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18 *Attorneys for Plaintiffs*

19 **Pro Hac Vice applications forthcoming*

20
21 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
22 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

23 Phillip Urquidi, Daniel Martinez, Susana
Perez, Terilyn Goldson, Gerardo Campos, and
24 Arthur Lopez, ~~on behalf of themselves and all~~
~~other similarly situated~~, and Clergy and Laity
25 United for Economic Justice ("CLUE"),
Reverend Jennifer Gutierrez, Reverend Gary
26 Williams, and Rabbi Aryeh Cohen,
individually,

27 Plaintiffs,

28 vs.

FILED
Superior Court of California
County of Los Angeles

NOV 14 2022

Sherri R. Carter, Executive Officer/Clerk of Court
By C. Grijalva Deputy
Cristina Grijalva

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Case No. **22STCP04044**

DECLARATION OF MICAH CLARK MOODY

1 City of Los Angeles, Los Angeles County, Los
2 Angeles County Sheriff's Department, Sheriff
3 Alex Villanueva, Los Angeles Police
Department, and Chief Michel R. Moore,

4 Defendants.

Declaration of Micah Clark Moody

1. My name is Micah Clark Moody, and I am a Litigation Support Fellow with Civil Rights Corps.

Days Between Arrest and Arraignment

2. I have been investigating the time between arrest and arraignment in Los Angeles County.
3. In response to a PRA, Los Angeles County produced a spreadsheet with "[a]ny and all data...that discloses how long the period of time from arrest to arraignment is for individuals kept in custody post-arrest in Los Angeles County." The spreadsheet conveys the arrest date, arraignment date, and custody status at arraignment. I focused on people arraigned within five days of arrest who were in custody at arraignment. Other entries show people in custody for more than five days between arrest and arraignment. That spreadsheet is in my possession and can be made available to the Court upon request.
4. The data shows that the time between arrest and arraignment for people in custody is most often two days (12,333) followed by four days (6,060) followed by three days (3,514). (Ex. A).
5. The data shows more people were arraigned five days after arrest (1,242) than one day after arrest (986). (Ex. A).
6. On November 9, 2022, I visited the Clara Shortridge Foltz Criminal Justice Center felony arraignment courtroom (Dept. 30). While there, I spoke with the deputy sheriff staffing the courtroom. The deputy said he has been staffing that courtroom for over a year.
7. The deputy stated people are normally arraigned two business days after being arrested. Being arraigned three business days after arrest is also common. Business days between arrest and arraignment are consistent (2-3) but actual days vary depending on the weekday of arrest (2-6).
8. For example, people arrested Friday are normally arraigned Tuesday or Wednesday. This is two or three business days after arrest and four or five actual days after arrest.
9. For example, if Friday is a holiday, people arrested Thursday are normally arraigned Tuesday or Wednesday. This is two or three business days and five or six actual days after arrest.
10. The deputy stated it is very rare that people are arraigned the day of their arrest or the day after their arrest. At times seven days have passed between arrest and arraignment.
11. The deputy stated there are various reasons for delay causing more than two business days to pass between arrest and arraignment and offered two examples. If someone misses the transportation bus, she misses arraignment. If someone tests positive for COVID, until she is medically cleared she will miss arraignment.

Deaths Before Arraignment

12. This declaration summarizes information I have learned concerning jail deaths in Los Angeles County from publicly available records. These summaries are drawn from the Los Angeles

Sheriff's Department's responses to a Public Records Act request for records on certain individuals known to have died in LASD's custody from 2009 to 2019.

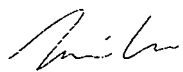
13. From LASD's response to the PRA, I have identified 10 examples of people who died in the Sheriff's custody before arraignment who were in jail solely because they did not pay money bail.
14. Based on the court and LASD records cited herein, the 10 individuals described below died in the Sheriff's custody pre-arraignment. In booking records, I can see the arrest and death date. The death dates match the medical examiner's records. In booking records, I can also see the scheduled arraignment date after the date of death. I confirmed the person died pre-arraignment and did not have open cases in Los Angeles Superior Court by looking up the person's name in the Los Angeles Superior Court website.
15. Lawrence McCurdy, 47, was arrested on February 12, 2009, and died the same day. Attached hereto as Exhibit 1 is a true and correct copy of the LASD's Booking Details for Mr. McCurdy. Mr. McCurdy was being jailed on \$500 scheduled money bail (Ex. 1) and died before an arraignment had been scheduled. Attached hereto as Exhibit 2 is a true and correct copy of LA Superior Court case search results for Mr. McCurdy.
16. Walter Couvrey, 53, was arrested on December 22, 2009, and died the same day. He was in jail because of his \$5,000 money bail amount. Attached hereto as Exhibit 3 is a true and correct copy of LASD's Booking Details for Mr. Couvrey. His arraignment was scheduled for two days after arrest. Attached hereto as Exhibit 4 is a true and correct copy of LA Superior Court case search results for Mr. McCouvrey.
17. Jeffery Stebbins, 56, was arrested on August 13, 2010. Attached hereto as Exhibit 5 is a true and correct copy of LASD's Booking Details for Mr. Stebbins. Five days later, Mr. Stebbins was still jailed on a \$20,000 money bail (Ex. 5) and had not been taken to arraignment. Attached hereto as Exhibit 6 is a true and correct copy of LA Superior Court case search results for Mr. Stebbins. On August 18, Mr. Stebbins died. (Ex. 5.) The medical examiner attributed his death to cardiovascular disease. Attached hereto as Exhibit 7 is a true and correct copy of LA County Medical Examiner-Coroner case details for Mr. Stebbins.
18. David Geary, 45, died in jail on March 18, 2011, the day after he was arrested. Attached hereto as Exhibit 8 is a true and correct copy of LASD's Booking Details for Mr. Geary. He was in jail solely because he did not pay his \$50,000 money bail. (Ex. 8.) The medical examiner attributed Mr. Geary's death to suicide by hanging. Attached hereto as Exhibit 9 is a true and correct copy of LA County Medical Examiner-Coroner case details for Mr. Geary. He died before he was brought to court for arraignment, (see Exhibit 10 attached hereto which is a true and correct copy of LA Superior Court case search results for Mr. Geary), which was scheduled for four days after arrest. (Ex. 8.)
19. Hugh O'Donnell McNie, 74, was arrested on March 20, 2012, and died the next day, before his scheduled arraignment. Attached hereto as Exhibit 11 is a true and correct copy of LASD's Booking Details for Mr. McNie. Attached hereto as Exhibit 12 is a true and correct copy of LA

County Medical Examiner-Coroner case details for Mr. McNie. Mr. McNie was being held on a \$20,000 scheduled money bail. (Ex. 11.)

20. Terry Kubler, 60, was arrested on February 14, 2013, and died the same day. Attached hereto as Exhibit 13 is a true and correct copy of LASD's Booking Details for Mr. Kubler. Mr. Kubler was being held on a \$100,000 money bail. (Ex. 13.)
21. Luis Davalos, 31, was arrested on August 4, 2016, and died in LASD custody on August 6, 2016. Attached hereto as Exhibit 14 is a true and correct copy of LASD's Booking Details for Mr. Davalos. He was being held on a \$25,000 scheduled money bail. (Ex. 14.) He died before arraignment, which was scheduled for four days after his arrest. (*Ibid.*)
22. Rufino Paredes, 30, was jailed at an LASD station because he could not pay his \$35,000 money bail. Attached hereto as Exhibit 15 is a true and correct copy of LASD's Booking Details for Mr. Paredes. He died on November 30, 2018, the day after he was arrested, due to neck compression caused by hanging with his bedsheet. Attached hereto as Exhibit 16 is a true and correct copy of the Complaint in *Estate of Paredes et al. v. County of Los Angeles*, Los Angeles Super. Ct. No. 20STCV02074. (Ex. 16 ¶ 27.) According to a complaint filed in superior court, Mr. Paredes's was struggling with substance use disorder and experiencing a mental health crisis. (*Id.* ¶¶ 1, 24.) Mr. Paredes is survived by his parents, partner, and their five children. (*Id.* ¶3.) He died before he was brought to court for arraignment. (Ex. 15.)
23. Pedro Ucelo, 41, died five hours after his arrest on April 6, 2019. He was jailed on \$5,000 money bail. Attached hereto as Exhibit 17 is a true and correct copy of LASD's Booking Details for Mr. Ucelo. He died before an arraignment. Attached hereto as Exhibit 18 is a true and correct copy of LA Superior Court case search results for Mr. Ucelo.
24. Kylon Lyons, 35, was arrested May 11, 2019, and died in an LASD jail on May 12, 2019. Attached hereto as Exhibit 19 is a true and correct copy of LASD's Booking Details for Mr. Lyons. Mr. Lyons was being jailed based on a \$30,000 scheduled money bail and was never arraigned. (Ex. 19.)

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

Executed on this 13th day of November, 2022, at Los Angeles California.



Micah Clark Moody

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14 **Pro Hac Vice applications forthcoming*

11/14/2022

EXHIBIT 1

11/14/2022



The Los Angeles County
Sheriff's Department

Welcome
Inmate Information Center

BACK

(The information was current as of: 11/09/2021 15:50)

Booking No.: 1800704 Last Name: MCCURDY First Name: LAWRENCE Middle Name:

Sex: M Race: W Date Of Birth: 10/29/1961 Age: 47 Hair: RED Eyes: BRO Height: 503 Weight: 125

Id Level: U Main No.: CII No.: File No.:

Special Handling: Charge Level: M

ARREST

Arrest Charge: 647(F)PC Charge Description: DRUNK:DRUGS WITH ALCOHOL

Arrest Date: 02/12/2009 Arrest Time: 1650 Arrest Agency: 2201 Agency Description: LASD-LOST HILLS STATION
PATROL

Date Booked: 02/12/2009 Time Booked: 1651 Booking Location: LHS Location Description: STA - LOST HILLS

BAIL

Total Bail Amount: 500.00 Total Hold Bail Amount: 0.00 Grand Total: 500.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 02/12/2009 Assigned Time: 1651 Visitor Status: N

Facility:
Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: Next Court Date: Next Court Time: 0000 Next Court Case:

Court Name:
Court Address: Court City:

RELEASE

Actual Release Date: 02/12/2009 Release Time: 2359 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

11447022

11/9/21 3:57 PM

LASD Inmate Information Center - Booking

Case No	Charge No	Level	Court Name	Court Address	Court City	Bail Amt	Fine Amt	Court Date	Sent Date	Sent Days	Map Code
	647(F)PC	M				500.00	.00			0	

Inmate AKAs

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
MCCURDY	LAWRENCE			M	W	10/29/1961	47	2201	02/12/2009

New Search

11/14/2022

EXHIBIT 2

11/14/2022

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Result of query on Monday, November 7, 2022 11:03:01 AM

Last Name: Mccurdy (*Sounds Like*)

First Name: Lawrence (*Sounds Like*)

(A Month and Year of Birth was provided for this search) 10/1961

[New Search](#)

#	Name	Def. ID	Case Number	Filing Date	Filing Location
1	MCCURDY, LAWRENCE	01	5MA01743	09/29/2005	Malibu Courthouse (Closed) (MA)
2	MCCURDY, LAWRENCE ARTHUR	01	6MB01104	05/22/2006	Malibu Courthouse (Closed) (MA)
3	MCCURDY, LAWRENCE ARTHUR	01	6PY90023	05/08/2006	Van Nuys Courthouse West (LAV)

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11/14/2022

11/14/2022

EXHIBIT 3

11/14/2022



(The information was current as of: 11/09/2021 15:19)

Booking No.: 2170592 Last Name: COUVREY First Name: WALTER Middle Name:

Sex: M Race: W Date Of Birth: 06/03/1956 Age: 53 Hair: BRO Eyes: BLU Height: 509 Weight: 180

Id Level: P

Special Handling: Charge Level: M

ARREST

Arrest Charge: 23152(A)VC Charge Description: DRUNK DRIVING ALCOHOL/DRUGS

Arrest Date: 12/22/2009 Arrest Time: 0007 Arrest Agency: 1601 Agency Description: LASD-CARSON STATION PATROL

Date Booked: 12/22/2009 Time Booked: 0309 Booking Location: CAS Location Description: STA - CARSON

BAIL

Total Bail Amount: 5,000.00 Total Hold Bail Amount: 0.00 Grand Total: 5,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 12/22/2009 Assigned Time: 0309 Visitor Status: N

Facility:

Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: COM Next Court Date: 12/24/2009 Next Court Time: 0830 Next Court Case:

Court Name: COMPTON MUNICIPAL COURT

Court Address: 200 W. COMPTON BOULEVARD Court City: COMPTONUT

RELEASE

Actual Release Date: 12/22/2009 Release Time: 1616 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

Case No. Charge No. Level Court Court Court Bail Fine Court Date Sent Sent Disp

11/14/2022

11/9/21, 3:33 PM

LASD Inmate Information Center - Bookings

alls

Room Address City State Zip Date Days Code

23152(A)VC M

\$5,000.00 .00 12/24/2009

0

Inmate AKAs

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
COUVREY	WALTER			M	W	06/03/1956	53	1601	12/22/2009

New Search

11/14/2022

11/14/2022

EXHIBIT 4

11/14/2022

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IMPORTANT

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Result of query on Monday, November 7, 2022 11:08:33 AM

Last Name: *Couvrey (Sounds Like)*

First Name: *Walter (Sounds Like)*

(A Month and Year of Birth was provided for this search)06/1956

[New Search](#)

#	Name	Def. ID	Case Number	Filing Date	Filing Location
1	COU'VEY, WALTER JOHN	01	YA038683	10/29/1998	Torrance Courthouse (SBA)
2	COU'VEY, WALTER JOHN	01	A958149	10/06/1987	Central District (XCN)
3	COU'VEY, WALTER JOHN	01	A958149	10/06/1987	Clara Shortridge Foltz Criminal Justice Center (LAC)

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11/14/2022

11/14/2022

EXHIBIT 5



Welcome to
Inmate Information Center

[BACK](#)


(The information was current as of: 11/09/2021 15:19)

Booking No.: 2439058 Last Name: STEBBINS First Name: JEFFERY Middle Name:

Sex: M Race: W Date Of Birth: 07/12/1954 Age: 56 Hair: BLK Eyes: BRO Height: 506 Weight: 130

Id Level: P Main No: [REDACTED] File No:

Special Handling: [REDACTED] Charge Level: F

ARREST

Arrest Charge: 11350(A)HS Charge Description: POSSESSION NARCOTIC CONTROLLED SUBSTANCE

Arrest Date: 08/13/2010 Arrest Time: 0825 Arrest Agency: 4201 Agency Description: LAPD-CENTRAL DIVISION

Date Booked: 08/13/2010 Time Booked: 1008 Booking Location: 4273 Location Description: LAPD - JAIL DIVISION

BAIL

Total Bail Amount: 26,000.00 Total Hold Bail Amount: 0.00 Grand Total: 20,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 08/20/2010 Assigned Time: 0909 Visitor Status: N

Facility:

Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: Next Court Date: Next Court Time: 0000 Next Court Case:

Court Name:

Court Address: Court City:

RELEASE

Actual Release Date: 08/18/2010 Release Time: 1702 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

Case No. Charge No. Level Court Court Court Bail Amt. Fine Court Sent. Sent. Disp.

11/14/2022

11/9/21, 3:22 PM

LASD Inmate Information Center - Booking

Name	Address	City	Appt	Date	Days	Code
------	---------	------	------	------	------	------

11350(A)HS F

20,000.00

.00

0

Inmate AKA's

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
-----------	------------	-------------	--------	-----	------	-----	-----	---------------	--------------

STEBBINS JEFFERY

M

W

07/12/1954

56

4201

08/13/2010

New Search

11/14/2022

11/14/2022

EXHIBIT 6

11/14/2022

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IMPORTANT

Effective Monday, November 23, 2015, this site will return only the case number, defendant name, filing date and filing location of cases that match the party name you submitted. To view additional information about a case, please visit our Criminal Case Summary site.

Result of query on Monday, November 7, 2022 9:02:56 AM

Last Name: Stebbins (*Sounds Like*)

First Name: Jeffery (*Sounds Like*)

(A Month and Year of Birth was provided for this search)07/1954

[New Search](#)

#	Name	Def. ID	Case Number	Filing Date	Filing Location
1	STEBBINS, JEFFERY	01	BA333244	12/07/2007	Clara Shortridge Foltz Criminal Justice Center (LAC)
2	STEBBINS, JEFFERY	01	BA333244	03/19/2008	Central District (XCN)
3	STEBBINS, JEFFREY	01	8BH00662	05/12/1998	Beverly Hills Courthouse (BH)
4	STEBBINS, JEFFREY	01	2WL14947	09/09/2002	Airport Courthouse (LAX)

	ROBERT				
5	STEBBINS, JEFFREY ROBERT	01	MC23650	09/05/1986	Malibu Courthouse (Closed) (MAL)
6	STEBEINS, JEFFREY ROBERT	01	MC23591	08/25/1986	Malibu Courthouse (Closed) (MAL)
7	STEBEINS, JEFFREY ROBERT	01	756305	03/24/1986	West Los Angeles Courthouse (Closed) (LAW)

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11/14/2022

11/14/2022

EXHIBIT 7

EXHIBIT 7

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LOS ANGELES COUNTY MEDICAL EXAMINER-CORONER

"Law and Science Serving the Community"

[BACK TO RESULTS LIST \(/CASE-SEARCH\)](#)

[NEW SEARCH](#)

JEFFREY STEBBINS

July 12, 1954 - August 18, 2010
(56 years)

Case Number

2010-05470

Case Status

CLOSED

Body Status

11/14/2022

RELEASED

Gender

MALE

Ethnicity

CAUCASIAN

Place of Death

HOSPITAL

Manner

NATURAL

Investigator

NELSON

Deputy Medical Examiner

DR. POUKENS

Cause A

ARTERIOSCLEROTIC CARDIOVASCULAR DISEASE

Cause B

N/A

Cause C

N/A

11/14/2022

Cause D

N/A

Other Significant Conditions

HYPERTENS VE HEART DISEASE. END STAGE RENAL DISEASE.

[PURCHASE DOCUMENTS \(/PURCHASE-CASE-DOCUMENTS/?CASENUMBER=2010-05470\)](#)

For more case information, please call the Records unit number: 323-343-0695.

Deferred = Pending additional investigation.

Cases on security hold will not be displayed in the search results.

Coroner Case information displayed or populated on this website is public record and is subject to disclosure by the California Public Records Act.

11/14/2022

11/14/2022

EXHIBIT 8

11/14/2022



The Los Angeles County
Sheriff's Department

Welcome
Inmate Information Center

[BACK](#)


(The information was current as of: 11/09/2021 15:03)

Booking No.: 2677862 Last Name: GEARY First Name: DAVID Middle Name:

Sex: M Race: W Date Of Birth: 02/02/1966 Age: 45 Hair: BRO Eyes: GRN Height: 601 Weight: 210

Id Level: P Main No: [REDACTED]

Special Handling: Charge Level: F

ARREST

Arrest Charge: 273.5(A)PC Charge Description: CORPORAL INJURY ON SPOUSE/COHABITANT/ETC

Arrest Date: 03/17/2011 Arrest Time: 2245 Arrest Agency: 2601 Agency Description: LASD-PALMDALE STATION
PATROL

Date Booked: 03/18/2011 Time Booked: 0155 Booking Location: PLM Location Description: STA - PALMDALE

BAIL

Total Bail Amount: 50,000.00 Total Hold Bail Amount: 0.00 Grand Total: 50,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 03/18/2011 Assigned Time: 0155 Visitor Status: N

Facility:
Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: ANT Next Court Date: 03/21/2011 Next Court Time: 0800 Next Court Case: [REDACTED]

Court Name: ANTELOPE VALLEY MUNI COURT
Court Address: 42011 4TH STREET WEST Court City: LANCASTER UPT

RELEASE

Actual Release Date: 03/18/2011 Release Time: 1430 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

11/9/21, 3:12 PM

LASD Inmate Information Center - Booking Details

Case No	Charge	Level	Case Name	Court Address	Court City	Bail Amt	Fine Amt	Court Date	Sent Date	Sent Days	Disp Code
[REDACTED]	273:5(A)PC	F				50,000.00	.00	03/21/2011		0	

Inmate AKA's

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
GEARY	DAVID			M	W	02/02/1966	45	2601	03/18/2011

New Search

11/11/2021

11/14/2022

EXHIBIT 9

11/14/2022

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**LOS ANGELES COUNTY
MEDICAL EXAMINER-CORONER**

"Law and Science Serving the Community"

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[NEW SEARCH](#)

DAVID GEARY

February 2, 1966 - March 18, 2011
(45 years)

Case Number

2011-01979

Case Status

CLOSED

Body Status

11/14/2022

READY

Gender

MALE

Ethnicity

CAUCASIAN

Place of Death

JAIL

Manner

SUICIDE

Investigator

PAVEK

Deputy Medical Examiner

DR. DJABOURIAN

Cause A

HANGING

Cause B

N/A

Cause C

N/A

11/14/2022

Cause D

N/A

Other Significant Conditions

CARDIOMEGALY

[PURCHASE DOCUMENTS \(/PURCHASE-CASE-DOCUMENTS/?CASENUMBER=2011-01979\)](#)

For more case information, please call the Records unit number: 323-343-0695.

Deferred = Pending additional investigation.

Cases on security hold will not be displayed in the search results.

Coroner Case information displayed or populated on this website is public record and is subject to disclosure by the California Public Records Act.

11/13/2022

1144222

EXHIBIT 10

11/14/2022



Search

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Search for Case Number by Defendant Name

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The following list might contain records of different people of the same name, and it may not contain records of the person whom you are searching.

IMPORTANT

Effective Monday, November 23, 2015, this site will return only the case number, defendant name, filing date and filing location of cases that match the party name you submitted. To view additional information about a case, please visit our Criminal Case Summary site.

Result of query on Monday, November 7, 2022 11:11:02 AM

Last Name: Geary (*Sounds Like*)

First Name: David (*Sounds Like*)

(A Month and Year of Birth was provided for this search)02/1966

[New Search](#)

#	Name	Def. ID	Case Number	Filing Date	Filing Location
No records were found matching the information you provided.					

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11/14/2022

11/14/2022

EXHIBIT 11

11/14/2022



The Los Angeles County
Sheriff's Department

Welcome to
Inmate Information Center

BACK



(The information was current as of: 12/16/2021 07:37)

Booking No: 3092401 Last Name: MCNIE First Name: HUGH Middle Name: O'DONNELL

Sex: M Race: W Date Of Birth: 10/08/1937 Age: 74 Hair: GRY Eyes: BLU Height: 503 Weight: 160

Id Level: T Main No: CII No: File No: [REDACTED]

Special Handling: Charge Level: M

ARREST

Arrest Charge: 243(E)(1)PC Charge Description: BATT EX-SPOUSE/FIANCEE/PERSN W/DATING REL

Arrest Date: 03/20/2012 Arrest Time: 0005 Arrest Agency: 2901 Agency Description: LASD-WALNUT STATION-PATROL

Date Booked: 03/22/2012 Time Booked: 0045 Booking Location: WAL Location Description: STA - WALNUT

BAIL

Total Bail Amount: 20,000.00 Total Hold Bail Amount: 0.00 Grand Total: 20,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 03/22/2012 Assigned Time: 0045 Visitor Status: N

Facility:

Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: POM Next Court Date: 03/23/2012 Next Court Time: 0830 Next Court Case: [REDACTED]

Court Name: POMONA MUNICIPAL COURT

Court Address: 350 W. MISSION BOULEVARD Court City: POMONA UPT

RELEASE

Actual Release Date: 03/21/2012 Release Time: 1000 Release Reason: EMER Reason Description: EMERGENCY RELEASE

Release Agency: Agency Description:

Case Information

11/14/2022

12/16/21 7:42 AM

LASD Inmate Information Center - Booking Details

Case No	Charge No	Level	County	County Address	County City	Hall Amt	Rate	Court Date	Seq. Line	Seq. Days	Days
	243(E) (1)PC	M				20,000.00	.00	03/23/2012		0	

Inmate AKAs

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
MCNIE	HUGH	ODONNELL		M	W	10/08/1937	74	2901	03/22/2012

New Search

11/14/2021

11/14/2022

EXHIBIT 12

11/14/2022

lacounty.gov [<http://lacounty.gov>] [Select Language](#)



LOS ANGELES COUNTY MEDICAL EXAMINER-CORONER

"Law and Science Serving the Community"

[BACK TO RESULTS LIST \(/CASE-SEARCH\)](#)

[NEW SEARCH](#)

HUGH MCNIE

October 8, 1937 - March 21, 2012
(74 years)

Case Number

2012-01970

Case Status

CLOSED

Body Status

11/13/22 6:12 PM

READY

Gender

MALE

Ethnicity

CAUCASIAN

Place of Death

HOSPITAL

Manner

NATURAL

Investigator

MAGDALENO

Deputy Medical Examiner

DR. POUKENS

Cause A

CORONARY ARTERY DISEASE

Cause B

N/A

Cause C

N/A

11/14/2022

Cause D

N/A

Other Significant Conditions

N/A

[PURCHASE DOCUMENTS //PURCHASE-CASE-DOCUMENTS/?CASENUMBER=2012-01970](#)

For more case information, please call the Records unit number: 323-343-0695.

Deferred = Pending additional investigation.

Cases on security hold will not be displayed in the search results.

Coroner Case information displayed or populated on this website is public record and is subject to disclosure by the California Public Records Act.

11/14/2022

11/14/2022

EXHIBIT 13

11/14/2022



The Los Angeles County
Sheriff's Department

Welcome to
Inmate Information Center

[BACK](#)


(The information was current as of: 11/09/2021 14:18)

Booking No: 3461801 Last Name: KUBLER First Name: TERRY Middle Name:

Sex: M Race: W Date Of Birth: 12/16/1952 Age: 60 Hair: BRO Eyes: GRN Height: 506 Weight: 150

Id Level: P Main No: [REDACTED] File No:

Special Handling: Charge Level: F

ARREST

Arrest Charge: 207(A)PC Charge Description: KIDNAPPING

Arrest Date: 02/14/2013 Arrest Time: 1100 Arrest Agency: 4216 Agency Description: LAPD-FOOTHILL DIVISION

Date Booked: 02/14/2013 Time Booked: 1147 Booking Location: 4216 Location Description: LAPD - FOOTHILL

BAIL

Total Bail Amount: 100,000.00 Total Hold Bail Amount: 0.00 Grand Total: 100,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 02/15/2013 Assigned Time: 1226 Visitor Status: N

Facility:

Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: Next Court Date: Next Court Time: 0000 Next Court Case:

Court Name:

Court Address: Court City:

RELEASE

Actual Release Date: 02/14/2013 Release Time: 1641 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

Case No: Charge Level Court Court Court Jail Apt Pine Court Sent Sent Day

11/14/2021

11/9/21 2:33 PM

LASD Inmate Information Center - Booking

No.	Name	Address	City	Amount	Date	Date	Days	Code
[REDACTED]	207(A)PC	E		100,000.00	00		0	

Inmate AKA's

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
KUBLER	TERRY			M	W	12/16/1952	60	4216	02/14/2013

New Search

11/14/2022

EXHIBIT 14

11/14/2022



LOS ANGELES
Sheriff's Department

WELCOME
Inmate Information Center

BACK



(The information was current as of: 03/23/2022 06:39)

Booking No.: 4741567 Last Name: DAVALOS First Name: LUIS Middle Name:

Sex: M Race: H Date Of Birth: 09/07/1984 Age: 31 Hair: BLK Eyes: BRO Height: 511 Weight: 240

Id Level: P Main No. [REDACTED]

Special Handling: Charge Level: F

ARREST

Arrest Charge: 69PC Charge Description: OBSTRUCT/RESIST EXECUTIVE OFFICER

Arrest Date: 08/04/2016 Arrest Time: 2323 Arrest Agency: 0201 Agency Description: LASD-ELA STATION PATROL

Date Booked: 08/05/2016 Time Booked: 0045 Booking Location: ELA Location Description: STA - EAST LOS ANGELES

BAIL

Total Bail Amount: 25,000.00 Total Hold Bail Amount: 0.00 Grand Total: 25,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 08/05/2016 Assigned Time: 0045 Visitor Status: N

Facility:
Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: M30 Next Court Date: 08/08/2016 Next Court Time: 0830 Next Court Case: [REDACTED]

Court Name: LOS ANGELES MUNI CT DIV 30
Court Address: 210 W. TEMPLE STREET Court City: LOS ANGELESUPT

RELEASE

Actual Release Date: 08/06/2016 Release Time: 1840 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

11/14/2022

Case No.	Charge No.	Level	Court Name	Court Address	Court City	Bail Amt.	Fine Amt.	Court Date	Sent. Date	Sent. Day(s)	Disp Code
[REDACTED]	69PC	F				25,000.00	.00	08/08/2016		0	

Inmate AKAs

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
DAVALOS	LUIS			M	H	09/07/1984	31	0201	08/05/2016

[New Search](#)

111412022

11/14/2022

EXHIBIT 15

11/14/2022



San Diego Sheriff's Department

Welcome Inmate Information Center

[BACK](#)



(The information was current as of: 03/22/2022 09:09)

Booking No: 5484499 Last Name: PAREDES First Name: RUFINO Middle Name:

Sex: M Race: H Date Of Birth: 09/10/1988 Age: 30 Hair: BLK Eyes: BRO Height: 511 Weight: 200

Id Level: P Main No: [REDACTED]

Special Handling: Charge Level: F

ARREST

Arrest Charge: A487(D)PC Charge Description: ATTEMPT GRAND THEFT FIREARM/ETC

Arrest Date: 11/29/2018 Arrest Time: 2144 Arrest Agency: 1401 Agency Description: LASD-INDUSTRY STATION PATROL

Date Booked: 11/29/2018 Time Booked: 2215 Booking Location: IDT Location Description: STA - INDUSTRY

BAIL

Total Bail Amount: 35,000.00 Total Hold Bail Amount: 0.00 Grand Total: 35,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 11/29/2018 Assigned Time: 2215 Visitor Status: N

Facility:
Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: RHO Next Court Date: 11/30/2018 Next Court Time: 0800 Next Court Case: [REDACTED]

Court Name: RIO HONDO MUNICIPAL COURT

Court Address: 11234 VALLEY BOULEVARD Court City: EL MONTEPT

RELEASE

Actual Release Date: 11/30/2018 Release Time: 0600 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

11/11/2022

Case No.	Charge No.	Level	Court Name	Court Address	Court City	Bail Amt.	Fine Amt.	Court Date	Sent. Date	Sent. Day(s)	Disp Code
[REDACTED]	A487(D)PC	F				35,000.00	.00	11/30/2018		0	

Inmate AKAs

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
PAREDES	RUFINO			M	H	09/10/1988	30	1401	11/29/2018

New Search

11/14/2022

11/14/2022

EXHIBIT 16

11/14/2022

11/14/2022

Exhibit A

SUMMONS
(CITACION JUDICIAL)

SUM-100

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)
COUNTY OF LOS ANGELES
FILED

2021 FEB 24 P 2:35

[Handwritten signature]

NOTICE TO DEFENDANT:

(AVISO AL DEMANDADO):

THE COUNTY OF LOS ANGELES, a municipal corporation;
ADDITIONAL PARTIES ATTACHMENT FORM IS ATTACHED.

YOU ARE BEING SUED BY PLAINTIFF:

(LO ESTÁ DEMANDANDO EL DEMANDANTE):

THE ESTATE OF RUFINO PAREDES; ADDITIONAL PARTIES ATTACHMENT IS ATTACHED

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): Superior Court of California
County of Los Angeles - Central District
111 North Hill Street, Los Angeles, CA 90012

CASE NUMBER: (Número del Caso):
20STCV02074

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):

Stewart J. Powell (SBN 175226); 725 S. Figueroa St., Suite 1750, Los Angeles, CA 90017; (213) 955-7145

DATE: Sherri R. Carter Executive Officer, Clerk of Court

(Fecha) 01/05/2021

(Secretario)

M. Mariano

Deputy
(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).)



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): The County of Los Angeles, a municipal corporation
under: ☒ CCP 416.10 (corporation) ☐ CCP 416.60 (minor)
☐ CCP 416.20 (defunct corporation) ☐ CCP 416.70 (conservatee)
☐ CCP 416.40 (association or partnership) ☐ CCP 416.90 (authorized person)
☐ other (specify):
4. ☒ by personal delivery on (date)

Page 1 of 1

2/24/21

11/14/2022

SUM-200(A)

SHORT TITLE: The Estate of Rufino Paredes v. The Couty of Los Angeles, et.al.	CASE NUMBER: 20STCV02074
--	-----------------------------

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

TAURINA MARQUEZ, an individual; JASMINE OSORIO, an individual; D.P., a minor, by and through her Parent and Guardian ad Litem Jasmine Osorio; D.P., a minor, by and through his Parent and Guardian ad Litem Jasmine Osorio; K.P., a minor, by and through her Parent and Guardian ad Litem Jennifer Nunez; H. P., a minor, by and through her Parent and Guardian ad Litem Jennifer Nunez; D.P., a minor, by and through his Parent and Guardian ad Litem Azenet Avina

Page 2 of 3

Page 1 of 1

11442022

SUM-200(A)

SHORT TITLE: The Estate of Rufino Paredes v. The Couty of Los Angeles, et.al.	CASE NUMBER: 20STCV02074
--	-----------------------------

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

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT; ALEX VILLANUEVA, individually and in his Official Capacity as Sheriff of Los Angeles County; JIM MCDONNELL, individually and in his Official Capacity as Sheriff of Los Angeles County; SHAWN P. MERRICK, an individual; VINCENT RODRIGUEZ, an individual; TIFFANY CROWDER-MILLER, an individual; and Does 1 to 25, inclusive,

Page 3 of 3

Page 1 of 1

11/14/2022

Assigned for all purposes to: Spring Street Courthouse, Judicial Officer: Laura Seigle

1 Stewart J. Powell (State Bar No. 175226)
2 YACoubian & Powell LLP
3 725 South Figueroa St. Suite 1750
4 Los Angeles, California 90017
5 Telephone: (213) 955-7145
6 Facsimile: (213) 955-7146

7 Attorneys for Plaintiffs
8 ESTATE OF RUFINO PAREDES,
9 TAURINA MARQUEZ, JASMINE OSORIO,
10 D.P., a minor, D.P., a minor, K.P., a minor,
11 H.P., a minor, and D.P., a minor.

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **COUNTY OF LOS ANGELES**

14 **20STCV02074**

15 THE ESTATE OF RUFINO PAREDES;) CASE NO.:
16 TAURINA MARQUEZ, an individual;)
17 JASMINE OSORIO, an individual;) PLAINTIFFS' COMPLAINT FOR:
18 D.P., a minor, by and through her Parent and)
19 Guardian ad Litem Jasmine Osorio; D.P., a) (1) DELIBERATE INDIFFERENCE AND
20 minor, by and through his Parent and) DENIAL OF MEDICAL CARE (42
21 Guardian ad Litem Jasmine Osorio;) U.S.C. § 1983);
22 K.P., a minor, by and through her Parent and) (2) CONDITIONS OF CONFINEMENT -
23 Guardian ad Litem Jennifer Nunez; H. P., a) SUBSTANTIVE DUE PROCESS (42
24 minor, by and through her Parent and) U.S.C. § 1983);
25 Guardian ad Litem Jennifer Nunez; D.P., a) (3) RIGHT OF FAMILIAL
26 minor, by and through his Parent and) ASSOCIATION (42 U.S.C. § 1983);
27 Guardian ad Litem Azenet Avina,) (4) WRONGFUL DEATH (Cal. Code Civ.
28) Proc. § 377.60);
Plaintiffs,) (5) VIOLATION OF CIVIL CODE §§ 43,
vs.) 51.7 AND 52.1(B);
THE COUNTY OF LOS ANGELES, a) (6) NEGLIGENCE (Gov't Code §815.2);
municipal corporation; LOS ANGELES) (7) NEGLIGENT INFLICTION OF
COUNTY SHERIFF'S DEPARTMENT; JIM) EMOTIONAL DISTRESS;
MCDONNELL, individually and in his) (8) DENIAL OF MEDICAL CARE (Gov't
Official Capacity as Sheriff of Los Angeles) Code §845.6)
County; ALEX VILLANUEVA, individually)
and in his Official Capacity as Sheriff of Los) DEMAND FOR JURY TRIAL
Angeles County; SHAWN P. MERRICK, an)
individual; VINCENT RODRIGUEZ, an)
individual; TIFFANY CROWDER-MILLER,)
an individual; and Does 1 to 25, inclusive,)

Defendants.

1 Plaintiffs The Estate Of Rufino Paredes; Taurina Marquez, an individual; Jasmine
 2 Osorio, an individual; D.P., a minor, by and through her Parent and Guardian *ad Litem* Jasmine
 3 Osorio; D.P., a minor, by and through his Parent and Guardian *ad Litem* Jasmine Osorio; K.P., a
 4 minor, by and through her Parent and Guardian *ad Litem* Jennifer Nunez; H. P., a minor, by and
 5 through her Parent and Guardian *ad Litem* Jennifer Nunez; D.P., a minor, by and through his
 6 Parent and Guardian *ad Litem* Azenet Avina (collectively, "Plaintiffs") hereby submit this
 7 Complaint against Defendants the County of Los Angeles and the Los Angeles County Sheriff's
 8 Department, Sheriff JIM MCDONNELL, Sheriff Alex Villanueva, individual deputies of the Los
 9 Angeles County Sheriff's Department identified herein, and applicable Doe Defendants,
 10 (collectively, "Defendants") and allege as follows:

11 INTRODUCTION

12 1. This case is necessary to address the unnecessary and tragic death of Mr. Rufino
 13 Paredes while in the custody of the Los Angeles County Sheriff's Department ("LASD"). On
 14 November 29, 2018, Mr. Paredes was arrested by Los Angeles County Sheriff's Deputies.
 15 Deputies ignored warnings of Mr. Paredes' family and friends that his current mental state
 16 presented an immediate need for medical attention and their requests that Mr. Paredes be
 17 provided with medical treatment. Instead, Deputies detained him without medical care at the
 18 LASD Industry Station. Mr. Paredes was dead less than nine (9) hours later from self-inflicted
 19 injuries due to the actions and inaction of Defendants.

20 2. Mr. Paredes is survived by his mother Taurina Marquez, his domestic partner
 21 Jasmine Osorio, two brothers and five young children. His family will never be the same, and no
 22 lawsuit can make them whole. But, through this case, Plaintiffs seek to hold Defendants
 23 accountable for their actions and seek monetary damages from Defendants for violating Mr.
 24 Paredes' various rights under state and federal law.

25 PARTIES

26 3. At all relevant times, RUFINO PAREDES ("Mr. Paredes" or "Decedent") was an
 27 individual residing in the County of Los Angeles, in the State of California. He is survived by his
 28 mother, a domestic partner, and five children. Mr. Paredes did not have a will or any form of

1 testamentary interest and died intestate. The Estate Of Rufino Paredes ("the Estate") is a Probate
 2 Estate established under the California Probate Code. A declaration pursuant to California Code
 3 of Civil Procedure section 377.32 is attached [or a Probate Case entitled In Re Estate of Rufino
 4 Parades is now pending in the Los Angeles Superior Court, Case No. 20STPBXXXXXXXXXX].

5 4. Plaintiff TAURINA MARQUEZ ("Ms. Marquez") is, and at all relevant times
 6 was, an individual residing in the County of Los Angeles, in the State of California. She brings
 7 this lawsuit in her individual capacity as Decedent's mother and as a representative of his Estate.
 8 Ms. Marquez seeks all damages available under federal and state law including, but not limited
 9 to, under C.C.P. section 373.60 (wrongful death); C.C.P. section 373.30 (survival); loss of
 10 society and companionship of Decedent; funeral and burial expenses, and the mental, physical,
 11 and emotional pain and suffering of Decedent.

12 5. Plaintiff JASMINE OSORIO ("Ms. Osorio") is, and at all relevant times was, an
 13 individual residing in the County of Los Angeles, in the State of California. She brings this
 14 lawsuit in her individual capacity as Mr. Paredes' domestic partner and as guardian *ad litem* to
 15 her and Mr. Paredes' minor children: D.P. #1, D.P. #2 and D.P. #3. Ms. Osorio is a "heir at law"
 16 (CCP 373.60) and a "successor-in-interest" (CCP 377.60) to Decedent. Ms. Osorio seeks all
 17 damages available under federal and state law including under C.C.P. section 373.60 (wrongful
 18 death). The damages sought by Ms. Osorio include, but are not limited to, the loss of Decedent's
 19 love, companionship, comfort, care, assistance, protection, affection, society, and moral support;
 20 loss of financial support, future earnings and earning capacity; loss of gifts and benefits; funeral
 21 and burial expenses; loss of the reasonable value of household services; loss of relationship with
 22 Decedent; loss of consortium, and the mental, physical, and emotional pain and suffering of
 23 Decedent.

24 6. Plaintiff D.P. #1¹ is a minor child who at all relevant times was residing in the
 25 County of Los Angeles and is the natural born child of Decedent. Plaintiff D.P. #1 sues by and
 26 through her Guardian *ad Litem* and natural mother, Ms. Osorio, both in her individual capacity
 27

28 ¹ Three minor Plaintiffs have the same initials, D.P. For ease of reference and to avoid confusion, these
 minors are referred to herein as "D.P.#1", "D.P. #2" and "D.P. #3."

1 and as a successor-in-interest to Decedent and The Estate of Rufino Paredes pursuant to Code of
2 Civil Procedure section 377.32. Plaintiff D.P. #1 is a "heir at law" (CCP 373.60) and a
3 "successor-in-interest" (CCP 377.60) to Decedent. Plaintiff D.P. #1 seeks all damages available
4 under federal and state law including under C.C.P. section 373.60 (wrongful death). The
5 damages sought by D.P. #1 for the loss of her father include, but are not limited to, the loss of
6 Decedent's love, companionship, comfort, care, assistance, protection, affection, society, and
7 moral support; loss of financial support and earning capacity; loss of gifts and benefits; funeral
8 and burial expenses; loss of the reasonable value of household services; loss of relationship with
9 Decedent; and the mental, physical, and emotional pain and suffering of Decedent.

10 7. Plaintiff D.P. #2 is a minor child who at all relevant times was residing in the
11 County of Los Angeles and is the natural born child of Decedent. Plaintiff D.P. #2 sues by and
12 through his Guardian *ad Litem* and natural mother, Ms. Osorio, both in her individual capacity
13 and as a successor-in-interest to Decedent and The Estate of Rufino Paredes pursuant to Code of
14 Civil Procedure section 377.32. Plaintiff D.P. #2 is a "heir at law" (CCP 373.60) and a
15 "successor-in-interest" (CCP 377.60) to Decedent. Plaintiff D.P. #2 seeks all damages available
16 under federal and state law including under C.C.P. section 373.60 (wrongful death). The
17 damages sought by D.P. #2 for the loss of his father include, but are not limited to, the loss of
18 Decedent's love, companionship, comfort, care, assistance, protection, affection, society, and
19 moral support; loss of financial support and earning capacity; loss of gifts and benefits; funeral
20 and burial expenses; loss of the reasonable value of household services; loss of relationship with
21 Decedent; and the mental, physical, and emotional pain and suffering of Decedent.

22 8. Plaintiff K.P. is a minor child who at all relevant times was residing in the County
23 of Los Angeles and is the natural born child of Decedent. Plaintiff K.P. sues by and through her
24 Guardian *ad Litem* and natural mother, Jennifer Nunez, both in her individual capacity and as a
25 successor-in-interest to Decedent and The Estate of Rufino Paredes pursuant to Code of Civil
26 Procedure section 377.32. Plaintiff K.P. is a "heir at law" (CCP 373.60) and a "successor-in-
27 interest" (CCP 377.60) to Decedent. Plaintiff K.P. seeks all damages available under federal and
28 state law including under C.C.P. section 373.60 (wrongful death). The damages sought by K.P.

1 for the loss of her father include, but are not limited to, the loss of Decedent's love,
 2 companionship, comfort, care, assistance, protection, affection, society, and moral support; loss
 3 of financial support and earning capacity; loss of gifts and benefits; funeral and burial expenses;
 4 loss of the reasonable value of household services; loss of relationship with Decedent; and the
 5 mental, physical, and emotional pain and suffering of Decedent.

6 9. Plaintiff H.P. is a minor child who at all relevant times was residing in the County
 7 of Los Angeles and is the natural born child of Decedent. Plaintiff H.P. sues by and through her
 8 Guardian *ad Litem* and natural mother, Jennifer Nunez, both in her individual capacity and as a
 9 successor-in-interest to Decedent and The Estate of Rufino Paredes pursuant to Code of Civil
 10 Procedure section 377.32. Plaintiff H.P. is a "heir at law" (CCP 373.60) and a "successor-in-
 11 interest" (CCP 377.60) to Decedent. Plaintiff H.P. seeks all damages available under federal and
 12 state law including under C.C.P. section 373.60 (wrongful death). The damages sought by H.P.
 13 for the loss of her father include, but are not limited to, the loss of Decedent's love,
 14 companionship, comfort, care, assistance, protection, affection, society, and moral support; loss
 15 of financial support and earning capacity; loss of gifts and benefits; funeral and burial expenses;
 16 loss of the reasonable value of household services; loss of relationship with Decedent; and the
 17 mental, physical, and emotional pain and suffering of Decedent.

18 10. Plaintiff D.P. #3 is a minor child who at all relevant times was residing in the
 19 County of Los Angeles and is the natural born child of Decedent. Plaintiff D.P. #3 sues by and
 20 through his Guardian *ad Litem* and natural mother, Ms. Osorio, both in her individual capacity
 21 and as a successor-in-interest to Decedent and The Estate of Rufino Paredes pursuant to Code of
 22 Civil Procedure section 377.32. Plaintiff D.P. #3 is a "heir at law" (CCP 373.60) and a
 23 "successor-in-interest" (CCP 377.60) to Decedent. Plaintiff D.P. #3 seeks all damages available
 24 under federal and state law including under C.C.P. section 373.60 (wrongful death). The
 25 damages sought by D.P. #3 for the loss of his father include, but are not limited to, the loss of
 26 Decedent's love, companionship, comfort, care, assistance, protection, affection, society, and
 27 moral support; loss of financial support and earning capacity; loss of gifts and benefits; funeral
 28

1 and burial expenses; loss of the reasonable value of household services; loss of relationship with
2 Decedent; and the mental, physical, and emotional pain and suffering of Decedent.

3 11. Plaintiffs are informed and believe, and on that basis allege that D.P. #1, D.P. #2,
4 D.P.#3, H.P. and K.P. are all of Decedent's heirs-at-law.

5 12. Defendant COUNTY OF LOS ANGELES ("County") is now and at all relevant
6 times has been a public entity organized and existing under the laws of the State of California
7 and owns, operates, manages, directs and controls the LOS ANGELES COUNTY SHERIFF'S
8 DEPARTMENT ("LASD"), an operating department or administrative subdivision of the
9 County. Both the County and LASD are "persons" subject to suit within the meaning of Title
10 42, U.S.C. section 1983 and applicable cases interpreting it, including *Monell v New York Dept.*
11 *of Social Serv.*, 436 U.S. 658 (1978).

12 13. Defendant COUNTY is now and at all relevant times has been responsible for the
13 hiring, training, and supervision of the conduct of their employees and agents, including the
14 LASD and all of its deputies and members. At all relevant times, Defendant COUNTY was
15 responsible for assuring that the actions, conduct, policies, procedures, and customs of their
16 LASD deputies complied with, *inter alia*, the laws and Constitutions of the United States and the
17 State of California. Plaintiffs are informed and believe and therefore allege that Defendant
18 COUNTY is responsible for implementing, maintaining, sanctioning, or condoning policies,
19 customs and practices under which the wrongful or illegal acts hereinafter complained of
20 occurred. As alleged herein, Defendants COUNTY and LASD are liable for Plaintiffs' damages
21 by reason of their policies, customs and practices, failure to train, deliberate indifference and/or
22 ratification.

23 14. Defendant JIM MCDONNELL ("McDonnell" or "Sheriff") is the duly-elected
24 Sheriff of Los Angeles County and was elected to that position on November 4, 2014.
25 McDonnell was sworn in as Sheriff on December 1, 2014. McDonnell at all times relevant
26 herein was employed by County as the Sheriff of the LASD and is sued in his individual and
27 official capacities. On information and belief, McDonnell was at all relevant times a resident of
28

1 the County of Los Angeles, State of California. McDonnell is sued in both his individual and
2 official capacities.

3 15. Defendant ALEX VILLANUEVA ("Villanueva" or "Sheriff") is the duly-elected
4 Sheriff of Los Angeles County and was elected to that position on November 6, 2018.
5 Villanueva was sworn in as Sheriff on December 3, 2018. Villanueva is now and at all times
6 relevant herein employed by County as the Sheriff of the LASD and is sued in his individual and
7 official capacities. To the extent any action or inaction alleged herein predates Villanueva's
8 election as Sheriff, he is sued as the successor to former Sheriff Jim McDonnell. On information
9 and belief, Villanueva was at all relevant times a resident of the County of Los Angeles, State of
10 California. Villanueva is sued in both his individual and official capacities.

11 16. Defendant SHAWN MERRICK ("Merrick") is now and at all relevant times
12 herein employed by County as a Deputy Sheriff of the LASD. On information and belief,
13 Defendant Merrick was at all relevant times a resident of the County of Los Angeles, State of
14 California. Merrick is sued in both his individual and official capacities.

15 17. Defendant VINCENT RODRIGUEZ ("Rodriguez") is now and at all relevant
16 times herein employed by County as a Deputy Sheriff of the LASD. On information and belief,
17 Defendant Rodriguez was at all relevant times a resident of the County of Los Angeles, State of
18 California. Rodriguez is sued in both his individual and official capacities.

19 18. Defendant TIFFANY CROWDER-MILLER ("Crowder-Miller") is now and at all
20 relevant times herein employed by County as a Deputy Sheriff of the LASD. On information and
21 belief, Defendant Crowder-Miller was at all relevant times a resident of the County of Los
22 Angeles, State of California. Crowder-Miller is sued in both her individual and official
23 capacities.

24 19. Plaintiffs are ignorant of the true names and capacities of Defendants sued herein
25 as DOES 1 through 25, inclusive, and Plaintiffs therefore name and sue these Defendants, and
26 each of them, by such fictitious names. Plaintiffs will amend this Complaint to allege the true
27 names of Defendants DOES 1 through 25, inclusive, when the same has been ascertained.
28 Plaintiffs are informed and believe, and on that basis alleges, that each of the fictitiously named

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1 Defendants are responsible in some manner for the occurrences herein alleged, and that
2 Decedent's and Plaintiffs' injuries were proximately caused by the acts and omissions of these
3 Defendants.

4 20. Plaintiffs are informed and believe and on that basis allege that in doing the acts
5 alleged in this Complaint, Defendants McDonnell, Villanueva, Merrick, Rodriguez, Crowder-
6 Miller, Rex, and DOES 1-25 were acting under the color of statutes, ordinances, regulations,
7 customs, laws and usages of Defendants County and LASD, and the State of California, and
8 under the authority of their respective offices.

9 21. Plaintiff is informed and believes, and on that basis alleges that, at all times herein
10 mentioned, each of the Defendants sued herein including DOES 1 through 25 inclusive, was the
11 agent, partner, affiliate, and employee of each of the remaining Defendants and was at all times
12 acting within the course and scope of such position and with the knowledge and consent of each
13 other.

14 22. Defendants at all times mentioned herein were the agents, servants, employers,
15 employees, partners, members, shareholders, officers, directors, joint venturers, and alter egos of
16 each other, and in doing or failing to do the things hereinafter mentioned were acting within the
17 purpose and scope of that agency and employment and with the knowledge and consent of each
18 other and with such a unity of interests between each other.

19
20 **EXHAUSTION OF ADMINISTRATIVE REMEDIES**

21 23. On May 29, 2019, Plaintiffs filed with the County of Los Angeles their Claims for
22 Damages to Person or Property pursuant to California Government Code section 911.2. On June
23 24, 2019, Plaintiffs filed Amended Claims. On July 17, 2019, the County of Los Angeles, by
24 and through its Board of Supervisors, rejected all of Plaintiffs' claims. This Complaint is filed
25 within 6-months of the rejection and is therefore timely. (Government Code section 945.6.)
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1 **FACTUAL ALLEGATIONS COMMON TO ALL CAUSES OF ACTION**

2 24. On November 29, 2018, at approximately 9:00 p.m., Defendants Merrick,
3 Rodriguez, and others – all LASD Deputies – responded to an auto burglary call in the city of La
4 Puente, County of Los Angeles. Once there, Defendants observed and made contact with
5 Decedent. Decedent's family members and neighbors advised and warned the LASD Deputies
6 that Decedent was acting erratically and was unstable, possibly caused by the ingestion of and
7 being under the influence of narcotics. Recognizing that Decedent was not acting normally, the
8 owner of the vehicle which was the subject of the alleged auto burglary declined to pursue
9 criminal charges against him. Defendants Merrick and Rodriguez decided to arrest Decedent
10 anyway.

11 25. Decedent's family informed Deputies that Decedent required medical attention
12 and asked Deputies take him to the hospital. Instead, Defendants Merrick and Rodriguez
13 transported Decedent directly to the LASD Industry Station for booking. During his intake,
14 Decedent advised Defendant Crowder-Miller that he had a drug problem. When Defendant
15 Crowder-Miller asked if Decedent was currently under the influence or had ingested any
16 narcotics recently, Decedent did not respond. Defendant Crowder-Miller did not investigate
17 Decedent's medical condition or inquire of Defendants Merrick and Rodriguez regarding any
18 possible drug use or medical issues Decedent may be experiencing. Defendants Merrick and
19 Rodriguez did not advise station personnel of Decedent's family's concerns. Decedent was in
20 custody as a pre-arraignment arrestee. Decedent was not given any medical evaluation or
21 attention from the time of his arrest to the time of his death. He was booked and placed in a
22 holding cell at Industry Station the evening of Thursday, November 29, 2018: a week after
23 Thanksgiving.

24 26. Plaintiffs are informed and believe, and on that basis allege, that the Defendants
25 named herein and LASD Deputies and jail personnel did not properly supervise, care for, or
26 check on Decedent's well-being with enough frequency and duration to ensure his safety. They
27 were deliberately indifferent to Decedent's medical needs despite Decedent's family placing
28 deputies on notice of those needs and Decedent's own statements during his booking.

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27. In the early hours of the following morning, Friday November 30, 2018, while in custody of the County and LASD, Mr. Paredes wrapped a bed sheet around his cell's door frame and the other end around his neck. Mr. Paredes then twisted the sheet until he suffocated. LASD personnel did not check on or monitor Mr. Paredes during the time it took him to remove the sheet from the bed, attach it to the door frame, wrap it around his neck, twist it sufficiently to cut off his airway, or for him to suffocate into unconsciousness and eventually death. Mr. Paredes died less than nine (9) hours after being taken into the care and custody of the LASD.

28. During the relevant period herein, Decedent Mr. Paredes suffered from a medical condition that, if untreated, could (and in this case did) result in further significant injury or the unnecessary and wanton infliction of pain on him.

29. On information and belief, Mr. Paredes did not receive any medical attention during his time in custody.

30. Autopsy findings established what Decedent's family and neighbors told LASD Deputies at the time of arrest: his blood contained marijuana, methamphetamine, and amphetamine. His stomach contained a baggy of narcotics and pieces of 8 different pills.

31. This tragic death should never have occurred. By taking Decedent into custody, the Defendants named herein (collectively, "LASD") voluntarily undertook a duty to protect and care for Decedent. LASD and all Defendants herein breached that duty of care by failing to provide Decedent with medical treatment, failing to properly protect, supervise and monitor him while incarcerated, failing to provide adequate security, and failing to provide appropriate housing conditions to Decedent, among other unconstitutional and unreasonable conduct. Defendants' negligence and affirmative conduct contributed to, increased, and created a risk of harm to Decedent which was a substantial factor and proximate cause of his death.

32. Defendants knew that Decedent needed medical and/or mental health care and treatment. The County/LASD, and each Defendant, acted negligently, carelessly, recklessly and/or with a wanton disregard and deliberate indifference to Mr. Paredes' safety and life. LASD employed, managed, trained and supervised LASD deputies and personnel, proximately causing death to Decedent, and injury and damage to each Plaintiff herein.

1 33. Pleading in the alternative to Defendants' actual knowledge, through the exercise
2 of reasonable diligence Defendants, and each of them, should have known that Decedent needed
3 medical and/or mental health care and treatment. The County/LASD, and each Defendant, acted
4 negligently, carelessly, recklessly and/or with a wanton disregard and deliberate indifference to
5 Mr. Parades' safety and life. LASD employed, managed, trained and supervised LASD deputies
6 and personnel, proximately causing death to Decedent, and injury and damage to each Plaintiff
7 herein.

8 34. Defendants, and each of them, were required to provide Decedent with treatment
9 and conditions of confinement that provide adequate him with food, clothing, shelter, sanitation,
10 medical care and personal safety.

11 35. Defendants, and each of them, either acted with deliberate indifference to Mr.
12 Parades' needs and rights or their conduct was so reckless as to be tantamount to a desire to
13 inflict harm on Mr. Parades. Defendants acted with a deliberate indifference to Mr. Parades'
14 safety and threats to his safety. They acted with deliberate indifference to Mr. Parades' serious
15 illness and need for medical care and attention.

16 36. LASD's policies and procedures, customs and/or practices as implemented and
17 approved by Sheriff Villanueva and the policy and procedures of the County of Los Angeles
18 were a substantial factor in causing Mr. Paredes' death. County and LASD maintained
19 unconstitutional policies, procedures, customs and/or practices that caused or contributed to the
20 death of Mr. Parades, specifically:

- 21 A. Failure to provide adequate training and supervision to sheriff deputies with
22 respect to constitutional requirements in the care and custody of arrestees;
23 B. Failure to provide adequate training and supervision to sheriff deputies with
24 respect to constitutional requirements in the care and custody of arrestees.
25 C. Failure to adequately investigate, take appropriate corrective action, discipline or
26 retrain officers involved in misconduct or denial of medical care;
27
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- 1 D. Selection, retention, and assignment of deputies with demonstrable propensities
2 for negligence, indifference to medical needs of arrestees, dishonesty and other
3 misconduct;
- 4 E. Condonation and encouragement of deputies in the belief that they can violate the
5 rights of persons, such as Mr. Paredes, and that such conduct will not adversely
6 affect their opportunities for promotion and other employment benefits.
- 7 F. Ratification by the highest levels of authority of the specific unconstitutional acts
8 alleged in this complaint and, in particular, the ratification of conduct and the
9 wrongful death of Mr. Paredes.

10
11 **FIRST CAUSE OF ACTION**

12 **VIOLATION OF CIVIL RIGHTS; 42 U.S.C. §1983**
13 **DELIBERATE INDIFFERENCE TO MEDICAL NEEDS AND FAILURE TO PROVIDE**
14 **MEDICAL CARE**

15 **(AGAINST ALL DEFENDANTS AND DOES 1-25 except COUNTY AND LASD)**

16 37. Plaintiffs hereby incorporate by reference each and every allegation contained in
17 paragraphs 1 through 36, set forth above, as though fully set forth herein.

18 38. Plaintiffs and informed and believe, and on that basis allege, that the detention
19 and arrest of Decedent was unreasonable as the alleged "victim" did not wish to have Decedent
20 arrested as he understood Decedent was likely under the influence of narcotics and in need of
21 medical attention.

22 39. Defendants knew or should have known that Decedent had ingested an unknown
23 quantity of narcotics, was acting erratically, and was in need of serious medical assistance, both
24 physically and psychologically. Instead, Defendants were deliberately indifferent to Decedent's
25 rights when they unreasonably refrained from providing or obtaining adequate and timely
26 medical care. Defendants knew or should have known that any delay in providing immediate
27 medical care for a potential overdoses or mental health emergency could and would have
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1 irreversible medical consequences and could, and in fact did, result in Decedent's untimely
2 death.

3 40. Instead, Defendants failed to provide or obtain any medical care for Decedent
4 whatsoever. They did not take him to a hospital for medical evaluation or treatment; they did not
5 investigate his physical or mental condition or well-being despite being advised by family and
6 friends of his impairment and Decedent himself admitting to drug use; they did not seek a mental
7 health hospitalization and hold pursuant to Welfare and Institutions Code section 5150. They
8 simply booked him and placed him in a jail cell.

9 41. Thereafter, Defendants failed to monitor Decedent's well-being and failed to
10 account for Decedent's condition with enough frequency to ensure his safety while in
11 Defendants' custody.

12 42. By reason of the afore-described acts and omissions of Defendants, and each of
13 them, Decedent died as a result of suicide.

14 43. By Defendants' acts and omissions in failing to summon medical care as soon as
15 they were informed of a possible medical emergency, failure to have Decedent evaluated for a
16 possible 5150 hold, and otherwise failing to attend to his physical and mental condition and
17 emergencies, Decedent was deprived of his rights, privileges and immunities guaranteed to him
18 by the Fourteenth Amendment to the U.S. Constitution and in violation of Title 42, U.S.C. §
19 1983.

20 44. Decedent suffered great physical and mental injury, trauma, pain, shock to the
21 nervous system, injury and death, loss of love, care, society, companionship, support and
22 affection, great anguish, anxiety, degradation, humiliation, fear and emotional distress; all
23 damages in an amount not yet ascertained but to be established by proof at trial.

24 45. The aforementioned acts and omissions of Defendants were done recklessly,
25 knowingly, intentionally, and for the purpose of vexing and injuring Decedent and to maliciously
26 deprive Decedent of rights guarantees him by the U.S. and California Constitutions and in
27 conscious disregard thereof. Plaintiffs claim exemplary and punitive damages on behalf of
28

1 Decedent from all Defendants, except for County and LASD, in an amount to be established by
2 proof at trial.

3 46. By reason of the acts and omissions of Defendants, Plaintiffs were required to
4 retain an attorney to institute and prosecute the within action and to render legal assistance to
5 Plaintiffs that they might vindicate their loss and Decedent's rights. Plaintiffs request payment
6 by Defendants of reasonable attorney's fees pursuant to Title 42, U.S.C. § 1988.

7
8 **SECOND CAUSE OF ACTION**

9 **VIOLATION OF CIVIL RIGHTS; TITLE 42, U.S.C. § 1983**
10 **DEPRIVATION OF SUBSTANTIVE DUE PROCESS RIGHTS**

11 **(AGAINST ALL DEFENDANTS)**

12 47. Plaintiffs hereby incorporate by reference each and every allegation contained in
13 paragraphs 1 through 46, set forth above, as though fully set forth herein.

14 48. Defendants' failure to provide immediate medical and mental health assistance to
15 Decedent, as a pre-trial detainee, under the circumstances presented and based on the facts
16 known at the time to Defendants was in reckless disregard of the rights of Plaintiffs herein and
17 with the intent to harm Decedent, lacking in any possible rational governmental justification or
18 interest. As such, the failure to provide medical and/or mental health care to Decedent deprived
19 Plaintiffs of the rights, privileges, and immunities not to have their familial association infringed
20 upon, interfered with, or deprived by the loss of life of their son, partner, and father, respectively,
21 as guaranteed them by the substantive due process rights provision of the Fourteenth
22 Amendment to the U.S. Constitution, in violation of Title 42, U.S.C. §1983. These deprivations
23 also deprived Decedent and Plaintiffs rights as guaranteed them by the Eighth Amendment to the
24 U.S. Constitution, in violation of Title 42, U.S.C. §1983.

25 49. By reason of the actions of Defendants set forth herein, Plaintiffs suffered and
26 continue to suffer great mental injury, trauma, pain, loss of the love, care, society,
27 companionship, and support and affection of their loved one; and great anguish, anxiety,
28

1 degradation, humiliation, fear and emotional distress; all damages in an amount not yet
2 ascertained but to be established by proof at trial.

3
4 **THIRD CAUSE OF ACTION**

5 **VIOLATION OF CIVIL RIGHTS; TITLE 42, U.S.C. § 1983**
6 **RIGHT OF FAMILIAL ASSOCIATION**

7 **(AGAINST ALL DEFENDANTS)**

8 50. Plaintiffs hereby incorporate by reference each and every allegation contained in
9 paragraphs 1 through 49, set forth above, as though fully set forth herein.

10 51. Plaintiffs, each of them, held a cognizable interest under the Due Process Clause
11 of the Fourteenth Amendment of the United States Constitution to be free from state actions that
12 deprive them of life, liberty or property in such a manner as to shock the conscience, including,
13 but not limited to, unwarranted state interference with their familial relationship with Mr.
14 Paredes.

15 52. Defendants, acting under color of state law, violated Plaintiffs' Fourteenth
16 Amendment rights to be free from unwarranted interference with their familial relationships with
17 Decedent and each other.

18 53. As a direct and proximate cause of Defendants' deprivations and violations of
19 Plaintiffs' Fourteenth Amendment rights, Plaintiffs have been deprived of the life-long comfort,
20 support, society, care, attention, services, affection, and companionship of Mr. Paredes, and will
21 continue to be so deprived for the remainder of their natural lives.

22 54. As a further direct and proximate result of Defendants' deprivations and
23 violations of Plaintiffs' Fourteenth Amendment rights, Plaintiffs have also incurred reasonable
24 and necessary expenses for Mr. Paredes' funeral, burial, and memorial services to their damage
25 in an amount according to proof at the time of trial.

26 55. As a further result of the foregoing, Plaintiffs are entitled to recover reasonable
27 costs and attorney's fees under 42 U.S.C. § 1988.
28

55. In committing the acts described above, Plaintiffs are informed and believe, and on that basis allege, that Defendants acted with oppression, fraud, or malice, entitling Plaintiffs to an award of punitive damages under 42 U.S.C. § 1983 and California Code of Civil Procedure § 337.34 against Defendants in an amount according to proof at trial.

FOURTH CAUSE OF ACTION
WRONGFUL DEATH; C.C.P. § 377.60
(AGAINST ALL DEFENDANTS)

56. Plaintiffs hereby incorporate by reference each and every allegation contained in paragraphs 1 through 55, set forth above, as though fully set forth herein.

57. Prior to his death, Mr. Paredes cared for and financially supported Plaintiffs and helped in paying for day-to-day living expenses. Plaintiffs were dependent upon Mr. Paredes.

58. As a direct and proximate result of Defendants' actions and failure to act, Plaintiffs have suffered loss of financial support and earning capacity, pain and suffering, have incurred liability for funeral and burial expenses, and sustained mental injuries including, but not limited to, loss of love, affection, comfort, care, companionship, support, and loss of financial support. Plaintiffs' damages are in an amount to be determined, but which are in excess of the limited jurisdiction of this Court.

59. Plaintiffs further suffered the loss of the reasonable pecuniary value of Mr. Paredes' future earnings, and Plaintiffs will continue to incur such liability and sustain such damages for an indefinite time in the future, in an amount presently unascertained.

60. Defendants' conduct as described herein was done within the course and scope of their employment, agency, and/or service with Defendants County of Los Angeles and/or the Los Angeles County Sheriffs' Department and under the color of their authority. Defendants, and each of them, are therefore vicariously liable for Plaintiffs' damages pursuant to Government Code sections 815.2, 815.3, and 820.

61. Defendants' actions, and failure to act, were undertaken knowingly, intentionally, and maliciously, for the purpose of harassment, oppression and inflicting injury upon Mr.

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1 Paredes and Plaintiffs, and in reckless, wanton and callous disregard of their safety, security and
2 Civil Rights. By reason thereof, Plaintiffs claim exemplary and punitive damages from
3 Defendants in an amount according to proof at trial.

4
5 **FIFTH CAUSE OF ACTION**

6 **VIOLATION OF CIVIL CODE §§ 43, 51.7 AND 52.1(B)**

7 **(AGAINST ALL DEFENDANTS)**

8 62. Plaintiffs hereby incorporate by reference each and every allegation contained in
9 paragraphs 1 through 61, set forth above, as though fully set forth herein.

10 63. Defendants Merrick, Rodriguez and Crawford-Miller, while working as LASD
11 Deputies for County, and acting within the course and scope of their official duties, interfered
12 with or attempted to interfere with Decedent's rights guaranteed by the California Constitution
13 and United States Constitution by threatening or committing acts involving threats, violence,
14 coercion or intimidation.

15 64. The use of force, detention and arrest by Defendants over Decedent, and the
16 conduct of Defendants, was unconstitutional, without cause or justification, excessive and illegal,
17 and violated Plaintiffs' civil rights under California Civil Code sections 43, 51, 51.7 and
18 52.1(b), as well as Mr. Paredes' rights prior to his death.

19 65. As a direct result of Defendants' actions, Plaintiffs have been deprived of the life-
20 long comfort, support, society, care and companionship of Decedent, and will continue to be so
21 deprived for the remainder of their natural lives.

22 66. As a direct result of Defendants' actions, Plaintiffs have also incurred reasonable
23 and necessary expenses for Decedent's funeral, burial and memorial services to their damage in
24 an amount according to proof at the time of trial.

25 67. Defendants' violation of Plaintiffs' rights as guaranteed by California Civil Code
26 section 52.1 entitles Plaintiffs to reasonable attorney's fees and costs of suit pursuant to
27 California Civil Code sections 52.1(h) and 52(b)(3).
28

1 68. In committing the acts set forth herein, Plaintiffs are informed and believe that
2 Defendants acted with a willful and conscious disregard of Plaintiffs' rights as secured by
3 California Civil Code section 52.1, thus entitling Plaintiffs to recover punitive damages pursuant
4 to California Civil Code section 52(b)(1).

5 69. The County is vicariously liable for the wrongful actions of Defendants pursuant
6 to California Government Code section 815.2, which provides that a public entity is liable for the
7 injuries caused by its employees within the scope of employment if the employee's act would
8 subject him or her to liability.

9
10 **SIXTH CAUSE OF ACTION**

11 **NEGLIGENCE**

12 **(AGAINST ALL DEFENDANTS)**

13 70. Plaintiffs hereby incorporate by reference each and every allegation contained in
14 paragraphs 1 through 69, set forth above, as though fully set forth herein.

15 71. On or about November 26, 2018, Plaintiff's Decedent, Rufino Paredes, suffered
16 physical and emotional distress and was allowed to take his own life due to the inaction,
17 malfeasance, and omissions by all Defendants. Defendants, and each of them, were negligent in
18 complying with their duties and in the performance of their training and tactics by failing to
19 properly investigate Decedents' mental and physical condition when alerted to circumstances
20 that would warrant investigation. Defendants further failed to immediately summon proper
21 medical care for Decedent when they knew or should have known that he required medical
22 treatment. Instead, Defendants refrained from taking any remedial action, placed Decedent in
23 custody, and failed to properly supervise, check, and ensure his safety and well-being.
24 Defendants failed to comply with well-known and commonly trained Sheriff's tactics and duties
25 and their conduct at all times mentioned herein was below the standard of care for reasonable
26 LASD employees and personnel, and Defendants' negligence caused the injuries and damages
27 alleged herein.

1 72. Defendants acted within the course and scope of their employment with
 2 Defendant County. Defendants County, McDonnell, and Villanueva breached their duty to assure
 3 the competence of Defendants, and failed to exercise ordinary care under the circumstances
 4 herein alleged to investigate Decedent's mental and medical condition, and to evaluate and
 5 assure the competence of all other defendants herein, and thereby ratified and condoned the
 6 wrongful conduct of each Defendant and breached their duty of selecting, training, reviewing
 7 and periodically evaluating the competency of these individually named deputies. This breach of
 8 duty of careful selection, training, review and periodic evaluation of the competency of such
 9 deputies created an unreasonable risk of harm to persons such as Plaintiffs.

10 73. As a direct and legal result of Defendants' aforesaid negligence, carelessness, and
 11 unskillfulness, Plaintiffs were injured and have suffered the damages set forth herein.

12 74. Defendant County is vicariously liable for the wrongful acts of all named
 13 Defendants and Doe Defendants 1-25, inclusive, pursuant to California Government Code
 14 section 815.2, which provides that a public entity is liable for the injuries caused by its
 15 employees within the scope of employment if the employee's acts would subject him or her to
 16 liability. Plaintiffs base their claims against Defendant County on vicarious liability pursuant to
 17 California Government Code section 815.2.

18 75. Defendants had a duty of care to protect and ensure the safety of Decedent and all
 19 under their custody, control and supervision.

20 21 **SEVENTH CAUSE OF ACTION**

22 **NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS**

23 **(AGAINST ALL DEFENDANTS)**

24 76. Plaintiffs hereby incorporate by reference each and every allegation contained in
 25 paragraphs 1 through 75, set forth above, as though fully set forth herein.

26 77. Defendants Merrick, Rodriguez, and Crowder-Miller were aware of circumstances
 27 that should have led them to investigate Decedent's mental and physical condition and to provide
 28 medical treatment. Instead, as set forth herein, Defendants did not investigate, did not reasonably

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1 inquire, did not seek out or obtain medical evaluation or treatment, did not place Decedent on a
2 mental-health hold, and did not take any other steps to ensure Decedent received proper medical
3 attention while in LASD's custody and under Defendants' control.

4 78. Further, Defendants had a duty to affirmatively protect and provide safe housing
5 to Decedent and provide for his well-being while in Defendants' custody and control.
6 Defendants failed to supervise, monitor or secure Decedent while he was under Defendants'
7 care.

8 79. As a result of Defendants' lack of action and failure to properly secure Decedent's
9 safety, Decedent took his own life while in Defendants' custody and control. As a result,
10 Plaintiffs have suffered serious emotional distress, including but not limited to, suffering,
11 anguish, fright, horror, nervousness, grief, anxiety, worry, depression and shock. Defendants'
12 actions were a substantial factor in causing Plaintiffs' injuries.

13 80. Defendant County is vicariously liable for the wrongful acts of all named
14 Defendants and Doe Defendants 1-25, inclusive, pursuant to California Government Code
15 section 815.2, which provides that a public entity is liable for the injuries caused by its
16 employees within the scope of employment if the employee's acts would subject him or her to
17 liability. Plaintiffs base their claims against Defendant County on vicarious liability pursuant to
18 California Government Code section 815.2.

19 **EIGHTH CAUSE OF ACTION**

20 **VIOLATION OF CALIFORNIA GOVERNMENT CODE § 845.6**

21 **(AGAINST COUNTY OF L.A. AND LASD, AND DOES 1-25)**

22 81. Plaintiffs hereby incorporate by reference each and every allegation contained in
23 paragraphs 1 through 80, set forth above, as though fully set forth herein.

24 82. Defendants Merrick, Rodriguez, and Crowder-Miller were aware of circumstances
25 that should have led them to investigate Decedent's mental and physical condition and to provide
26 medical treatment. Instead, as set forth herein, Defendants did not investigate, did not reasonably
27 inquire, did not seek out or obtain medical evaluation or treatment, did not place Decedent on a
28

1 mental-health hold, and did not take any other steps to ensure Decedent received proper medical
2 attention while in LASD's custody and under Defendants' control.

3 83. Further, Defendants had a duty to affirmatively protect and provide safe housing
4 to Decedent and provide for his well-being while in Defendants' custody and control.
5 Defendants failed to supervise, monitor or secure Decedent while he was under Defendants'
6 care.

7 84. As a result of Defendants' lack of action and failure to properly secure Decedent's
8 safety, Decedent took his own life while in Defendants' custody and control. As a result,
9 Plaintiffs have suffered serious emotional distress, including but not limited to, suffering,
10 anguish, fright, horror, nervousness, grief, anxiety, worry, depression and shock. Defendants'
11 actions were a substantial factor in causing Plaintiffs' injuries.

12 85. Defendant County is vicariously liable for the wrongful acts of all named
13 Defendants and Doe Defendants 1-25, inclusive, pursuant to California Government Code
14 section 815.2, which provides that a public entity is liable for the injuries caused by its
15 employees within the scope of employment if the employee's acts would subject him or her to
16 liability. Plaintiffs base their claims against Defendant County on vicarious liability pursuant to
17 California Government Code section 815.2.

18 86. The conduct alleged herein, along with Plaintiffs' injuries as alleged and subject
19 to proof at the time of trial entitle them to damages pursuant to California Government Code §
20 845.6.

21 **PRAYER FOR RELIEF**

22 WHEREFORE, Plaintiffs pray for judgment against Defendants, and each of them, as
23 follows:

- 24 1. For all general damages in an exact amount to be determined at trial, but in excess of
25 this Court's jurisdictional limit;
- 26 2. For all special and consequential damages in an exact amount to be determined at
27 trial, but in excess of this Court's jurisdictional limit;
- 28 3. For interest at the legal rate;

- 1 4. For costs of suit and attorney's fees as provided by law including, but not limited to,
2 42 U.S.C. §1988 and California Civil Code §52.1(h) and 52(b)(3);
3 5. For an award of exemplary and punitive damages pursuant to 42 U.S.C. § 1983,
4 California Code of Civil Procedure §337.34, California Civil Code §52(b)(1) against
5 all individual defendants in an amount to be determined at trial;
6 6. For pain and suffering;
7 7. And other and further relief that the court deems just and proper.

8
9 Dated: January 15, 2020

Respectfully Submitted,

YACOUBIAN & POWELL LLP

10
11
12 

13 Stewart J. Powell
14 Attorneys for Plaintiff
15 ESTATE OF RUFINO PAREDES,
16 TAURINA MARQUEZ, JASMINE OSORIO,
17 D.P., a minor, D.P., a minor, K.P., a minor,
18 H.P., a minor, and D.P., a minor.
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DEMAND FOR JURY TRIAL

Plaintiffs hereby demand trial by jury in all claims and causes of action for which they are entitled to a jury by law.

Dated: January 15, 2020

Respectfully Submitted,

YACoubian & Powell LLP

5 Wamm

Stewart J. Powell
Attorneys for Plaintiff
ESTATE OF RUFINO PAREDES,
TAURINA MARQUEZ, JASMINE OSORIO,
D.P., a minor, D.P., a minor, K.P., a minor,
H.P., a minor, and D.P., a minor.

CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Stewart J. Powell (State Bar No. 175226) Yacoubian & Powell LLP 725 S. Figueroa St., Suite 1750 Los Angeles, CA 90017 TELEPHONE NO.: (213) 955-7145 FAX NO.: (213) 955-7146 ATTORNEY FOR (Name): Plaintiffs		FOR COURT USE ONLY CASE NUMBER: 20STCV02074 JUDGE: DEPT:
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central District-Stanley Mosk Courthouse		
CASE NAME: The Estate of Rufino Paredes v. The County of Los Angeles, et.al.		
CIVIL CASE COVER SHEET ☒ Unlimited (Amount demanded exceeds \$25,000) ☐ Limited (Amount demanded is \$25,000 or less)		Complex Case Designation ☐ Counter ☐ 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 ☐ Auto (22) ☐ Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort ☐ Asbestos (04) ☐ Product liability (24) ☐ Medical malpractice (45) ☒ Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort ☐ Business tort/unfair business practice (07) ☐ Civil rights (08) ☐ Defamation (13) ☐ Fraud (16) ☐ Intellectual property (19) ☐ Professional negligence (25) ☐ Other non-PI/PD/WD tort (35) Employment ☐ Wrongful termination (36) ☐ Other employment (15)	Contract ☐ Breach of contract/warranty (03) ☐ Rule 3.740 collections (09) ☐ Other collections (09) ☐ Insurance coverage (18) ☐ Other contract (37) Real Property ☐ Eminent domain/Inverse condemnation (14) ☐ Wrongful eviction (33) ☐ Other real property (26) Unlawful Detainer ☐ Commercial (31) ☐ Residential (32) ☐ Drugs (38) Judicial Review ☐ Asset forfeiture (05) ☐ Petition re: arbitration award (11) ☐ Writ of mandate (02) ☐ Other judicial review (39)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) ☐ Antitrust/Trade regulation (03) ☐ Construction defect (10) ☐ Mass tort (40) ☐ Securities litigation (28) ☐ Environmental/Toxic tort (30) ☐ Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment ☐ Enforcement of judgment (20) Miscellaneous Civil Complaint ☐ RICO (27) ☐ Other complaint (not specified above) (42) Miscellaneous Civil Petition ☐ Partnership and corporate governance (21) ☐ Other petition (not specified above) (43)
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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. ☐ Large number of separately represented parties | d. ☐ Large number of witnesses |
| b. ☐ Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. ☐ Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. ☐ Substantial amount of documentary evidence | f. ☐ 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): 8: Deliberate Indifference; Wrongful Death; Denial of Medical Care; Negl.
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: January 15, 2020

Stewart J. Powell, Esq.

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

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.

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CM-010

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you must complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check **one** box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES**Auto Tort**

Auto (22)—Personal Injury/Property Damage/Wrongful Death
Uninsured Motorist (46) (*if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto*)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort

Asbestos (04)
Asbestos Property Damage
Asbestos Personal Injury/Wrongful Death
Product Liability (*not asbestos or toxic/environmental*) (24)
Medical Malpractice (45)
Medical Malpractice—Physicians & Surgeons
Other Professional Health Care Malpractice
Other PI/PD/WD (23)
Premises Liability (e.g., slip and fall)
Intentional Bodily Injury/PD/WD (e.g., assault, vandalism)
Intentional Infliction of Emotional Distress
Negligent Infliction of Emotional Distress
Other PI/PD/WD

Non-PI/PD/WD (Other) Tort

Business Tort/Unfair Business Practice (07)
Civil Rights (e.g., discrimination, false arrest) (*not civil harassment*) (08)
Defamation (e.g., slander, libel) (13)
Fraud (16)
Intellectual Property (19)
Professional Negligence (25)
Legal Malpractice
Other Professional Malpractice (*not medical or legal*)
Other Non-PI/PD/WD Tort (35)

Employment

Wrongful Termination (36)
Other Employment (15)

Contract

Breach of Contract/Warranty (06)
Breach of Rental/Lease
Contract (*not unlawful detainer or wrongful eviction*)
Contract/Warranty Breach—Seller
Plaintiff (*not fraud or negligence*)
Negligent Breach of Contract/Warranty
Other Breach of Contract/Warranty
Collections (e.g., money owed, open book accounts) (09)
Collection Case—Seller Plaintiff
Other Promissory Note/Collections Case
Insurance Coverage (*not provisionally complex*) (18)
Auto Subrogation
Other Coverage
Other Contract (37)
Contractual Fraud
Other Contract Dispute

Real Property

Eminent Domain/Inverse Condemnation (14)
Wrongful Eviction (33)
Other Real Property (e.g., quiet title) (26)
Writ of Possession of Real Property
Mortgage Foreclosure
Quiet Title
Other Real Property (*not eminent domain, landlord/tenant, or foreclosure*)

Unlawful Detainer

Commercial (31)
Residential (32)
Drugs (38) (*if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential*)

Judicial Review

Asset Forfeiture (05)
Petition Re: Arbitration Award (11)
Writ of Mandate (02)
Writ—Administrative Mandamus
Writ—Mandamus on Limited Court Case Matter
Writ—Other Limited Court Case Review
Other Judicial Review (39)
Review of Health Officer Order
Notice of Appeal—Labor Commissioner Appeals

Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)

Antitrust/Trade Regulation (03)
Construction Defect (10)
Claims Involving Mass Tort (40)
Securities Litigation (28)
Environmental/Toxic Tort (30)
Insurance Coverage Claims (*arising from provisionally complex case type listed above*) (41)

Enforcement of Judgment

Enforcement of Judgment (20)
Abstract of Judgment (Out of County)
Confession of Judgment (*non-domestic relations*)
Sister State Judgment
Administrative Agency Award (*not unpaid taxes*)
Petition/Certification of Entry of Judgment on Unpaid Taxes
Other Enforcement of Judgment Case

Miscellaneous Civil Complaint RICO (27)

Other Complaint (*not specified above*) (42)
Declaratory Relief Only
Injunctive Relief Only (*non-harassment*)
Mechanics Lien
Other Commercial Complaint Case (*non-tort/non-complex*)
Other Civil Complaint (*non-tort/non-complex*)

Miscellaneous Civil Petition

Partnership and Corporate Governance (21)
Other Petition (*not specified above*) (43)
Civil Harassment
Workplace Violence
Elder/Dependent Adult Abuse
Election Contest
Petition for Name Change
Petition for Relief From Late Claim
Other Civil Petition

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

This form is required pursuant to LASC 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 14-20 ☐ HOURS/ ☒ DAYS

Item II. Select 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 Los Angeles Superior Court Local Rule 2.0.

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

- | | |
|---|--|
| 1. Class Actions must be filed in the County Courthouse, Central District. | 6. Location of property or permanently garaged vehicle. |
| 2. May be filed in Central (Other county, or no Bodily Injury/Property Damage). | 7. Location where petitioner resides. |
| 3. Location where cause of action arose. | 8. Location wherein defendant/respondent functions wholly. |
| 4. Location where bodily injury, death or damage occurred. | 9. Location where one or more of the parties reside. |
| 5. Location where performance required or defendant resides. | 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)	☐ A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
	Uninsured Motorist (46)	☐ A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Other Personal Injury/Property Damage/Wrongful Death Tort	Asbestos (04)	☐ A6070 Asbestos Property Damage ☐ A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
	Product Liability (24)	☐ A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
	Medical Malpractice (45)	☐ A7210 Medical Malpractice - Physicians & Surgeons ☐ A7240 Other Professional Health Care Malpractice	1., 2., 4. 1., 2., 4.
	Other Personal Injury Property Damage Wrongful Death (23)	☐ A7250 Premises Liability (e.g., slip and fall)	1., 2., 4.
		☐ A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1., 2., 4.
☐ A7270 Intentional Infliction of Emotional Distress		1., 2., 3.	
☒ A7220 Other Personal Injury/Property Damage/Wrongful Death		1., 2., 4.	
Non-Personal Injury/Property Damage/Wrongful Death Tort	Business Tort (07)	☐ A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 2., 3.
	Civil Rights (08)	☐ A6005 Civil Rights/Discrimination	1., 2., 3.
	Defamation (13)	☐ A6010 Defamation (slander/libel)	1., 2., 3.
	Fraud (16)	☐ A6013 Fraud (no contract)	1., 2., 3.

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Non-Personal Injury/Property Damage/
Wrongful Death Tort (Cont'd.)

Employment

Contract

Real Property

Judicial Review Unlawful Detainer

SHORT TITLE The Estate of Rufino Paredes v. The County of Los Angeles	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
Professional Negligence (25)	☐ A6017 Legal Malpractice ☐ A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3. 1., 2., 3.
Other (35)	☐ A6025 Other Non-Personal Injury/Property Damage tort	2., 3.
Wrongful Termination (36)	☐ A6037 Wrongful Termination	1., 2., 3.
Other Employment (15)	☐ A6024 Other Employment Complaint Case ☐ A6109 Labor Commissioner Appeals	1., 2., 3. 10.
Breach of Contract/ Warranty (06) (not insurance)	☐ A6004 Breach of Rental/Lease Contract (not Unlawful Detainer or wrongful eviction) ☐ A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence) ☐ A6019 Negligent Breach of Contract/Warranty (no fraud) ☐ A6028 Other Breach of Contract/Warranty (not fraud or negligence)	2., 5. 2., 5. 1., 2., 5. 1., 2., 5.
Collections (09)	☐ A6002 Collections Case-Seller Plaintiff ☐ A6012 Other Promissory Note/Collections Case	2., 5., 6. 2., 5.
Insurance Coverage (18)	☐ A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
Other Contract (37)	☐ A6009 Contractual Fraud ☐ A6031 Tortious Interference ☐ 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)	☐ A7300 Eminent Domain/Condemnation Number of parcels _____	2.
Wrongful Eviction (33)	☐ A6023 Wrongful Eviction Case	2., 6.
Other Real Property (26)	☐ A5018 Mortgage Foreclosure ☐ A6032 Quiet Title ☐ A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6. 2., 6. 2., 6.
Unlawful Detainer-Commercial (31)	☐ A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Residential (32)	☐ A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Drugs (38)	☐ A6022 Unlawful Detainer-Drugs	2., 6.
Asset Forfeiture (05)	☐ A6108 Asset Forfeiture Case	2., 6.
Petition re Arbitration (11)	☐ A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 5.

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Judicial Review (Cont'd.)

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Writ of Mar-date (02)	☐ A6151 Writ - Administrative Mandamus ☐ A6152 Writ - Mandamus on Limited Court Case Matter ☐ A6153 Writ - Other Limited Court Case Review	2., 8. 2. 2.
Other Judicial Review (39)	☐ A6150 Other Writ /Judicial Review	2., 8.

Provisionally Complex
Litigation

Antitrust/Trade Regulation (03)	☐ A6003 Antitrust/Trade Regulation	1., 2., 8.
Construction Defect (10)	☐ A6007 Construction defect	1., 2., 3.
Claims Involving Mass Tort (43)	☐ A6006 Claims Involving Mass Tort	1., 2., 8.
Securities Litigation (28)	☐ A6035 Securities Litigation Case	1., 2., 8.
Toxic Tort Environmental (30)	☐ A6036 Toxic Tort/Environmental	1., 2., 3., 8.
Insurance Coverage Claims from Complex Case (41)	☐ A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.

Enforcement
of Judgment

Enforcement of Judgment (20)	☐ A6141 Sister State Judgment ☐ A6160 Abstract of Judgment ☐ A6107 Confession of Judgment: (non-domestic relations) ☐ A6140 Administrative Agency Award (not unpaid taxes) ☐ A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax ☐ A6112 Other Enforcement of Judgment Case	2., 9. 2., 6. 2., 9. 2., 8. 2., 8. 2., 8., 9.
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Miscellaneous Civil
Complaints

RICO (27)	☐ A6033 Racketeering (RICO) Case	1., 2., 8.
Other Complaints (Not Specified Above) (42)	☐ A6030 Declaratory Relief Only ☐ A6040 Injunctive Relief Only (not domestic/harassment) ☐ A6011 Other Commercial Complaint Case (non-tort/non-complex) ☐ A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8. 2., 8. 1., 2., 8. 1., 2., 8.

Miscellaneous Civil Petitions

Partnership Corporation Governance(21)	☐ A6113 Partnership and Corporate Governance Case	2., 8.
Other Petitions (Not Specified Above) (43)	☐ A6121 Civil Harassment ☐ A6123 Workplace Harassment ☐ A6124 Elder/Dependent Adult Abuse Case ☐ A6190 Election Contest ☐ A6110 Petition for Change of Name ☐ A6170 Petition for Relief from Late Claim Law ☐ A6100 Other Civil Petition	2., 3., 9. 2., 3., 9. 2., 3., 9. 2. 2., 7. 2., 3., 4., 8. 2., 9.

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SHORT TITLE: The Estate of Rufino Paredes v. The County of Los Angeles	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 NUMBER UNDER COLUMN C WHICH APPLIES IN THIS CASE ☐ 1. ☒ 2. ☐ 3. ☒ 4. ☐ 5. ☐ 6. ☐ 7. ☐ 8. ☐ 9. ☐ 10.		ADDRESS: 150 North Hudson Ave.	
CITY: City of Industry	STATE: CA	ZIP CODE: 91744	

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 Los Angeles Superior Court (Code Civ. Proc., § 392 et seq., and LASC Local Rule 2.0, subds. (b), (c) and (d)).

Dated: January 15, 2020



(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 form CM-010.
4. Complete Addendum to Civil Case Cover Sheet form LASC Approved CIV 109 03-04 (Rev. 03/06).
5. Payment in full of the filing fee, unless fees have been waived.
6. Signed order appointing the Guardian ad Litem, JC form 982(a)(27), if the plaintiff or petitioner is a minor under 18 years of age, or if required by Court.
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.

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's File Stamp FILED Superior Court of California County of Los Angeles 01/16/2020 Sherri R. Carter, Executive Officer / Clerk of Court By: <u>Nancy Alvarez</u> Deputy
COURTHOUSE ADDRESS: Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012		
NOTICE OF CASE ASSIGNMENT UNLIMITED CIVIL CASE		
Your case is assigned for all purposes to the judicial officer indicated below.		CASE NUMBER: 20STCV02074

THIS FORM IS TO BE SERVED WITH THE SUMMONS AND COMPLAINT

ASSIGNED JUDGE	DEPT	ROOM	ASSIGNED JUDGE	DEPT	ROOM
✓ Laura A. Seigle	27				

Given to the Plaintiff/Cross-Complainant/Attorney of Record

Sherri R. Carter, Executive Officer / Clerk of Court

on 01/17/2020
(Date)

By Nancy Alvarez, Deputy Clerk

INSTRUCTIONS FOR HANDLING UNLIMITED CIVIL CASES

The following critical provisions of the California Rules of Court, Title 3, Division 7, as applicable in the Superior Court, are summarized for your assistance.

APPLICATION

The Division 7 Rules were effective January 1, 2007. They apply to all general civil cases.

PRIORITY OVER OTHER RULES

The Division 7 Rules shall have priority over all other Local Rules to the extent the others are inconsistent.

CHALLENGE TO ASSIGNED JUDGE

A challenge under Code of Civil Procedure Section 170.6 must be made within 15 days after notice of assignment for all purposes to a judge, or if a party has not yet appeared, within 15 days of the first appearance.

TIME STANDARDS

Cases assigned to the Independent Calendaring Courts will be subject to processing under the following time standards:

COMPLAINTS

All complaints shall be served within 60 days of filing and proof of service shall be filed within 90 days.

CROSS-COMPLAINTS

Without leave of court first being obtained, no cross-complaint may be filed by any party after their answer is filed. Cross-complaints shall be served within 30 days of the filing date and a proof of service filed within 60 days of the filing date.

STATUS CONFERENCE

A status conference will be scheduled by the assigned Independent Calendar Judge no later than 270 days after the filing of the complaint. Counsel must be fully prepared to discuss the following issues: alternative dispute resolution, bifurcation, settlement, trial date, and expert witnesses.

FINAL STATUS CONFERENCE

The Court will require the parties to attend a final status conference not more than 10 days before the scheduled trial date. All parties shall have motions in limine, bifurcation motions, statements of major evidentiary issues, dispositive motions, requested form jury instructions, special jury instructions, and special jury verdicts timely filed and served prior to the conference. These matters may be heard and resolved at this conference. At least five days before this conference, counsel must also have exchanged lists of exhibits and witnesses, and have submitted to the court a brief statement of the case to be read to the jury panel as required by Chapter Three of the Los Angeles Superior Court Rules.

SANCTIONS

The court will impose appropriate sanctions for the failure or refusal to comply with Chapter Three Rules, orders made by the Court, and time standards or deadlines established by the Court or by the Chapter Three Rules. Such sanctions may be on a party, or if appropriate, on counsel for a party.

This is not a complete delineation of the Division 7 or Chapter Three Rules, and adherence only to the above provisions is therefore not a guarantee against the imposition of sanctions under Trial Court Delay Reduction. Careful reading and compliance with the actual Chapter Rules is imperative.

Class Actions

Pursuant to Local Rule 2.3, all class actions shall be filed at the Stanley Mosk Courthouse and are randomly assigned to a complex judge at the designated complex courthouse. If the case is found not to be a class action it will be returned to an Independent Calendar Courtroom for all purposes.

***Provisionally Complex Cases**

Cases filed as provisionally complex are initially assigned to the Supervising Judge of complex litigation for determination of complex status. If the case is deemed to be complex within the meaning of California Rules of Court 3.400 et seq., it will be randomly assigned to a complex judge at the designated complex courthouse. If the case is found not to be complex, it will be returned to an Independent Calendar Courtroom for all purposes.

2018-SJ-007-00

FILED
Superior Court of California
County of Los Angeles

APR 16 2018

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

Shari R. Farley, Executive Officer/Clerk
By Elephantie Chung Deputy

IN RE PERSONAL INJURY
COURT ("PI COURT") PROCEDURES,
CENTRAL DISTRICT
(EFFECTIVE APRIL 16, 2018)

) CASE NO.:
)
) STANDING ORDER RE: PERSONAL
) INJURY PROCEDURES, CENTRAL
) DISTRICT
)
)

DEPARTMENT: 2 3 4 5 7

FINAL STATUS CONFERENCE ("FSC"):

• DATE: _____ AT 10:00 A.M.

TRIAL:

• DATE: _____ AT 8:30 A.M.

OSC RE DISMISSAL (CODE CIV. PROC., § 583.210):

• 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 ("C.R.C.") and the Los Angeles County Court Rules ("Local Rules"), the Los Angeles Superior Court ("LASC" or "Court") HEREBY AMENDS AND SUPERSEDES THE AUGUST 10, 2017 SEVENTH AMENDED GENERAL ORDER AND, GENERALLY, ORDERS AS FOLLOWS IN THIS AND ALL OTHER GENERAL JURISDICTION PERSONAL INJURY ACTIONS FILED IN THE CENTRAL DISTRICT.

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2018-SJ-007-00

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

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

Consistent with Local Rule 2.3(a)(1)(A), the Court will assign a case to the PI Courts if plaintiff(s) check any of the following boxes in the Civil Case Cover Sheet Addendum:

A7100 Motor Vehicle – Personal Injury/Property Damage/Wrongful Death

A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist

A7260 Product Liability (not asbestos or toxic/environmental)

A7210 Medical Malpractice – Physicians & Surgeons

A7240 Medical Malpractice – Other Professional Health Care Malpractice

A7250 Premises Liability (e.g., slip and fall)

A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism etc.)

A7220 Other Personal Injury/Property Damage/Wrongful Death

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

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1 The Court sets the above dates in this action in the PI Court circled above (Department
2 2, 3, 4, 5, or 7) at the Spring Street Courthouse, 312 North Spring Street, Los Angeles, CA 90012.
3 (C.R.C. Rules 3.714(b)(3), 3.729.)

4 **FILING OF DOCUMENTS**

5 2. Parties may file documents in person at the filing window on the first floor of the Stanley
6 Mosk Courthouse (111 N. Hill Street, Los Angeles, CA 90012) or by U.S. Mail or e-Delivery,
7 which is available online at www.lacourt.org (link on homepage). Please note that filings are no
8 longer accepted via facsimile and must be filed either in person, via U.S. mail or via e-Delivery.
9 Claims involving an attorney-client fee dispute, documents in which the filing party is a minor,
10 legally incompetent person, or person for whom a conservator has been appointed, requests to
11 waive court fees (FW-001) and requests for accommodations by persons with disabilities (MC-
12 410), may not be filed via e-Delivery.

13 **SERVICE OF SUMMONS AND COMPLAINT**

14 3. Plaintiff(s) shall serve the summons and complaint in this action upon defendant(s) as
15 soon as possible but no later than three years from the date when the complaint is filed.
16 (C.C.P. § 583.210, subd.(a).) On the OSC re Dismissal date noted above, the PI Court will
17 dismiss the action and/or all unserved parties unless the plaintiff(s) show cause why the action
18 or the unserved parties should not be dismissed. (C.C.P. §§ 583.250; 581, subd. (b)(4).)

19 4. The Court sets the above trial and FSC dates on condition that plaintiff(s) effectuate
20 service on defendant(s) of the summons and complaint within six months of filing the complaint.

21 5. The PI Court will dismiss the case without prejudice pursuant to C.C.P. § 581 when no
22 party appears for trial.

23 **STIPULATIONS TO CONTINUE TRIAL**

24 6. Provided that all parties agree (and there is no violation of the "five-year rule," C.C.P.
25 § 583.310), the parties may advance or continue any trial date in the PI Courts without showing
26 good cause or articulating any reason or justification for the change. To continue or advance a
27 trial date, the parties (or their counsel of record) should jointly execute and submit (at the filing
28 window on the first floor of the Stanley Mosk Courthouse, via U.S. mail or via e-Delivery; fee

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1 required) a Stipulation to Continue Trial, FSC and Related Motion/Discovery Dates (form
2 LACIV CTRL-242, available on the court's website, Personal Injury Court link). The PI Courts
3 schedule FSCs for 10:00 a.m., eight (8) court days before the trial date. Parties seeking to
4 continue the trial and FSC dates shall file the Stipulation at least eight court days before the FSC
5 date. Parties seeking to advance the trial and FSC dates shall file the Stipulation at least eight
6 court days before the proposed advanced FSC date. (C.C.P. § 595.2; Govt. Code § 70617, subd.
7 (c)(2).) In selecting a new trial date, parties should avoid setting on any Monday, or the Tuesday
8 following a court holiday. Parties may submit a maximum of two stipulations to continue trial,
9 for a total continuance of six months. Subsequent requests to continue trial will be granted upon
10 a showing of good cause by noticed motion. This rule is retroactive so that any previously
11 granted stipulation to continue trial will count toward the maximum number of allowed
12 continuances.

13 NO CASE MANAGEMENT CONFERENCES

14 7. The PI Courts do not conduct Case Management Conferences. The parties need not file
15 a Case Management Statement.

16 LAW AND MOTION

17 8. Any documents with declarations and/or exhibits must be tabbed. (C.R.C. Rule
18 3.1110(f).) All depositions excerpts referenced in briefs must be marked on the transcripts
19 attached as exhibits. (C.R.C. Rule 3.1116(c).)

20 CHAMBERS COPIES REQUIRED

21 9. In addition to filing original motion papers at the filing window on the first floor of the
22 Stanley Mosk Courthouse, via U.S. mail or via e-Delivery, the parties must deliver, directly to
23 the PI Court courtrooms at the Spring Street Courthouse, an extra copy (marked "Chambers
24 Copy") of reply briefs and all other motion papers filed less than seven (7) court days before a
25 hearing calendared in the PI Courts. The PI Courts also strongly encourage the parties filing and
26 opposing lengthy motions, such as motions for summary judgment/adjudication, to submit one
27 or more three-ring binders organizing the chambers copy behind tabs.

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1 RESERVATION HEARING DATE

2 10. Parties are directed to reserve hearing dates for motions in the PI Courts using the Court
3 Reservation System (CRS) available online at www.lacourt.org (link on homepage). After
4 reserving a motion hearing date, the reservation requestor must submit the papers for filing with
5 the reservation receipt (CRS) number printed on the face page of the document under the caption
6 and attach the reservation receipt as the last page. Parties or counsel who are unable to utilize
7 the online CRS may reserve a motion hearing date by calling the PI Court courtroom, Monday
8 through Friday, between 3:00 p.m. and 4:00 p.m.

9 WITHDRAWAL OF MOTIONS

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

15 DISCOVERY MOTIONS

16 12. The purpose of an Informal Discovery Conference ("IDC") is to assist the parties to
17 resolve and/or narrow the scope of discovery disputes. Lead trial counsel on each side, or another
18 attorney with full authority to make binding agreements, must attend in person. The PI judges
19 have found that, in nearly every case, the parties amicably resolve disputes with the assistance
20 of the Court.

21 13. Parties must participate in an IDC before a Motion to Compel Further Responses to
22 Discovery will be heard unless the moving party submits evidence, by way of declaration, that
23 the opposing party has failed or refused to participate in an IDC. Scheduling or participating in
24 an IDC does not automatically extend any deadlines imposed by the Code of Civil Procedure for
25 noticing and filing discovery motions. Ideally, the parties should participate in an IDC before a
26 motion is filed because the IDC may avoid the necessity of a motion or reduce its scope. Because
27 of that possibility, attorneys are encouraged to stipulate to extend the 45 (or 60) day deadline for
28 filing a motion to compel further discovery responses in order to allow time to participate in an

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1 IDC.

2 If parties do not stipulate to extend the deadlines, the moving party may file the motion
3 to avoid it being deemed untimely. However, the IDC must take place before the motion is
4 heard so it is suggested that the moving party reserve a date for the motion hearing that is at least
5 60 days after the date when the IDC reservation is made. Motions to Compel Further Discovery
6 Responses are heard at 10:00 a.m. If the IDC is not productive, the moving party may advance
7 the hearing on a Motion to Compel Further Discovery Responses on any available hearing date
8 that complies with the notice requirements of the Code of Civil Procedure.

9 14. Parties are directed to reserve IDC dates in the PI Courts using CRS available online at
10 www.lacourt.org (link on homepage). Parties are to meet and confer regarding the available
11 dates in CRS prior to accessing the system. After reserving the IDC date, the reservation
12 requestor must file in the appropriate department and serve an Informal Discovery Conference
13 Form for Personal Injury Courts, from LACTV 239 (revised 12/14 or later), at least 15 court days
14 prior to the conference and attach the CRS reservation receipt as the last page. The opposing
15 party may file and serve a responsive IDC form, briefly setting forth that party's response, at
16 least 10 court days prior to the IDC.

17 15. Time permitting, the PI Hub Judges may be available to participate in IDCs to try to
18 resolve other types of discovery disputes.

19 **EX PARTE APPLICATIONS**

20 16. Under the California Rules of Court, courts may only grant *ex parte* relief upon a
21 showing, by admissible evidence, that the moving party will suffer "irreparable harm,"
22 "immediate danger," or where the moving party identifies "a statutory basis for granting relief
23 *ex parte*." (C.R.C. Rule 3.1202(c).) The PI Courts have no capacity to hear multiple *ex parte*
24 applications or to shorten time to add hearings to their fully booked motion calendars. The PI
25 Courts do not regard the Court's unavailability for timely motion hearings as an "immediate
26 danger" or threat of "irreparable harm" justifying *ex parte* relief. Instead of seeking *ex parte*
27 relief, the moving party should reserve the earliest available motion hearing date (even if it is
28 after the scheduled trial date) and should file a motion to continue trial. Parties should also check

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1 the Court Reservation System from time to time because earlier hearing dates may become
2 available as cases settle or hearings are taken off calendar.

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

4 17. Parties seeking to transfer a case from a PI Court to an Independent Calendar ("I/C")
5 Court shall file (at the filing window on the first floor of the Stanley Mosk Courthouse, via U.S.
6 mail or via e-Delivery) and serve the Court's "Motion to Transfer Complicated Personal Injury
7 Case to Independent Calendar Court" (form LACIV 238, available on the Court's website under
8 the PI Courts link). The PI Courts will transfer a matter to an I/C Court if the case is not a
9 "Personal Injury" case as defined in this Order, or if it is "complicated." In determining whether
10 a personal injury case is "complicated" the PI Courts will consider, among other things, the
11 number of pretrial hearings or the complexity of issues presented.

12 18. Parties opposing a motion to transfer have five court days to file (at the filing window
13 on the first floor of the Stanley Mosk Courthouse, via U.S. mail or via e-Delivery) an Opposition
14 (using the same LACIV 238 Motion to Transfer form).

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

18 **FINAL STATUS CONFERENCE**

19 20. Parties shall comply with the requirements of the PI Courts' "First Amended Standing
20 Order Re Final Status Conference," which shall be served with the summons and complaint.

21 **JURY FEES**

22 21. Parties must pay jury fees no later than 365 calendar days after the filing of the initial
23 complaint. (C. C. P. § 631, subds. (b) and (c).)

24 **JURY TRIALS**

25 22. The PI Courts do not conduct jury trials. On the trial date, a PI Court will contact the
26 Master Calendar Court, Department One, in the Stanley Mosk Courthouse. Department One
27 will assign cases out for trial to dedicated Civil Trial Courtrooms and designated Criminal
28 Courtrooms.

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2018-SJ-007-00

1 SANCTIONS

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

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5
6 Dated: April 16, 2018

Debra K. Weintraub
Debra K. Weintraub
Supervising Judge of Civil Courts
Los Angeles Superior Court

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Standing Order Re Personal Injury Procedures, Central District

11/14/2022

FILED
Superior Court of California
County of Los Angeles

2019-SJ-011-00

AUG 09 2019

Sherri R. Carter, Executive Officer/Clerk
By Anoush Michitarian, Deputy

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

IN RE PERSONAL INJURY CASES) SECOND AMENDED STANDING ORDER
ASSIGNED) RE: FINAL STATUS CONFERENCE,
TO THE PERSONAL INJURY COURTS) PERSONAL INJURY ("PI") COURTS
(DEPARTMENTS 2, 3, 4A, 4B AND 5) (Effective August 9, 2019)
OF THE SPRING STREET COURTHOUSE)

The dates for Trial and the Final Status Conference ("FSC") having been set in this matter, the
**COURT HEREBY AMENDS AND SUPERSEDES ITS April 16, 2018 STANDING
ORDER—RE: FINAL STATUS CONFERENCE, PERSONAL INJURY ("PI") COURTS
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.

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

2 At least five calendar days prior to the Final Status Conference, the parties/counsel shall serve
3 and file the following Trial Readiness Documents:

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

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

6 (1) the claims and defenses subject to litigation;

7 (2) the major legal issues (with supporting points and authorities);

8 (3) the relief claimed and calculation of damages sought; and

9 (4) any other information that may assist the court at trial.

10 **B. MOTIONS IN LIMINE**

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

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

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

20 **D. JOINT WITNESS LIST**

21 The parties/counsel shall work together to prepare and file a joint list of all witnesses
22 that each party intends to call, excluding impeachment and rebuttal witnesses (Local Rule
23 3.25(g)(5)). The joint witness list shall identify each witness by name, specify which witnesses are
24 experts, estimate the length of the direct, cross examination and re-direct examination (if any) of
25 each, and include a total of the number of hours for all witness testimony. The parties/counsel shall
26 identify all potential witness scheduling issues and special requirements. Any party/counsel who
27 seeks to elicit testimony from a witness not identified on the witness list must first make a showing of
28 good cause to the trial court.

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

The parties/counsel shall jointly prepare and file a list of proposed jury instructions, organized in numerical order, specifying the instructions upon which all sides agree and the contested instructions, if any. The List of Proposed Jury Instructions must include a space by each instruction for the judge to indicate whether the instruction was given.

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

The parties/counsel shall prepare a complete set of full-text proposed jury instructions, editing all proposed California Civil Jury Instructions and insert party name(s) and eliminate blanks, brackets, and irrelevant material. The parties/counsel shall prepare special instructions in a format ready for submission to the jury with the instruction number, title, and text only (i.e., there should be no boxes or other indication on the printed instruction itself as to the requesting party).

G. JOINT VERDICT FORM(S)

The parties/counsel shall prepare and jointly file a proposed general verdict form or special verdict form (with interrogatories) acceptable to all sides (Local Rule 3.25(g)(8)). If the parties/counsel cannot agree on a joint verdict form, each party must separately file a proposed verdict form.

H. JOINT EXHIBIT LIST

The parties/counsel shall prepare and file a joint exhibit list organized with columns identifying each exhibit and specifying each party's evidentiary objections, if any, to admission of each exhibit. The parties/counsel shall meet and confer in an effort to resolve objections to the admissibility of each exhibit.

**I. PAGE AND LINE DESIGNATION FOR
DEPOSITION AND FORMER TESTIMONY**

If the parties/counsel intend to use deposition testimony or former trial testimony in lieu of any witness's live testimony, the parties/counsel shall meet and confer and jointly prepare and file a chart with columns for each of the following: 1) the page and line designations of the

1 deposition or former testimony requested for use, 2) objections, 3) counter-designations, 4) any
2 responses thereto, and 5) the Court's ruling.

3 **3. EVIDENTIARY EXHIBITS**

4 The parties/counsel shall jointly prepare (and be ready to temporarily lodge for inspection at
5 the FSC) three sets of tabbed, internally paginated by document, and properly-marked exhibits,
6 organized numerically in three-ring binders (a set for the Court, the Judicial Assistant and the
7 witnesses). The parties/counsel shall mark all non-documentary exhibits and insert a simple written
8 description of the exhibit behind the corresponding numerical tab in the exhibit binder. If the parties
9 have a joint signed exhibit list and electronic copies of their respective exhibits, then the
10 parties/counsel will not be required to produce exhibit binders at the FSC. However, the exhibit
11 binders will be required by the assigned trial judge when the trial commences. In the absence of
12 either a joint signed exhibit list or electronic copies, exhibit binders will be required to be produced
13 by all parties/counsel at the FSC.

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

15 The parties/counsel shall jointly prepare (and be ready to temporarily lodge and include the
16 following for inspection at the FSC) the Trial Documents consisting of conformed copies (if
17 available), tabbed and organized into three-ring binders with a table of contents that includes the
18 following:

- 19 Tab A: Trial Briefs (Optional)
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 Tab F: Joint and Contested Jury Instructions
26 Tab G: Joint and/or Contested Verdict Form(s)
27 Tab H: Joint Exhibit List
28

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1 Tab I: Joint Chart of Page and Line Designation(s) for Deposition and
2 Former Testimony

3 Tab J: Copies of the Current Operative Pleadings (including the operative complaint,
4 answer, cross-complaint, if any, and answer to any cross-complaint).

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

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

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

14
15
16 Dated: August 9, 2019



17 Samantha P. Jessner
18 Supervising Judge, Civil
19 Los Angeles Superior Court
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CIV-010

ATTORNEY (Name, State Bar number, and address): Stewart J. Powell (State Bar No. 175226) Yacoubian & Powell LLP 725 South Figueroa Street, Suite 1750 Los Angeles, CA 90017 TELEPHONE NO.: (213) 955-7145 FAX NO. (Optional): (213) 955-7146 E-MAIL ADDRESS (Optional): Stewart@yplawfirm.net ATTORNEY FOR (Name): Plaintiffs	FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles 12/24/2020 Sherri R. Carter, Executive Officer / Clerk of Court By: <u>R. Ramirez</u> Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Stanley Mosk Courthouse, Central District	
PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al. DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.	
APPLICATION AND ORDER FOR APPOINTMENT OF GUARDIAN AD LITEM—CIVIL ☐ EX PARTE	CASE NUMBER: 20STCV02074
NOTE: This form is for use in civil proceedings in which a party is a minor, an incapacitated person, or a person for whom a conservator has been appointed. A party who seeks the appointment of a guardian ad litem in a family law or juvenile proceeding should use form FL-935. A party who seeks the appointment of a guardian ad litem in a probate proceeding should use form DE-350/GC-100. An individual cannot act as a guardian ad litem unless he or she is represented by an attorney or is an attorney.	

- Applicant (name): Jasmine Osorio is
 - ☒ the parent of (name): Daniel Rufino Paredes
 - ☐ the guardian of (name):
 - ☐ the conservator of (name):
 - ☐ a party to the suit.
 - ☒ the minor to be represented (if the minor is 14 years of age or older).
 - ☐ another interested person (specify capacity):
- This application seeks the appointment of the following person as guardian ad litem (state name, address, and telephone number):
 Jasmine Osorio, 10130 El Poche St, South El Monte, CA, 91733; (323) 907-4213
- The guardian ad litem is to represent the interests of the following person (state name, address, and telephone number):
 Daniel Rufino Paredes, 10130 El Poche St, South El Monte, CA, 91733; (323) 907-4213
- The person to be represented is:
 - ☒ a minor (date of birth): 12/31/2015
 - ☐ an incompetent person.
 - ☐ a person for whom a conservator has been appointed.
- The court should appoint a guardian ad litem because:
 - ☒ the person named in item 3 has a cause or causes of action on which suit should be brought (describe):
 Daniel Rufino Paredes is a child to Decedent, Rufino Paredes, and brings a suit for Deliberate Indifference and Denial of Medical Care; Conditions of Confinement-Substantive Due Process; Right of Familial Association; Wrongful Death; Violation of Civil Code §§ 43, 51.7 AND 52.1(B); Negligence; Negligent Infliction of Emotional Distress; and Denial of Medical Care.
☐ Continued on Attachment 5a.

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CIV-010

PLAINTFF/PETITIONER: The Estate Of Rufino Paredes, et.al.	CASE NUMBER:
DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.	20STCV02074

5. b ☐ more than 10 days have elapsed since the summons in the above-entitled matter was served on the person named in item 3, and no application for the appointment of a guardian ad litem has been made by the person identified in item 3 or any other person.
- c. ☐ the person named in item 3 has no guardian or conservator of his or her estate.
- d. ☐ the appointment of a guardian ad litem is necessary for the following reasons (specify):

☐ Continued on Attachment 5d.

6. The proposed guardian ad litem's relationship to the person he or she will be representing is:

- a. ☒ related (state relationship): Mother
- b. ☐ not related (specify capacity):

7. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person he or she will represent and has no interests adverse to the interests of that person. (If there are any issues of competency or qualification or any possible adverse interests, describe and explain why the proposed guardian should nevertheless be appointed):

☐ Continued on Attachment 7.

Stewart J Powell

(TYPE OR PRINT NAME)



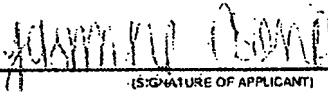
(SIGNATURE OF ATTORNEY)

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

Date: April 14, 2020

Jasmine Osorio

(TYPE OR PRINT NAME)



(SIGNATURE OF APPLICANT)

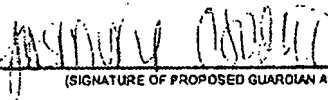
CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem under the above petition.

Date: April 14, 2020

Jasmine Osorio

(TYPE OR PRINT NAME)



(SIGNATURE OF PROPOSED GUARDIAN AD LITEM)

X
ORDER ☒ EX PARTE

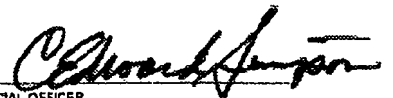
THE COURT FINDS that it is reasonable and necessary to appoint a guardian ad litem for the person named in item 3 of the application, as requested.

THE COURT ORDERS that (name): Jasmine Osorio

is hereby appointed as the guardian ad litem for (name): Daniel Rufino Paredes for the reasons set forth in item 5 of the application.

Date: 12/24/2020





JUDICIAL OFFICER

☐ SIGNATURE FOR BEST ATTACHMENT

C. Edward Simpson / Judge

CIV-010

ATTORNEY (Name, State Bar number, and address): Stewart J. Powell (State Bar No. 175226) Yacoubian & Powell LLP 725 South Figueroa Street, Suite 1750 Los Angeles, CA 90017 TELEPHONE NO.: (213) 955-7145 FAX NO. (Optional): (213) 955-7146 E-MAIL ADDRESS (Optional): Stewart@yplawfirm.net ATTORNEY FOR (Name): Plaintiffs		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles 01/05/2021 Sheri R. Carter, Executive Officer / Clerk of Court By: <u>M. Valenzuela</u> Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Stanley Mosk Courthouse, Central District		
PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al. DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.		
APPLICATION AND ORDER FOR APPOINTMENT OF GUARDIAN AD LITEM—CIVIL ☐ EX PARTE		
CASE NUMBER: 20STCV02074		
NOTE: This form is for use in civil proceedings in which a party is a minor, an incapacitated person, or a person for whom a conservator has been appointed. A party who seeks the appointment of a guardian ad litem in a family law or juvenile proceeding should use form FL-935. A party who seeks the appointment of a guardian ad litem in a probate proceeding should use form DE-350/GC-100. An individual cannot act as a guardian ad litem unless he or she is represented by an attorney or is an attorney.		

- Applicant (name): Jasmine Osorio is
 - ☒ the parent of (name): Devanie Lyla Paredes
 - ☐ the guardian of (name):
 - ☐ the conservator of (name):
 - ☐ a party to the suit.
 - ☒ the minor to be represented (if the minor is 14 years of age or older).
 - ☐ another interested person (specify capacity):
- This application seeks the appointment of the following person as guardian ad litem (state name, address, and telephone number):
 Jasmine Osorio, 10130 El Poche St, South El Monte, CA, 91733; (323) 907-4213
- The guardian ad litem is to represent the interests of the following person (state name, address, and telephone number):
 Devanie Lyla Paredes, 10130 El Poche St, South El Monte, CA, 91733; (323) 907-4213
- The person to be represented is:
 - ☒ a minor (date of birth): 06/25/2013
 - ☐ an incompetent person.
 - ☐ a person for whom a conservator has been appointed.
- The court should appoint a guardian ad litem because:
 - ☒ the person named in item 3 has a cause or causes of action on which suit should be brought (describe):
 Devanie Lyla Paredes is a child to Decedent, Rufino Paredes, and brings a suit for Deliberate Indifference and Denial of Medical Care; Conditions of Confinement-Substantive Due Process; Right of Familial Association; Wrongful Death; Violation of Civil Code §§ 43, 51.7 AND 52.1(B); Negligence; Negligent Infliction of Emotional Distress; and Denial of Medical Care.
☐ Continued on Attachment 5a.

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CIV-010

PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al.	CASE NUMBER:
DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.	20STCV02074

5. b. ☐ more than 10 days have elapsed since the summons in the above-entitled matter was served on the person named in item 3, and no application for the appointment of a guardian ad litem has been made by the person identified in item 3 or any other person.
- c. ☐ the person named in item 3 has no guardian or conservator of his or her estate.
- d. ☐ the appointment of a guardian ad litem is necessary for the following reasons (specify):

☐ Continued on Attachment 5d.

6. The proposed guardian ad litem's relationship to the person he or she will be representing is:
- a. ☒ related (state relationship). Mother
- b. ☐ not related (specify capacity):
7. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person he or she will represent and has no interests adverse to the interests of that person. (If there are any issues of competency or qualification or any possible adverse interests, describe and explain why the proposed guardian should nevertheless be appointed):

☐ Continued on Attachment 7:

Stewart J. Powell

(TYPE OR PRINT NAME)

Stewart J. Powell
(SIGNATURE OF ATTORNEY)

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

Date: April 14, 2020

Jasmine Osorio

(TYPE OR PRINT NAME)

Jasmine Osorio
(SIGNATURE OF APPLICANT)

CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem under the above petition.

Date: April 14, 2020

Jasmine Osorio

(TYPE OR PRINT NAME)

Jasmine Osorio
(SIGNATURE OF PROPOSED GUARDIAN AD LITEM)

ORDER ☒ EX PARTE

THE COURT FINDS that it is reasonable and necessary to appoint a guardian ad litem for the person named in item 3 of the application, as requested.

THE COURT ORDERS that (name): Jasmine Osorio is hereby appointed as the guardian ad litem for (name): Devanic Lyla Paredes for the reasons set forth in item 5 of the application.

Date: 01/05/2021

James E. Blumenthal
JUDICIAL OFFICER
☐ SIGNATURE FOLLOWS LAST ATTACHMENT

CIV-010

ATTORNEY (Name, State Bar number, and address): Stewart J. Powell (State Bar No. 175226) Yacoubian & Powell LLP 725 South Figueroa Street, Suite 1750 Los Angeles, CA 90017 TELEPHONE NO.: (213) 955-7145 FAX NO. (Optional): (213) 955-7146 E-MAIL ADDRESS (Optional): Stewart@yplawfirm.net ATTORNEY FOR (Name): Plaintiffs		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles 12/24/2020 Sherri R. Carter, Executive Officer / Clerk of Court By: <u>R. Ramirez</u> Deputy	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Stanley Mosk Courthouse, Central District			
PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al. DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.			
APPLICATION AND ORDER FOR APPOINTMENT OF GUARDIAN AD LITEM—CIVIL ☐ EX PARTE		CASE NUMBER: 20STCV02074	
NOTE: This form is for use in civil proceedings in which a party is a minor, an incapacitated person, or a person for whom a conservator has been appointed. A party who seeks the appointment of a guardian ad litem in a family law or juvenile proceeding should use form FL-935. A party who seeks the appointment of a guardian ad litem in a probate proceeding should use form DE-350/GC-100. An individual cannot act as a guardian ad litem unless he or she is represented by an attorney or is an attorney.			

1. Applicant (name): Azenet Avina is
- ☒ the parent of (name): Dominick Joshua Paredes
 - ☐ the guardian of (name):
 - ☐ the conservator of (name):
 - ☐ a party to the suit.
 - ☒ the minor to be represented (if the minor is 14 years of age or older).
 - ☐ another interested person (specify capacity):
2. This application seeks the appointment of the following person as guardian ad litem (state name, address, and telephone number):
 Azenet Avina, 2822 Musgrove Avenue, El Monte, CA, 91732; (626) 450-5114
3. The guardian ad litem is to represent the interests of the following person (state name, address, and telephone number):
 Dominick Joshua Paredes, 2822 Musgrove Avenue, El Monte, CA, 91732; (626) 450-5114
4. The person to be represented is:
- ☒ a minor (date of birth): 12/25/2017
 - ☐ an incompetent person.
 - ☐ a person for whom a conservator has been appointed.
5. The court should appoint a guardian ad litem because:
- ☒ the person named in item 3 has a cause or causes of action on which suit should be brought (describe):
 Dominick Joshua Paredes is a child to Decedent, Rufino Paredes, and brings a suit for Deliberate Indifference and Denial of Medical Care; Conditions of Confinement-Substantive Due Process; Right of Familial Association; Wrongful Death; Violation of Civil Code §§ 43, 51.7 AND 52.1(B); Negligence; Negligent Infliction of Emotional Distress; and Denial of Medical Care.
- ☐ Continued on Attachment 5a.

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CIV-010

PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al.	CASE NUMBER:
DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.	20STCV02074

5. b. ☐ more than 10 days have elapsed since the summons in the above-entitled matter was served on the person named in item 3, and no application for the appointment of a guardian ad litem has been made by the person identified in item 3 or any other person.
- c. ☐ the person named in item 3 has no guardian or conservator of his or her estate.
- d. ☐ the appointment of a guardian ad litem is necessary for the following reasons (specify):

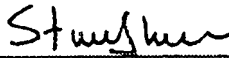
☐ Continued on Attachment 5d.

6. The proposed guardian ad litem's relationship to the person he or she will be representing is:
- a. ☒ related (state relationship): Mother
- b. ☐ not related (specify capacity):
7. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person he or she will represent and has no interests adverse to the interests of that person. (If there are any issues of competency or qualification or any possible adverse interests, describe and explain why the proposed guardian should nevertheless be appointed):

☐ Continued on Attachment 7

Stewart J. Powell

(TYPE OR PRINT NAME)

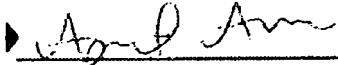

(SIGNATURE OF ATTORNEY)

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

Date: April 14, 2020

Azenet Avina

(TYPE OR PRINT NAME)


(SIGNATURE OF APPLICANT)

CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem under the above petition.

Date: April 14, 2020

Azenet Avina

(TYPE OR PRINT NAME)


(SIGNATURE OF PROPOSED GUARDIAN AD LITEM)

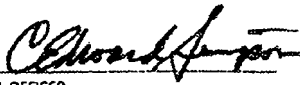
ORDER ☒ EX PARTE

THE COURT FINDS that it is reasonable and necessary to appoint a guardian ad litem for the person named in item 3 of the application, as requested.

THE COURT ORDERS that (name): Azenet Avina is hereby appointed as the guardian ad litem for (name): Dominick Joshua Paredes for the reasons set forth in item 5 of the application.

Date: 12/24/2020




JUDICIAL OFFICER

☐ SIGNATURE FOLLOWS LAST ATTACHED PAGE Edward Simpson / Judge

11/14/2022

CIV-010

ATTORNEY (Name, State Bar number, and address): Stewart J. Powell (State Bar No. 175226) Yacoubian & Powell LLP 725 South Figueroa Street, Suite 1750 Los Angeles, CA 90017 TELEPHONE NO.: (213) 955-7145 FAX NO. (Optional): (213) 955-7146 E-MAIL ADDRESS (Optional): Stewart@yplawfirm.net ATTORNEY FOR (Name): Plaintiffs		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles 01/05/2021 Sheri R. Carter, Executive Officer / Clerk of Court By: <u>M. Valenzuela</u> Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Stanley Mosk Courthouse, Central District		
PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al. DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.		
APPLICATION AND ORDER FOR APPOINTMENT OF GUARDIAN AD LITEM—CIVIL ☐ EX PARTE		
		CASE NUMBER: 20STCV02074
NOTE: This form is for use in civil proceedings in which a party is a minor, an incapacitated person, or a person for whom a conservator has been appointed. A party who seeks the appointment of a guardian ad litem in a family law or juvenile proceeding should use form FL-935. A party who seeks the appointment of a guardian ad litem in a probate proceeding should use form DE-350/GC-100. An individual cannot act as a guardian ad litem unless he or she is represented by an attorney or is an attorney.		

- Applicant (name): Jennifer Nunez is
 - ☒ the parent of (name): Katelyn Leanne Paredes
 - ☐ the guardian of (name):
 - ☐ the conservator of (name):
 - ☐ a party to the suit.
 - ☒ the minor to be represented (if the minor is 14 years of age or older).
 - ☐ another interested person (specify capacity):
- This application seeks the appointment of the following person as guardian ad litem (state name, address, and telephone number):
Jennifer Nunez, 2640 Parkway Drive, El Monte, CA, 91732; (626) 230-2452
- The guardian ad litem is to represent the interests of the following person (state name, address, and telephone number):
Katelyn Leanne Paredes, 2640 Parkway Drive, El Monte, CA, 91732; (626) 230-2452
- The person to be represented is:
 - ☒ a minor (date of birth): 11/12/2008
 - ☐ an incompetent person.
 - ☐ a person for whom a conservator has been appointed.
- The court should appoint a guardian ad litem because:
 - ☒ the person named in item 3 has a cause or causes of action on which suit should be brought (describe):
Katelyn Leanne Paredes is a child to Decedent, Rufino Paredes, and brings a suit for Deliberate Indifference and Denial of Medical Care; Conditions of Confinement-Substantive Due Process; Right of Familial Association; Wrongful Death; Violation of Civil Code §§ 43, 51.7 AND 52.1(B); Negligence; Negligent Infliction of Emotional Distress; and Denial of Medical Care.
☐ Continued on Attachment 5a.

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CIV-010

PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al.	CASE NUMBER:
DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.	20STCV02074

5. b. ☐ more than 10 days have elapsed since the summons in the above-entitled matter was served on the person named in Item 3, and no application for the appointment of a guardian ad litem has been made by the person identified in Item 3 or any other person.
- c. ☐ the person named in Item 3 has no guardian or conservator of his or her estate.
- d. ☐ the appointment of a guardian ad litem is necessary for the following reasons (specify):

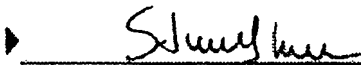
☐ Continued on Attachment 5d.

6. The proposed guardian ad litem's relationship to the person he or she will be representing is:
- a. ☒ related (state relationship): Mother
- b. ☐ not related (specify capacity):
7. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person he or she will represent and has no interests adverse to the interests of that person. (If there are any issues of competency or qualification or any possible adverse interests, describe and explain why the proposed guardian should nevertheless be appointed):

☐ Continued on Attachment 7.

Stewart J. Powell

(TYPE OR PRINT NAME)


(SIGNATURE OF ATTORNEY)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
Date: April 14, 2020

Jennifer Nunez

(TYPE OR PRINT NAME)


(SIGNATURE OF APPLICANT)

CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem under the above petition.
Date: April 14, 2020

Jennifer Nunez

(TYPE OR PRINT NAME)

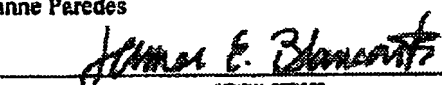

(SIGNATURE OF PROPOSED GUARDIAN AD LITEM)

ORDER ☒ EX PARTE

THE COURT FINDS that it is reasonable and necessary to appoint a guardian ad litem for the person named in Item 3 of the application, as requested.

THE COURT ORDERS that (name): Jennifer Nunez
is hereby appointed as the guardian ad litem for (name): Katelyn Leanne Paredes
for the reasons set forth in Item 5 of the application.

Date: 01/05/2021


JUDICIAL OFFICER
☐ SIGNATURE FOLLOWS LAST ATTACHMENT

11/14/2022

CIV-010

ATTORNEY (Name, State Bar number, and address): Stewart J. Powell (State Bar No. 175226) Yacoubian & Powell LLP 725 South Figueroa Street, Suite 1750 Los Angeles, CA 90017 TELEPHONE NO.: (213) 955-7145 FAX NO. (Optional): (213) 955-7146 E-MAIL ADDRESS (Optional): Stewart@yplawfirm.net ATTORNEY FOR (Name): Plaintiffs		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles 12/24/2020 Sherri R. Carter, Executive Officer / Clerk of Court By: <u>R. Ramirez</u> Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Stanley Mosk Courthouse, Central District		
PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al. DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.		
APPLICATION AND ORDER FOR APPOINTMENT OF GUARDIAN AD LITEM—CIVIL ☐ EX PARTE		
		CASE NUMBER: 20STCV02074
NOTE: This form is for use in civil proceedings in which a party is a minor, an incapacitated person, or a person for whom a conservator has been appointed. A party who seeks the appointment of a guardian ad litem in a family law or juvenile proceeding should use form FL-935. A party who seeks the appointment of a guardian ad litem in a probate proceeding should use form DE-350/GC-100. An individual cannot act as a guardian ad litem unless he or she is represented by an attorney or is an attorney.		

- Applicant (name): Jennifer Nunez is
 - ☒ the parent of (name): Hailey Lauren Paredes
 - ☐ the guardian of (name):
 - ☐ the conservator of (name):
 - ☐ a party to the suit.
 - ☒ the minor to be represented (if the minor is 14 years of age or older).
 - ☐ another interested person (specify capacity):
- This application seeks the appointment of the following person as guardian ad litem (state name, address, and telephone number):
Jennifer Nunez, 2640 Parkway Drive, El Monte, CA, 91732; (626) 230-2452
- The guardian ad litem is to represent the interests of the following person (state name, address, and telephone number):
Hailey Lauren Paredes, 2640 Parkway Drive, El Monte, CA, 91732; (626) 230-2452
- The person to be represented is:
 - ☒ a minor (date of birth): 6/17/2011
 - ☐ an incompetent person.
 - ☐ a person for whom a conservator has been appointed.
- The court should appoint a guardian ad litem because:
 - ☒ the person named in item 3 has a cause or causes of action on which suit should be brought (describe):
Hailey Lauren Paredes is a child to Decedent, Rufino Paredes, and brings a suit for Deliberate Indifference and Denial of Medical Care; Conditions of Confinement-Substantive Due Process; Right of Familial Association; Wrongful Death; Violation of Civil Code §§ 43, 51.7 AND 52.1(B); Negligence; Negligent Infliction of Emotional Distress; and Denial of Medical Care.☐ Continued on Attachment 5a.

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CIV-010

PLAINTIFF/PETITIONER: The Estate Of Rufino Paredes, et.al.	CASE NUMBER:
DEFENDANT/RESPONDENT: The County of Los Angeles, et.al.	20STCV02074

5. b. ☐ more than 10 days have elapsed since the summons in the above-entitled matter was served on the person named in item 3, and no application for the appointment of a guardian ad litem has been made by the person identified in item 3 or any other person.
- c. ☐ the person named in item 3 has no guardian or conservator of his or her estate.
- d. ☐ the appointment of a guardian ad litem is necessary for the following reasons (specify):

☐ Continued on Attachment 5d.

6. The proposed guardian ad litem's relationship to the person he or she will be representing is:
- a. ☒ related (state relationship): Mother
- b. ☐ not related (specify capacity):
7. The proposed guardian ad litem is fully competent and qualified to understand and protect the rights of the person he or she will represent and has no interests adverse to the interests of that person. (If there are any issues of competency or qualification or any possible adverse interests, describe and explain why the proposed guardian should nevertheless be appointed):

☐ Continued on Attachment 7.

Stewart J. Powell

(TYPE OR PRINT NAME)

▶

[Signature]

(SIGNATURE OF ATTORNEY)

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

Date: April 14, 2020

Jennifer Nunez

(TYPE OR PRINT NAME)

▶

[Signature]

(SIGNATURE OF APPLICANT)

CONSENT TO ACT AS GUARDIAN AD LITEM

I consent to the appointment as guardian ad litem under the above petition.

Date: April 14, 2020

Jennifer Nunez

(TYPE OR PRINT NAME)

▶

[Signature]

(SIGNATURE OF PROPOSED GUARDIAN AD LITEM)

ORDER ☒ EX PARTE

THE COURT FINDS that it is reasonable and necessary to appoint a guardian ad litem for the person named in item 3 of the application, as requested.

THE COURT ORDERS that (name): Jennifer Nunez
is hereby appointed as the guardian ad litem for (name): Hailey Lauren Paredes
for the reasons set forth in item 5 of the application.

Date: 12/24/2020



[Signature]

☐ SIGNATURE FOLLOWING LAST ATTACHMENT

C. Edward Simpson / Judge

11/14/2022



Superior Court of California, County of Los Angeles

ALTERNATIVE DISPUTE RESOLUTION (ADR) INFORMATION PACKAGE

THE PLAINTIFF MUST SERVE THIS ADR INFORMATION PACKAGE ON EACH PARTY WITH THE COMPLAINT.

CROSS-COMPLAINANTS must serve this ADR Information Package on any new parties named to the action with the cross-complaint.

What Is ADR?

ADR helps people find solutions to their legal disputes without going to trial. The main types of ADR are negotiation, mediation, arbitration and settlement conferences. When ADR is done by phone or computer, it may be called Online Dispute Resolution (ODR). These "alternatives" to litigation and trial are described below.

Advantages of ADR

- **Saves Time:** ADR is faster than going to trial.
- **Saves Money:** Parties can save on court costs, attorney's fees and witness fees.
- **Keeps Control with the parties:** Parties choose their ADR process and provider for voluntary ADR.
- **Reduces stress/protects privacy:** ADR is done outside the courtroom, in private offices, by phone or online.

Disadvantages of ADR

- **Costs:** If the parties do not resolve their dispute, they may have to pay for ADR and litigation and trial.
- **No Public Trial:** ADR does not provide a public trial or a decision by a judge or jury.

Main Types of ADR:

1. **Negotiation:** Parties often talk with each other in person, or by phone or online about resolving their case with a settlement agreement instead of a trial. If the parties have lawyers, they will negotiate for their clients.
2. **Mediation:** In mediation, a neutral "mediator" listens to each person's concerns, helps them evaluate the strengths and weaknesses of their case, and works with them to try to create a settlement agreement that is acceptable to all. Mediators do not decide the outcome. Parties may go to trial if they decide not to settle.

Mediation may be appropriate when the parties

- want to work out a solution but need help from a neutral person.
- have communication problems or strong emotions that interfere with resolution.

Mediation may not be appropriate when the parties

- want a public trial and want a judge or jury to decide the outcome.
- lack equal bargaining power or have a history of physical/emotional abuse.

11/14/2022

How to arrange mediation in Los Angeles County

Mediation for civil cases is voluntary and parties may select any mediator they wish. Options include:

a. The Civil Mediation Vendor Resource List

Parties may contact these organizations to request a "Resource List Mediation" for reduced-cost or free (for selected cases) mediation in person or with ODR (by phone or online).

- JAMS, Inc.: Case Manager: (213) 253-9776 mdawson@jamsadr.com
- Mediation Center of Los Angeles: Case Manager: (833) 476-9145 info@mediationLA.org

These organizations cannot accept every case and they may decline cases at their discretion.

Visit www.lacourt.org/ADR.Res.List for important information and FAQs before contacting them.

NOTE: This service is not available for family law, probate or small claims.

b. Los Angeles County Dispute Resolution Programs

<https://wdacs.lacounty.gov/programs/drp/>

- Free, day-of-trial mediations at the courthouse for small claims, unlawful detainers (evictions) and, at the Stanley Mosk Courthouse, limited civil. No appointment needed.
- Free or low-cost mediations before the day of trial for these and other case types.
- For ODR by phone or computer for small claims or unlawful detainer (eviction) cases before the day of trial, visit <http://www.lacourt.org/division/smallclaims/pdf/OnlineDisputeResolutionFlyer-EngSpan.pdf>

c. Mediators and ADR and Bar organizations that provide mediation may be found on the Internet.

3. **Arbitration:** Arbitration is less formal than trial, but like trial, the parties present evidence and arguments to the person who decides the outcome. In "binding" arbitration, the arbitrator's decision is final; there is no right to trial. In "nonbinding" arbitration, any party can request a trial after the arbitrator's decision. For more information about arbitration, visit <http://www.courts.ca.gov/programs-adr.htm>
4. **Mandatory Settlement Conferences (MSC):** MSCs are ordered by the Court and are often held close to the trial date. The parties and their attorneys meet with a judge or settlement officer who does not make a decision but assists the parties in evaluating the strengths and weaknesses of the case and in negotiating a settlement. For information about the Court's MSC programs for civil cases, visit: www.lacourt.org/division/civil/settlement

Los Angeles Superior Court ADR website: www.lacourt.org/division/civil/settlement

For general information and videos about ADR, visit <http://www.courts.ca.gov/programs-adr.htm>

11/14/2022

EXHIBIT 17

11/14/2022



**Los Angeles County
Sheriff's Department**

**Welcome
Inmate Information Center**

BACK



(The information was current as of: 03/22/2022 09:09)

Booking No.: 5592643 Last Name: UCELO First Name: PEDRO Middle Name:

Sex: M Race: H Date Of Birth: 05/23/1977 Age: 41 Hair: BLK Eyes: BRO Height: 508 Weight: 200

Id Level: U Main No.: CII No.: File No. [REDACTED]

Special Handling: Charge Level: M

ARREST

Arrest Charge: 23152(A)VC Charge Description: DRUNK DRIVING ALCOHOL/DRUGS

Arrest Date: 04/06/2019 Arrest Time: 0100 Arrest Agency: 2601 Agency Description: LASD-PALMDALE STATION
PATROL

Date Booked: 04/06/2019 Time Booked: 0137 Booking Location: PLM Location Description: STA - PALMDALE

BAIL

Total Bail Amount: 5,000.00 Total Hold Bail Amount: 0.00 Grand Total: 5,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 04/06/2019 Assigned Time: 0137 Visitor Status: N

Facility:

Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: Next Court Date: Next Court Time: 0000 Next Court Case:

Court Name:

Court Address: Court City:

RELEASE

Actual Release Date: 04/06/2019 Release Time: 0620 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

1144/2022

Case No.	Charge No.	Level	Court Name	Court Address	Court City	Bail Amt.	Fine Amt.	Court Date	Sent. Date	Sent. Day(s)	Disp Code
[REDACTED]	23152(A)VC	M				5,000.00	.00			0	

Inmate AKAs

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
UCELO	PEDRO			M	H	05/23/1977	41	2601	04/06/2019

[New Search](#)

11/14/2022

11/14/2022

EXHIBIT 18

11/14/2022



Search

[Home](#)[Online Services](#)[Pay Fines, Search Records...](#)[Forms, Filings & Files](#)[Forms, Filing Fees...](#)[Self-Help](#)[For persons without attorneys](#)[Divisions](#)[Civil, Criminal, Family...](#)[Jury](#)[Jury Duty Portal, Q&A...](#)[General](#)[Courthouse](#)> *Criminal*

ONLINE SERVICES

Search for Case Number by Defendant Name

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Disclaimer

Sh

The following list might contain records of different people of the same name, and it may not contain records of the person whom you are searching.

IMPORTANT

Effective Monday, November 23, 2015, this site will return only the case number, defendant name, filing date and filing location of cases that match the party name you submitted. To view additional information about a case, please visit our Criminal Case Summary site.

Result of query on Monday, November 7, 2022 2:34:42 PM

Last Name: Pedro (*Sounds Like*)First Name: Ucelo (*Sounds Like*)

(A Month and Year of Birth was provided for this search) 05/1977

New Search

#	Name	Def. ID	Case Number	Filing Date	Filing Location
No records were found matching the information you provided.					

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New Search

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11/14/2022

EXHIBIT 19

11/14/2022



Los Angeles Sheriff's Department

Welcome Inmate Information Center

[BACK](#)



(The information was current as of: 03/22/2022 08:54)

Booking No.: 5626227 Last Name: LYONS First Name: KYLO Middle Name:

Sex: M Race: B Date Of Birth: 08/31/1983 Age: 35 Hair: BLK Eyes: BRO Height: 510 Weight: 235

Id Level: P Main No.: [REDACTED]

Special Handling: Charge Level: F

ARREST

Arrest Charge: 11378HS Charge Description: POSSESSION CONTROLLED SUBSTANCE FOR SALE

Arrest Date: 05/11/2019 Arrest Time: 1437 Arrest Agency: 0201 Agency Description: LASD-ELA STATION PATROL

Date Booked: 05/11/2019 Time Booked: 1540 Booking Location: ELA Location Description: STA - EAST LOS ANGELES

BAIL

Total Bail Amount: 30,000.00 Total Hold Bail Amount: 0.00 Grand Total: 30,000.00

HOUSING LOCATION

Housing Location: Module: Row: Cell: Bunk:

Permanent Housing Assigned Date: 05/11/2019 Assigned Time: 1540 Visitor Status: N

Facility:

Address: City:

For County facility visiting hours, Please call (213) 473-6080 at Inmate Information Center.

COURT

Next Court Code: Next Court Date: Next Court Time: 0000 Next Court Case:

Court Name:

Court Address: Court City:

RELEASE

Actual Release Date: 05/12/2019 Release Time: 0949 Release Reason: DEAD Reason Description: DECEASED

Release Agency: Agency Description:

Case Information

114472022

Case No.	Charge No.	Level	Court Name	Court Address	Court City	Bail Amt.	Fine Amt.	Court Date	Sent. Date	Sent. Day(s)	Disp Code
	3056PC	F				0	.00			0	
	11378HS	F				30,000.00	.00			0	

Inmate AKAs

Last Name	First Name	Middle Name	Suffix	Sex	Race	DOB	Age	Arrest Agency	Booking Date
LYONS	KYLO			M	B	08/31/1983	35	0201	05/11/2019

[New Search](#)

11/14/2022