summons and complaint within six months of filing the
5 complaint. Upon a showing that the plaintiff(s) failed to effect service within six months, the
6 PI Court will vacate the trial and FSC date noted above.

7 **STIPULATIONS TO CONTINUE TRIAL**

8
9 5. Provided that all parties agree (and there is no violation of the "five-year rule," C.C.P.
10 § 583.310), the parties may advance or continue any trial date in the PI Courts without
11 showing good cause or articulating any reason or justification for the change. To continue or
12 advance a trial date, the parties (or their counsel of record) should jointly execute and file (in
13 Room 102 of the Stanley Mosk Courthouse; fee required) a Stipulation to Continue Trial,
14 FSC and Related Motion/Discovery Dates (form available on the court's website, Personal
15 Injury Court link). The PI Courts schedule FSCs for 10:00 a.m., eight (8) court days before
16 the trial date. Parties seeking to continue the trial and FSC dates shall file the Stipulation at
17 least eight court days before the FSC date. Parties seeking to advance the trial and FSC
18 dates shall file the Stipulation at least eight court days before the proposed advanced FSC
19 date. Code Civ. Proc., § 595.2; Govt. Code § 70617, subd. (c)(2).

20 **NO CASE MANAGEMENT CONFERENCES**

21
22 6. The PI Courts do not conduct Case Management Conferences. The parties need not
23 file a Case Management Statement.

24 **LAW AND MOTION**

25 **Chambers Copies Required**

1 7. In addition to filing original motion papers in Room 102 of the Stanley Mosk
2 Courthouse, the parties must deliver, directly to the PI Court courtrooms, an extra copy
3 (marked "Chambers Copy") of reply briefs and all other motion papers filed less than seven
4 (7) court days before a hearing calendared in the PI Courts. The PI Courts also strongly
5 encourage the parties filing and opposing lengthy motions, such as motions for summary
6 judgment/adjudication, to submit one or more three-ring binders organizing the Chambers
7 Copies behind tabs.
8

9 **Reservation of Hearing Date**

10 8. Parties are directed to reserve hearing dates for motions in the PI Courts using the
11 Court Reservation System available online at www.lasuperiorcourt.org (link on homepage).
12 Parties or counsel who are unable to utilize the online Court Reservation System may reserve
13 a motion hearing date by telephoning the PI Court courtroom, Monday through Friday,
14 between 3:00 p.m. and 4:00 p.m.
15

16 **Withdrawal of Motion**

17 9. California Rules of Court, Rule 3.1304(b) requires a moving party to notify the court
18 immediately if a matter will not be heard on the scheduled date. In keeping with that rule, the
19 PI Courts urge parties who amend pleadings in response to demurrers to file amended
20 pleadings before the date when opposition to the demurrer is due so that the PI Courts do not
21 needlessly prepare tentative rulings on demurrers.
22

23 **Discovery Motions**

24 10. Informal Discovery Conferences ("IDCs"). On a daily basis, the PI Court judges are
25 available to conduct 30-minute, in-person IDCs with lead trial counsel on each side (or
26 another attorney who has full authority to make binding agreements in discovery disputes).
27

1 The PI Court judges will not make rulings in an IDC. The purpose of the IDC is to help the
2 parties resolve discovery disputes by agreement rather than by motion practice. To that end,
3 an IDC judge may refer the parties to applicable code sections or other legal authorities. The
4 IDC judge may also promote compromise by suggesting agreements to narrow the scope of
5 the requests, to provide amended responses that better explain the responding party's
6 compliance, or to use an alternative, more efficient means of discovery. The PI Court judges
7 find that, in nearly every case, the parties amicably resolve their discovery disputes at, or as a
8 result of, the IDCs.

10 11. Scheduling IDCs. Parties should reserve (and, if necessary, promptly cancel)
11 appointments for IDCs via email to *PISMC@lasuperiorcourt.org*. Parties should schedule an
12 IDC as soon as a discovery dispute arises, and before any party files a discovery motion. The
13 PI Court judges expect the parties to make every effort to resolve discovery disputes by
14 conferring in person or on the telephone before the PI Court judge invests time in the IDC.
15 Scheduling or participating in an IDC does not extend any deadlines imposed by the Code of
16 Civil Procedure for noticing and filing motions to compel or motions to compel further
17 discovery. In order to avoid unnecessary *ex parte* applications, the PI Courts recommend
18 that the parties extend deadlines for filing discovery motions and for serving discovery
19 responses pending their participation in the IDC.

21 12. Motions to Compel Further Responses. The PI Courts will not hear motions to
22 compel further discovery unless and until (a) the parties participate in an IDC; or (b) the
23 moving party submits evidence, by way of declaration, that the opposing party has failed or
24 refused to participate in an IDC. To allow time for an IDC at least 16 court days before the
25 motion hearing, parties must reserve a hearing on any motion to compel further discovery at
26

1 10:00 a.m. on a date at least 60 days after the date when the reservation is made. Parties
2 must reserve an IDC with the same judge who is scheduled to hear any discovery motion
3 involving the same discovery. Likewise, a party who participates in an IDC regarding certain
4 discovery requests, and then files a motion to compel further responses to the same discovery
5 requests, must calendar the motion for a hearing before the same judge who conducted the
6 IDC. After participating in an IDC, a moving party may advance the hearing on a motion to
7 compel further discovery to 10:00 a.m. on any available hearing date that complies with the
8 notice requirements of the Code of Civil Procedure. The PI Courts may consider a party's
9 failure or refusal to participate in an IDC as a factor in deciding whether or not to award
10 sanctions on a motion to compel further discovery.
11

12 **Ex Parte Applications**

13 13. Under the California Rules of Court, courts may only grant *ex parte* relief upon a
14 showing, by admissible evidence, that the moving party will suffer "irreparable harm,"
15 "immediate danger," or where the moving party identifies "a statutory basis for granting
16 relief *ex parte*." Cal. Rules of Court, Rule 3.1202(c). With over 6,000 cases in each docket,
17 the three PI Courts have no capacity to hear multiple *ex parte* applications or to shorten time
18 to add hearings to their fully booked motion calendars. The PI Courts do not regard the
19 Court's unavailability for timely motion hearings as an "immediate danger" or threat of
20 "irreparable harm" justifying *ex parte* relief. Instead of seeking *ex parte* relief, counsel
21 should reserve the earliest available motion hearing date, and stipulate with all parties to
22 continue the trial to a date thereafter using the Stipulation to Continue Trial, FSC and Related
23 Motion/Discovery Dates (form available on the court's website, PI Court Tab). Counsel
24
25
26
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1 should also check the Court Reservation System from time to time because earlier hearing
2 dates may become available as cases settle or counsel otherwise take hearings off calendar.

3 **REQUEST FOR TRANSFER TO INDEPENDENT CALENDAR DEPARTMENT**

4 14. Parties seeking to transfer a case from a PI Court to an Independent Calendar ("I/C")
5 Court shall file (in Room 102 of the Stanley Mosk Courthouse) and serve the Court's
6 "Motion to Transfer Complicated Personal Injury Case to Independent Calendar Court"
7 (form available on the Court's website, PI Courts link). The PI Courts will transfer a matter
8 to an I/C Court if the case is not a "Personal Injury" case as defined in the General Order re
9 General Jurisdiction PI Cases, or if it is "complicated." In determining whether a personal
10 injury case is too "complicated" for the PI Courts to manage, the PI Courts will consider,
11 among other things, whether the case will involve numerous parties, cross-complaints,
12 witnesses (including expert witnesses), and/or pretrial hearings.

13
14 15. Parties opposing a motion to transfer have five court days to file (in Room 102) an
15 Opposition (using the same Motion to Transfer form).

16
17 16. The PI Courts will not conduct a hearing on any Motion to Transfer to I/C Court.
18 Although the parties may stipulate to transfer a case to an Independent Calendar Department,
19 the PI Courts will make an independent determination whether to transfer the case or not.

20 **GENERAL ORDER – FINAL STATUS CONFERENCE**

21 17. Parties shall comply with the requirements of the PI Courts' "Amended General
22 Order – Final Status Conference," which shall be served with the summons and complaint.

23 **JURY FEES**

24 18. Parties must pay jury fees no later than 365 calendar days after the filing of the initial
25 complaint. (Code Civ. Proc., § 631, subds. (b) and (c).)
26
27

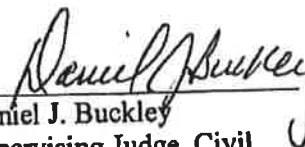
1 **JURY TRIALS**

2 19. The PI Courts do not conduct jury trials. On the trial date, a PI Court will transfer the
3 case to the Master Calendar Court in Department One in the Stanley Mosk Courthouse.
4 Department One assigns the case out for trial to one of 31 dedicated Trial Courts located in
5 the Stanley Mosk, Chatsworth, Van Nuys, Santa Monica, Torrance, Long Beach, Pomona,
6 and Pasadena courthouses.
7

8 **SANCTIONS**

9 20. The Court has discretion to impose sanctions for any violation of this general order.
10 (C.C.P. §§ 128.7, 187 and Gov. Code, § 68608, subd. (b).)
11

12 Dated: April 4, 2014

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15 Daniel J. Buckley
16 Supervising Judge, Civil
17 Los Angeles Superior Court
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FILED
Superior Court Of California
County Of Los Angeles

APR 04 2014

Sherri R. Carter, Executive Officer/Clerk
By Wayne M. Sasaki, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES - CENTRAL DISTRICT

In re Personal Injury Cases Assigned to the) Case No.: _____
Personal Injury Courts (Departments 91, 92,)
93, and 97),) SECOND AMENDED GENERAL ORDER -
FINAL STATUS CONFERENCE,
PERSONAL INJURY ("PI") COURTS
(Effective as of January 6, 2014)

The dates for Trial and Final Status Conference ("FSC") having been set in this matter, the Court
**HEREBY AMENDS AND SUPERSEDES ITS July 19, 2013 AMENDED GENERAL
ORDER - FINAL STATUS CONFERENCE AND GENERALLY ORDERS AS
FOLLOWS IN THIS AND ALL OTHER GENERAL JURISDICTION PERSONAL
INJURY ACTIONS:**

1. PURPOSE OF THE FSC

The purpose of the FSC is to verify that the parties/counsel are completely ready to
proceed with trial continuously and efficiently, from day to day, until verdict. The PI Courts
will verify at the FSC that all parties/counsel have (1) prepared the Exhibit binders and Trial
Document binders and (2) met and conferred in an effort to stipulate to ultimate facts, legal
issues, motions *in limine*, and the authentication and admissibility of exhibits.

/

1 /
2 **2. TRIAL DOCUMENTS TO BE FILED**

3 At least five calendar days prior to the Final Status Conference, the parties/counsel shall serve
4 and file (in Room 102 of the Stanley Mosk Courthouse) the following Trial Readiness
5 Documents:

6 **A. TRIAL BRIEFS (OPTIONAL)**

7 Each party/counsel may file, but is not required to file, a trial brief succinctly identifying:

- 8 (1) the claims and defenses subject to litigation;
9 (2) the major legal issues (with supporting points and authorities);
10 (3) the relief claimed and calculation of damages sought; and
11 (4) any other information that may assist the court at trial.

12 **B. MOTIONS *IN LIMINE***

13 Before filing motions *in limine*, the parties/counsel shall comply with the statutory notice
14 provisions of Code of Civil Procedure ("C.C.P.") Section 1005 and the requirements of Los
15 Angeles County Court Rule ("Local Rule") 3.57(a). The caption of each motion *in limine* shall
16 concisely identify the evidence that the moving party seeks to preclude. Parties filing more than
17 one motion *in limine* shall number them consecutively. Parties filing opposition and reply papers
18 shall identify the corresponding motion number in the caption of their papers.
19

20 **C. JOINT STATEMENT TO BE READ TO THE JURY**

21 For jury trials, the parties/counsel shall work together to prepare and file a joint written statement
22 of the case for the court to read to the jury. Local Rule 3.25(i)(4).

23 **D. JOINT WITNESS LIST**
24
25

1 The parties/counsel shall work together to prepare and file a joint list of all witnesses that each
2 party intends to call (excluding impeachment and rebuttal witnesses). Local Rule 3.25(i)(5).

3 The joint witness list shall identify each witness by name, specify which witnesses are experts,
4 and estimate the length of the direct, cross examination re-direct examination (if any) of each
5 witness. The parties/counsel shall identify and all potential witness scheduling issues and special
6 requirements. Any party/counsel who seeks to elicit testimony from a witness not identified on
7 the witness list must first make a showing of good cause.

8 **E. LIST OF PROPOSED JURY INSTRUCTIONS (JOINT AND**
9 **CONTESTED)**

10 The parties/counsel shall jointly prepare and file a list of proposed jury instructions, organized in
11 numerical order, specifying the instructions upon which all sides agree and the contested
12 instructions, if any.
13

14 **F. JURY INSTRUCTIONS (JOINT AND CONTESTED)**

15 The parties/counsel shall prepare a complete set of full-text proposed jury instructions, editing all
16 proposed California Civil Jury Instructions for Judges and Attorneys ("CACI") instructions to
17 insert party names and eliminate blanks and irrelevant material. The parties shall prepare special
18 instructions in a format ready for submission to the jury (placing citations of authority and the
19 identity of the requesting party above the text in compliance with Local Rules 3.170 and 3.171).
20

21 **G. JOINT VERDICT FORM(S)**

22 The parties/counsel shall prepare and jointly file a proposed general verdict form or special
23 verdict form (with interrogatories) acceptable to all sides. If the parties/counsel cannot agree on
24
25

1 a joint verdict form, each party must separately file a proposed verdict form. Local Rule
2 3.25(i)(7) and (8).

3 /

4 **H. JOINT EXHIBIT LIST**

5 The parties/counsel shall prepare and file a joint exhibit list organized with columns identifying
6 each exhibit and specifying each party's evidentiary objections, if any, to admission of each
7 exhibit. To comply with Local Rules 3.52(i)(5) and 3.53, the parties shall meet and confer in an
8 effort to resolve objections to the admissibility of each exhibit.

9 **3. EVIDENTIARY EXHIBITS**

10 The parties/counsel shall jointly prepare (and be ready to temporarily lodge for inspection at the
11 FSC), three sets of tabbed, internally paginated and properly-marked exhibits, organized
12 numerically in three-ring binders (a set for the Court, the Judicial Assistant and the witnesses).

13 The parties/counsel shall mark all non-documentary exhibits and insert a simple written
14 description of the exhibit behind the corresponding numerical tab in the exhibit binder.
15

16 **4. TRIAL BINDERS REQUIRED IN THE PI COURTS**

17 The parties/counsel shall jointly prepare (and be ready to temporarily lodge for inspection at
18 the FSC) the Trial Documents, tabbed and organized into three-ring binders as follows:

19 Tab A: Trial Briefs

20 Tab B: Motions *in limine*

21 Tab C: Joint Statement to Be Read to the Jury

22 Tab D: Joint Witness List

23 Tab E: Joint List of Jury Instructions (identifying the agreed upon and contested
24 instructions)
25

1 Tab F: Joint and Contested Jury Instructions

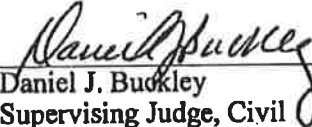
2 Tab G: Joint and/or Contested Verdict Forms

3 The parties shall organize motions *in limine* (tabbed in numerical order) behind tab B with
4 the opposition papers and reply papers for each motion placed directly behind the moving
5 papers. The parties shall organize proposed jury instructions behind tab F, with the agreed upon
6 instructions first in order followed by the contested instructions (including special instructions)
7 submitted by each side.

8 **5. FAILURE TO COMPLY WITH FSC OBLIGATIONS**

9 The court has discretion to require any party/counsel who fails or refuses to comply with this
10 General Order to Show Cause why the court should not impose monetary, evidentiary and/or
11 issue sanctions (including the entry of a default or the striking of an answer).
12

13 Dated this 4th day of April, 2014

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16 Daniel J. Buckley
17 Supervising Judge, Civil
18 Los Angeles Superior Court
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