

**COSTA MESA
LITIGATION STATUS REPORT**

JULY 2017

AmeriCare MedServices, Inc. v. City of Costa Mesa and CARE Ambulance Services

Case Name	AmeriCare MedServices, Inc. v. City of Costa Mesa and CARE Ambulance Services	Case Number	District Court: 8:16-cv-01804-JLS-AFM Court of Appeals: 17-55565																												
Judge	Hon. Josephine L. Staton Magistrate: Hon. Alexander F. MacKinnon	Venue	District Court: United States District Court for Central District of California Court of Appeals: Ninth Circuit Court of Appeals																												
Attorney(s) for City	James R. Touchstone Melissa M. Ballard Bruce A. Lindsay Kendall H. MacVey – Best, Best & Krieger	Opposing Attorney(s)	Jarod Michael Bona Bona Law PC																												
Date of Loss	Not applicable.	Complaint Filed	09/28/2016																												
Legal Fees and Costs Incurred through 06/30/17	\$22,257.74																														
Causes of Action	<ol style="list-style-type: none"> 1. Monopolization – 15 U.S.C. § 2 2. Attempted Monopolization – 15 U.S.C. § 2 3. Conspiracy to Monopolize – 15 U.S.C. § 2 4. Conspiracy to Restrain Trade – 15 U.S.C. § 1 5. Declaration of Rights – Cal. Civ. Proc. Code § 1060 6. Declaratory Judgment – 28 U.S.C. § 2201; 15 U.S.C. § 26 																														
Summary	Antitrust claim by AmeriCare MedServices that City created unlawful monopoly with CARE Ambulance Services.																														
Status	The case is on appeal to the Ninth Circuit Court of Appeals following the district court’s granting of defendants’ motions to dismiss.																														
Next Hearing Date	No hearings are scheduled at this time.																														
District Court Docket	<table border="0"> <tr> <td>09/28/16</td> <td>Summons and Complaint</td> </tr> <tr> <td>10/12/16</td> <td>Initial Standing Order of Judge Staton</td> </tr> <tr> <td>12/01/16</td> <td>Amended Complaint</td> </tr> <tr> <td>12/13/16</td> <td>Stipulation to Set Briefing Schedule and Procedure for Plaintiff’s Motion to Dismiss</td> </tr> <tr> <td>12/14/16</td> <td>Stipulation to Extend Time to Respond to Amended Complaint</td> </tr> <tr> <td>12/19/16</td> <td>Order to Show Cause; Order Granting Stipulations</td> </tr> <tr> <td>12/29/16</td> <td>City’s Response to Order to Show Cause re: Consolidation for Pre-trial</td> </tr> <tr> <td>12/30/16</td> <td>CARE’s Response to Order to Show Cause re: Consolidation</td> </tr> <tr> <td>12/30/16</td> <td>Plaintiff’s Response in Support of Order to Show Cause</td> </tr> <tr> <td>01/06/17</td> <td>City’s Notice of Motion and Motion to Dismiss Plaintiff’s Amended Complaint</td> </tr> <tr> <td>01/06/17</td> <td>[Proposed] Order Granting City’s Motion to Dismiss Plaintiff’s Amended Complaint</td> </tr> <tr> <td>01/13/17</td> <td>CARE Ambulance Service’s Notice of Motion and Motion to Dismiss Plaintiff’s First Amended Complaint</td> </tr> <tr> <td>01/13/17</td> <td>[Proposed] Order Granting CARE Ambulance Service’s Motion to Dismiss Plaintiff’s First Amended Complaint</td> </tr> <tr> <td>01/18/17</td> <td>Order Advancing Hearing re City’s Motion to Dismiss</td> </tr> </table>			09/28/16	Summons and Complaint	10/12/16	Initial Standing Order of Judge Staton	12/01/16	Amended Complaint	12/13/16	Stipulation to Set Briefing Schedule and Procedure for Plaintiff’s Motion to Dismiss	12/14/16	Stipulation to Extend Time to Respond to Amended Complaint	12/19/16	Order to Show Cause; Order Granting Stipulations	12/29/16	City’s Response to Order to Show Cause re: Consolidation for Pre-trial	12/30/16	CARE’s Response to Order to Show Cause re: Consolidation	12/30/16	Plaintiff’s Response in Support of Order to Show Cause	01/06/17	City’s Notice of Motion and Motion to Dismiss Plaintiff’s Amended Complaint	01/06/17	[Proposed] Order Granting City’s Motion to Dismiss Plaintiff’s Amended Complaint	01/13/17	CARE Ambulance Service’s Notice of Motion and Motion to Dismiss Plaintiff’s First Amended Complaint	01/13/17	[Proposed] Order Granting CARE Ambulance Service’s Motion to Dismiss Plaintiff’s First Amended Complaint	01/18/17	Order Advancing Hearing re City’s Motion to Dismiss
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	02/10/17	Plaintiff's Memorandum in Opposition of Notice of Motion and Motion to Dismiss Plaintiff's Amended Complaint
	02/17/17	City's Reply in Support of Motion to Dismiss
	02/17/17	Plaintiff's Memorandum in Opposition to Notice of Motion and Motion to Dismiss Case
	02/23/17	Motion for Leave to File Amicus Curiae Brief of Richard A. Narad in Support of Plaintiff
	02/27/17	Plaintiff's Response re City's Objection re Attachments to Declaration
	02/28/17	City's Objection to Richard A. Narad's Motion for Leave to File Amicus Curiae Brief in Support of Plaintiff
	03/03/17	Hearing on City's Motion to Dismiss
	03/10/17	CARE's Reply in Support of CARE's Motion to Dismiss
	03/28/17	Court's Order Consolidating Cases for Pretrial Purposes
	03/28/17	Court's Order Granting Motions to Dismiss
	03/31/17	Plaintiff's Motion to Strike CARE Arguments Raised on Reply and Objections to Request for Judicial Notice
	04/05/17	Defendant CARE's Opposition to Plaintiff's Motion to Strike
	04/06/17	Order Taking Defendant's Motion to Dismiss Under Submission
	04/21/17	Court's Order Granting Defendant CARE's Motion to Dismiss
	04/24/17	Plaintiff's Notice of Appeal
Court of Appeals Docket	05/09/17	Plaintiff's Motion to Expedite Briefing and Hearing on Appeal
	05/15/17	Opposition to Motion to Expedite Briefing and Hearing on Appeal Filed by Cities of Anaheim, Laguna Beach, and Newport Beach
	05/17/17	City's Joinder to Opposition to Motion to Expedite Briefing and Hearing on Appeal Filed by Cities of Anaheim, Laguna Beach, and Newport Beach
	05/23/17	Plaintiff's Response to Oppositions to Motion to Expedite Briefing and Hearing on Appeal
	05/23/17	Plaintiff's Motion for Order Requiring Cities to File a Joint Brief on Appeal
	05/26/17	City's Response to Plaintiff's Motion for Order Requiring Cities to File a Joint Brief on Appeal
	06/02/17	Court's Order Denying Motion to Expedite and Motion for Order Requiring Cities to File a Joint Brief
Written Discovery		None exchanged.

Ming Cheng Chen; Hsiang Chu Shih Chen v. City of Costa Mesa

Case Name	Ming Cheng Chen; Hsiang Chu Shih Chen v. City of Costa Mesa	Case Number	8:16-cv-01624-CJC-KES
Judge	Hon. Cormac J. Carney Magistrate: Hon. Karen E. Scott	Venue	United States District Court for Central District of California
Attorney(s) for City	James R. Touchstone Bruce A. Lindsay Dean J. Pucci Monica Choi Arredondo	Opposing Attorney(s)	Frank A. Weiser
Date of Loss	Not applicable.	Complaint Filed	09/02/2016* *Received by City 12/08/2016
Legal Fees and Costs Incurred through 06/30/17	\$5,575.50		
Causes of Action	<ol style="list-style-type: none"> 1. Violation of Federal Civil Rights under 42 U.S.C. § 1983 – First Amendment, Fourth Amendment, and Fourteenth Amendment 2. Violation of Fair Housing Act – 42 U.S.C. § 3604(b) 		
Summary	Plaintiffs, the owners of the New Harbor Inn, which is the subject of an ongoing nuisance abatement lawsuit (<i>City of Costa Mesa v. New Harbor Inn</i>), allege the City violated their constitutional and civil rights in retaliation for their public criticism of the City’s campaign to oust motel owners, such as themselves, and long term occupants from the City.		
Status	Pursuant to the settlement agreement, the case will be dismissed with prejudice.		

Timothy Dadey v. City of Costa Mesa

Case Name	Timothy Dadey v. City of Costa Mesa	Case Number	30-2014-00757962-CU-CR-CJC
Judge	Hon. Sheila Fell	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Monica Choi Arredondo Bruce A. Lindsay	Opposing Attorney(s)	Mark Erickson Matthew Costello Christopher Maciel Haynes and Boone Kenneth Babcock Lili Graham Richard Walker Public Law Center Navneet Grewal Stephanie Haffner S. Lynn Martinez Richard Rothschild Western Center on Law and Poverty
Date of Loss	Not applicable.	Complaint Filed	11/24/2014
Legal Fees and Costs Incurred through 06/30/17	\$781,693.89		
Causes of Action	<ol style="list-style-type: none"> 1. Land Use Discrimination – Cal. Gov’t Code § 65008 2. Disability Discrimination in Violation of the Fair Housing Act (FHA) – 42 U.S.C. § 3604 3. Disability Discrimination in Violation of the Americans with Disabilities Act (ADA) – 42 U.S.C. § 12132 4. Disability Discrimination in Violation of the Fair Employment and Housing Act (FEHA) – Cal. Gov’t Code §§ 12920, 12927, 12955 5. Familial Status Discrimination in Housing in Violation of the FHA – 42 U.S.C. § 3604 6. Familial Status Discrimination in Housing in Violation of FEHA – Cal. Gov’t Code §§ 12920, 12927, 12955 7. Source of Income Discrimination in Violation of FEHA – Cal. Gov’t Code §§ 12920, 12927, 12955 8. Violation of Duty to Affirmatively Further Fair Housing – 42 U.S.C. §§ 1983, 3608(5) 9. Violation of Constitutional Right to Travel 10. Violation of Constitutional Right to Privacy 11. Violation of the Housing and Community Development Act of 1974 – 42 U.S.C. §§ 1983, 5301 <i>et seq.</i>, 24 C.F.R. §§ 570.600 <i>et seq.</i>, 24 C.F.R. §§ 42 <i>et seq.</i> 12. Violation of the California Relocation Assistance Act – Cal. Gov’t Code §§ 7260 <i>et seq.</i>, 25 C.C.R. § 6010 		
Summary	Plaintiffs challenge the City’s adoption of Ordinance No. 14-11. Plaintiffs allege discrimination based on mental/physical disability, income level, source of income, and/or		

	familial status under state and federal housing discrimination statutes, as well as related state and federal civil rights violations.	
Status	Discovery is ongoing.	
Next Hearing Date/Trial Date	September 18, 2017	
Docket	11/24/14	Summons and Complaint
	11/24/14	Plaintiffs' Ex Parte Application; Proposed Order
	11/24/14	Plaintiffs' Petition for Writ of Mandate
	11/25/14	City's Opposition
	11/25/14	Hearing on Plaintiff's Ex Parte Application
	11/26/14	Plaintiffs' Peremptory Challenge Pursuant to CCP 170.6
	12/11/14	Peremptory Challenge Under CCP 170.6
	12/30/14	Plaintiffs' First Amended Complaint
	01/08/15	Plaintiffs' Motion for Preliminary Injunction; Proposed Order
	01/08/15	Plaintiffs' Ex Parte Application
	01/09/15	Hearing on Plaintiffs' Ex Parte Application; Order
	02/04/15	City's Demurrer; Request for Judicial Notice
	02/10/15	City's Opposition to Plaintiffs' Motion for Preliminary Injunction
	02/18/15	Plaintiffs' Reply to City's Opposition
	02/25/15	Hearing on Motion for Preliminary Injunction
	03/24/15	Order Granting Plaintiffs' Motion for Preliminary Injunction
	04/30/15	Plaintiffs' Opposition to City's Demurrer to Writ of Mandate
	05/06/15	City's Reply to Plaintiffs' Opposition
	05/13/15	Hearing on Demurrer to Complaint
	05/14/15	Notice of Ruling
	05/26/15	City's Answer to Petition for Writ of Mandate
	05/28/15	City's Answer to Plaintiffs' Amended Complaint
	06/10/15	Plaintiffs' Demurrer to City's Answer
	06/10/15	Plaintiffs' Demurrer to City's Answer
	08/03/15	Plaintiffs' Case Management Statement Filed
	08/04/15	City's Case Management Statement Filed
	08/07/15	Plaintiffs' Ex Parte Application
	08/07/15	Plaintiffs' Motion to Compel Deposition
	08/10/15	Hearing on Plaintiffs' Ex Parte Application
	08/18/15	Case Management Conference
	08/28/15	City's First Amended Answer
	09/14/15	Plaintiffs' Case Management Statement Filed
	09/15/15	City's Opposition to Motion to Compel
	09/29/15	Case Management Conference
	10/06/15	Report and Recommendation of Discovery Referee Filed
	10/26/15	Plaintiffs' Case Management Statement Filed
	11/05/15	City's Case Management Statement Filed
	11/10/15	Case Management Conference
	12/31/15	City's Ex Parte Application
	01/04/16	Hearing on City's Ex Parte Application
	01/04/16	Plaintiffs' Opposition
	01/15/16	City's Motion for Summary Judgment/Adjudication; Request for Judicial Notice
	01/21/16	Report and Recommendation of Discovery Referee

02/02/16	City's Objection to Report and Recommendation of Discovery Referee
03/02/16	Dadey's Request for Dismissal with Prejudice
03/04/16	Rose's Request for Dismissal with Prejudice
03/07/16	City's Motion to Bifurcate
03/14/16	Stipulation and Protective Order Filed by Plaintiffs
03/18/16	City's Ex Parte Application to Continue Trial Date
03/21/16	Plaintiffs' Opposition to Ex Parte
03/21/16	Hearing on City's Ex Parte Application
03/21/16	Plaintiffs' Request for Dismissal with Prejudice as to Wimberly
03/22/16	Stay Order Filed by Fourth District Court of Appeal
03/25/16	City's Request for Judicial Notice
03/30/16	Plaintiffs' Opposition; Request for Judicial Notice
04/01/16	Order on Report and Recommendation of Discovery Referee
04/04/16	City's Ex Parte Application re Court Conference re Stay
04/05/16	Hearing on City's Ex Parte Application
04/06/16	Plaintiffs' Response to City's Objection
04/11/16	Court of Appeal's Order Clarifying Stay
11/18/16	Court of Appeal Opinion Filed
02/23/17	Plaintiffs' Status Conference Statement Filed
02/24/17	City's Status Conference Statement Filed
02/28/17	Status Conference
03/03/17	City's Amended Notice of Motion for Summary Judgment, or in the Alternative, Summary Adjudication
03/10/17	Stipulation and Proposed Order re Submission of Documents to Discovery Referee
03/20/17	Court's Entry of Order re Stipulation for Submission of Documents to Discovery Referee
04/10/17	Report and Recommendation of Discovery Referee
05/02/17	Notice of Continuance of Hearing on City's Motion for Summary Judgment, or in the Alternative, Summary Adjudication
06/07/17	Plaintiffs' Objections to City's Amended Notice of Motion for Summary Judgment, or in the Alternative, Summary Adjudication
06/07/17	Opposition of Plaintiffs to City's Motion for Summary Judgment
06/07/17	Plaintiffs' Request for Judicial Notice and Consideration of Certain Documents
06/16/17	City's Reply to Plaintiffs' Opposition to City's Motion for Summary Judgment, or in the Alternative, Summary Adjudication
06/16/17	City's Objections to Plaintiffs' Evidence Submitted in Opposition to City's Motion for Summary Judgment, or in the Alternative, Summary Adjudication
06/16/17	City's Objections to Plaintiffs' Evidentiary Objections Referenced Within Their Response to City's Separate Statement of Undisputed Facts in Support of City's Motion for Summary Judgment, or in the Alternative, Summary Adjudication
06/16/17	City's Notice of Motion and Motion to Sever/Trifurcate; Proposed Order
06/20/17	Court's Tentative Ruling, Denying Motion for Summary Judgment/Adjudication
06/22/17	City's Notice of Related Case
06/27/17	Plaintiffs' Response in Opposition to City's Notice of Related Case
06/30/17	City's Reply to Plaintiffs' Response in Opposition to City's Notice of Related Case

Writ re Mental Process Privilege	03/16/16 03/22/16 04/08/16 04/08/16 04/11/16 04/12/16 04/22/16 04/22/16 04/29/16 05/03/16 05/05/16 05/10/16 05/13/16 05/27/16 05/31/16 06/01/16 06/07/16 06/08/16 06/23/16 06/23/16 07/01/16 07/01/16 07/06/16 08/08/16 08/12/16 11/02/16 11/18/16 01/18/17 01/18/17	City’s Petition for Writ of Mandate with Request for Immediate Stay Court’s Order Staying Proceedings Pending Determination of the Writ of Mandate City’s Letter to Court re Request for Clarification of Stay of Proceedings Plaintiffs’ Response to City’s Letter re Request for Clarification Court’s Order Clarifying that Entire Action is Stayed Pending Determination of the Petition for Writ of Mandate Real Parties in Interest’s (“RPI”) Opposition to City’s Petition for Writ of Mandate RPI’s Motion for Calendar Preference City’s Reply to RPI’s Opposition to City’s Petition Letter from RPI’s Responding to Select Matters in City’s Reply Brief Order to Show Cause Why Relief Prayed for Should Not Be Granted City’s Opposition to RPI’s Motion for Calendar Preference Order Granting RPI Calendar Preference Letter from RPI re Request to Treat 04/27/16 Letter Brief as RPI’s Formal Return Legal Aid Association of California and Public Counsel Application to File Amicus Curiae Brief City’s Traverse to Return City’s Objection to Application for Leave to File Amicus Curiae Brief Court’s Order Denying as Untimely Legal Aid Association of California and Public Counsel’s Application for Leave to File Amici Curiae Brief RPI’s Motion to Strike Portions of City’s Traverse City’s Motion to Strike Portions of RPI’s Opposition City’s Opposition to RPI’s Motion to Strike Portions of its Traverse RPI’s Reply Brief in Support of Motion to Strike Portions of City’s Traverse RPI’s Opposition to City’s Motion to Strike Portions of RPI’s Opposition to Petition for Writ of Mandate City’s Reply Brief in Support of City’s Motion to Strike Portions of RPI’s Opposition to Petition for Writ of Mandate RPI’s Waiver of Oral Argument City’s Request for Oral Argument Case Argued and Submitted Opinion Filed Remittitur Issued Peremptory Writ Issued
Written Discovery	03/27/15 03/27/15 03/27/15 03/30/15 03/30/15 03/30/15 03/30/15 03/30/15 03/30/15 06/24/15 11/13/15 11/13/15 11/13/15	Dadey’s Form Interrogatories (ROGS) to City, Set One Dadey’s Special ROGS to City, Set One Dadey’s Requests for Admission (RFAS) to City, Set One Dadey’s Requests for Production (RFPS) to City, Set One Dadey’s Special ROGS to City, Set Two Christopher’s Special ROGS to City, Set One Rose’s Special ROGS to City, Set One Wimberly’s Special ROGS to City, Set One CMMRA’s Form ROGS to City, Set One City’s RFAS to Christopher, Set One City’s RFAS to Dadey, Set One City’s Form ROGS to CMMRA, Set One

11/13/15	City's Form ROGS to Christopher, Set One
11/13/15	City's Form ROGS to Dadey, Set One
11/13/15	City's Form ROGS to Rose, Set One
11/13/15	City's Form ROGS to Wimberly, Set One
11/13/15	City's RFAS to Dadey, Set One
11/13/15	City's RFAS to Rose, Set One
11/13/15	City's RFAS to Wimberly, Set One
11/13/15	City's RFPS to CMMRA, Set One
11/13/15	City's RFPS to Christopher, Set One
11/13/15	City's RFPS to Dadey, Set One
11/13/15	City's RFPS to Rose, Set One
11/13/15	City's RFPS to Wimberly, Set One
11/13/15	City's Special ROGS to CMMRA, Set One
11/13/15	City's Special ROGS to Christopher, Set One
11/13/15	City's Special ROGS to Dadey, Set One
11/13/15	City's Special ROGS to Rose, Set One
11/13/15	City's Special ROGS to Wimberly, Set One
12/11/15	City's RFPS to Dadey, Set Two
12/11/15	City's RFPS to Christopher, Set Two
12/11/15	City's RFPS to Rose, Set Two
12/11/15	City's RFPS to Wimberly, Set Two
12/11/15	City's RFPS to CMMRA, Set Two
12/11/15	City's Special ROGS to Dadey, Set Two
12/11/15	City's Special ROGS to Christopher, Set Two
12/11/15	City's Special ROGS to Rose, Set Two
12/11/15	City's Special ROGS to Wimberly, Set Two
06/03/15	City's Responses to Dadey's Form ROGS, Set One
06/03/15	City's Responses to Dadey's Special ROGS, Set One
06/03/15	City's Responses to Dadey's Special ROGS, Set Two
06/03/15	City's Responses to Christopher's Special ROGS, Set One
06/03/15	City's Responses to Rose's Special ROGS, Set One
06/03/15	City's Responses to Wimberly's Special ROGS, Set One
06/03/15	City's Responses to Dadey's RFPS, Set One
06/03/15	City's Responses to Dadey's RFAS, Set One
07/20/15	City's Supplemental Responses to Dadey's Form ROGS, Set One
07/20/15	City's Supplemental Responses to Dadey's RFAS, Set One
07/20/15	City's Supplemental Responses to Dadey's RFPS, Set One
07/20/15	City's Supplemental Responses to Christopher's Special ROGS, Set One
07/20/15	City's Supplemental Responses to Dadey's Special ROGS, Set Two
07/20/15	City's Supplemental Responses to Rose's Special ROGS, Set One
07/20/15	City's Supplemental Responses to Wimberly's Special ROGS, Set One
07/28/15	City's Responses to CMMRA's Form ROGS, Set One
10/23/15	City's Amended Responses to CMMRA's Form ROGS, Set One
10/23/15	City's Further Supplemental Responses to Dadey's RFPS, Set One
12/24/15	Dadey's Responses to City's Special ROGS, Set One
12/24/15	Dadey's Responses to City's Form ROGS, Set One
12/24/15	Dadey's Responses to City's RFAS, Set One
12/24/15	Dadey's Responses to City's RFPS, Set One
12/24/15	Christopher's Responses to City's Special ROGS, Set One

12/24/15	Christopher's Responses to City's Form ROGS, Set One
12/24/15	Christopher's Responses to City's RFPS, Set One
12/24/15	Christopher's Responses to City's RFAS, Set One
12/24/15	Wimberly's Responses to City's Special ROGS, Set One
12/24/15	Wimberly's Responses to City's Form ROGS, Set One
12/24/15	Wimberly's Responses to City's RFPS, Set One
12/24/15	Wimberly's Responses to City's RFAS, Set One
12/24/15	CMMRA's Responses to City's Special ROGS, Set One
12/24/15	CMMRA's Responses to City's Form ROGS, Set One
12/24/15	CMMRA's Responses to City's RFPS, Set One
12/24/15	CMMRA's Responses to City's RFAS, Set One
12/30/15	Rose's Responses to City's RFPS, Set One
12/30/15	Rose's Responses to City's RFAS, Set One
12/30/15	Rose's Responses to City's Form ROGS, Set One
12/30/15	Rose's Responses to City's Special ROGS, Set One
01/13/16	Rose's Responses to City's Special ROGS, Set Two
01/13/16	Rose's Responses to City's RFPS, Set Two
01/13/16	Wimberly's Responses to City's Special ROGS, Set Two
01/13/16	Wimberly's Responses to City's RFPS, Set Two
01/13/16	CMMRA's Responses to City's Special ROGS, Set Two
01/13/16	CMMRA's Responses to City's RFPS, Set Two
01/13/16	Dadey's Responses to City's Special ROGS, Set Two
01/13/16	Dadey's Responses to City's RFPS, Set Two
01/13/16	Christopher's Responses to City's Special ROGS, Set Two
01/13/16	Christopher's Responses to City's RFPS, Set Two
01/13/16	CMMRA's Amended Responses to City's Special ROGS, Set One
01/13/16	CMMRA's Amended Responses to City's Form ROGS, Set One
01/13/16	Dadey's Amended Responses to City's Form ROGS, Set One
01/13/16	Dadey's Amended Responses to City's Special ROGS, Set one
01/20/16	City's RFAS to CMMRA, Set Two
01/20/16	City's RFAS to Dadey, Set Two
01/20/16	City's RFAS to Christopher, Set Two
01/20/16	City's RFAS to Wimberly, Set Two
01/20/16	City's RFAS to Rose, Set Two
01/21/16	City's Form ROGS to CMMRA, Set Two
01/21/16	City's Form ROGS to Dadey, Set Two
01/21/16	City's Form ROGS to Christopher, Set Two
01/21/16	City's Form ROGS to Wimberly, Set Two
01/21/16	City's Form ROGS to Rose, Set Two
02/05/16	Dadey's RFPS to City, Set Two
02/05/16	CMMRA's Special ROGS to City, Set Two
02/05/16	CMMRA's RFAS to City, Set One
02/23/16	Dadey's Responses to City's RFAS, Set Two
02/23/16	Christopher's Responses to City's RFAS, Set Two
02/23/16	CMMRA's Responses to City's RFAS, Set Two
02/23/16	Rose's Responses to City's RFAS, Set Two
02/23/16	Wimberly's Responses to City's RFAS, Set Two
02/24/16	Wimberly's Responses to City's Form ROGS, Set Two
02/24/16	Christopher's Responses to City's Form ROGS, Set Two

02/24/16	Dadey's Responses to City's Form ROGS, Set Two
02/24/16	CMMRA's Responses to City's Form ROGS, Set Two
03/03/16	City's Special ROGS to CMMRA, Set Two
03/03/16	City's Special ROGS to Christopher, Set Three
03/03/16	City's Special ROGS to Dadey, Set Three
03/03/16	City's Special ROGS to Wimberly, Set Three
03/03/16	City's RFPS to CMMRA, Set Three
03/03/16	City's RFPS to Christopher, Set Three
03/03/16	City's RFPS to Dadey, Set Three
03/03/16	City's RFPS to Wimberly, Set Three
03/04/16	Dadey's Supplemental Amended Responses to City's Special ROGS, Set One
03/04/16	Dadey's Supplemental Amended Responses to City's Form ROGS, Set One
03/04/16	Dadey's RFPS to City, Set Three
03/04/16	Dadey's Supplemental RFPS to City
03/04/16	Christopher's Supplemental ROGS to City
03/04/16	Wimberly's Supplemental ROGS to City
03/04/16	CMMRA's Supplemental ROGS to City
03/07/16	City's Responses to Dadey's RFPS, Set Two
03/07/16	City's Responses to CMMRA's Form ROGS, Set Two
03/07/16	City's Responses to CMMRA's RFAS, Set One
03/07/16	City's Responses to CMMRA's Special ROGS, Set One
03/10/16	CMMRA's Supplemental Amended Responses to City's Special ROGS, Set One
03/10/16	CMMRA's Supplemental Amended Responses to City's Form ROGS, Set One
03/11/16	Christopher's Supplemental Responses to City's Special ROGS, Set One
03/11/16	Christopher's Supplemental Responses to City's Special ROGS, Set Two
03/11/16	Christopher's Supplemental Responses to City's Form ROGS, Set One
03/11/16	Dadey's Supplemental Responses to City's Special ROGS, Set Two
03/31/17	CMMRA's Responses to City's RFPS, Set Three
03/31/17	CMMRA's Responses to City's Special ROGS, Set Two
03/31/17	Dadey's Responses to City's Special ROGS, Set Three
03/31/17	Dadey's Responses to City's RFPS, Set Three
04/04/17	Christopher's Responses to City's RFPS, Set Three
04/04/17	Christopher's Responses to City's Special ROGS, Set Three
04/04/17	City's Response to Dadey's RFPS, Set Three
04/04/17	City's Supplemental Response to Dadey's RFPS, Set Two
04/04/17	City's Supplemental Response to CMMRA's RFAS, Set One
04/04/17	City's Supplemental Response to CMMRA's Special ROGS, Set One
04/04/17	City's Amended Response to CMMRA's Form ROGS, Set Two

James Faulkner v. City of Costa Mesa; County of Orange; State of California

Case Name	James Faulkner v. City of Costa Mesa; County of Orange; State of California	Case Number	30-2017-00926083-CU-PO-CJC
Judge	Hon. Martha K. Gooding	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Melissa M. Ballard	Opposing Attorney(s)	Steven L. Mazza Paul S. Zuckerman Carpenter, Zuckerman & Rowley, LLP
Date of Loss	05/22/2016	Complaint Filed	06/15/2017
Legal Fees and Costs Incurred through 06/30/17	\$902.70		
Causes of Action	1. Premises Liability 2. General Negligence		
Summary	Plaintiff alleges he tripped and fell in an empty tree well that is owned and maintained by the City. Plaintiff sued the City, the County of Orange, and the State of California.		
Status	Case is in pleading stage.		
Next Hearing Date	October 16, 2017 – Case Management Conference		
Trial Date	Not yet set.		
Docket	06/15/17	Summons and Complaint	
Written Discovery	07/03/17	Plaintiff's Form Interrogatories (ROGS) to City, Set One	
	07/03/17	Plaintiff's Special ROGS to City, Set One	
	07/03/17	Plaintiff's Requests for Admission (RFAS) to City, Set One	
	07/03/17	Plaintiff's Request for Production of Documents (RFPS) to City, Set One	
	07/03/17	Plaintiff's Form ROGS to County, Set One	
	07/03/17	Plaintiff's Special ROGS to County, Set One	
	07/03/17	Plaintiff's RFAS to County, Set One	
	07/03/17	Plaintiff's RFPS to County, Set One	

Paula Jameson v. Segerstrom Center for the Arts; City of Costa Mesa

Case Name	Paula Jameson v. Segerstrom Center for the Arts; City of Costa Mesa	Case Number	30-2016-00886449-CU-PO-CJC
Judge	Hon. Craig Griffin	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Carmen Vasquez	Opposing Attorney(s)	Christopher E. Russell Russell & Lazarus
Date of Loss	03/22/2016	Complaint Filed	11/14/2016* *City served on 03/21/2017
Legal Fees and Costs Incurred through 06/30/17	\$20,139.16		
Causes of Action	1. Premises Liability 2. Negligence		
Summary	Plaintiff alleges she tripped and fell on an uneven sidewalk/walkway.		
Status	Discovery is ongoing.		
Next Hearing Date	September 1, 2017 – Case Management Conference		
Trial Date	Not yet set.		
Docket	11/14/16 03/21/17 03/28/17 04/04/17 04/10/17 04/10/17 04/14/17 05/24/17 06/16/17 06/23/17 06/23/17 06/28/17 07/10/17	Summons and Complaint City Served with Complaint Plaintiff’s Case Management Statement Filed County of Orange’s Cross-Complaint Against City and Segerstrom Center for the Arts City’s Case Management Statement Filed City’s Cross-Complaint Against Segerstrom Center for the Arts Case Management Conference City’s Answer to County of Orange’s Cross-Complaint City’s Amendment to Cross-Complaint Cross-Complainant Center Tower Associates, LLC’s Answer Filed Cross-Complainant Center Tower Associates, LLC’s Case Management Statement Filed County of Orange’s Case Management Statement Filed City’s Request for Dismissal of Cross-Complaint Against Segerstrom Center for the Arts	
Written Discovery	04/13/17 04/13/17 04/13/17 04/13/17 05/09/17 05/09/17 05/09/17 05/09/17 05/09/17 05/09/17 06/06/17	City’s Form Interrogatories (ROGS) to Plaintiff, Set One City’s Special ROGS to Plaintiff, Set One City’s Requests for Admission (RFAS) to Plaintiff, Set One City’s Requests for Production (RFPS) to Plaintiff, Set One Plaintiff’s RFAS to City, Set One Plaintiff’s Form ROGS to City, Set One Plaintiff’s RFAS to Segerstrom, Set One Plaintiff’s Form ROGS to Segerstrom, Set One Plaintiff’s RFAS to County of Orange, Set One Plaintiff’s Form ROGS to County of Orange, Set One Plaintiff’s Responses to County of Orange’s Form ROGS, Set One	

06/06/17	Plaintiff's Responses to County of Orange's Special ROGS, Set One
06/06/17	Plaintiff's Responses to County of Orange's RFPS, Set One
06/16/17	County of Orange's Response to Plaintiff's Form ROGS, Set One
06/16/17	County of Orange's Response to Plaintiff's RFAS, Set One
06/22/17	Plaintiff's Responses to City's Form ROGS, Set One
06/22/17	Plaintiff's Responses to City's Special ROGS, Set One
06/22/17	Plaintiff's Responses to City's RFAS, Set One
06/22/17	Plaintiff's Responses to City's RFPS, Set One
06/22/17	Plaintiff's Objection to Declaration of Carmen Vasquez
06/29/17	City's Responses to Plaintiff's Form ROGS, Set One
06/29/17	City's Responses to Plaintiff's RFAS, Set One
07/06/17	Center Tower Associates' RFPS to City, Set One
07/06/17	Center Tower Associates' Special ROGS to City, Set One

Arthur Lopez v. Costa Mesa Police Department; City of Costa Mesa; Christopher Walk; Isidro Gallardo

Case Name	Arthur Lopez v. Costa Mesa Police Department; City of Costa Mesa; Christopher Walk; Isidro Gallardo		Case Number	District Court: 8:17-cv-00297-VBF-MRW Court of Appeals: 17-55795
Judge	Hon. Valerie Baker Fairbank Magistrate: Hon. Michael R. Wilner		Venue	District Court: United States District Court for Central District of California Court of Appeals: Ninth Circuit Court of Appeals
Attorney(s) for City	Carmen Vasquez James R. Touchstone		Opposing Attorney(s)	Pro per
Date of Loss	02/19/2015		Complaint Filed	02/17/17* *City served on 04/10/2017
Legal Fees and Costs Incurred through 06/30/17	\$11,011.40			
Causes of Action	1. 42 U.S.C. § 1983 – Fourth Amendment, Fifth Amendment, and Fourteenth Amendment			
Summary	Plaintiff alleges his constitutional rights were violated during a traffic stop that occurred on February 19, 2015.			
Status	Plaintiff filed a Motion for Leave to File a First Amended Complaint, which defendants opposed. The magistrate judge has recommended that plaintiff's request to amend his complaint be denied.			
Next Hearing Date	No hearings are scheduled at this time.			
Trial Date	Not yet set.			
District Court Docket	02/17/17	Summons and Complaint		
	04/10/17	City Served with Complaint		
	05/02/17	Answer Filed on Behalf of City, Costa Mesa Police Department, Christopher Walk, and Isidro Gallardo		
	05/03/17	Court's Notice of Clerical Error re Notice of Assignment		
	05/04/17	Plaintiff's Motion Objecting to Clerical Error re Judges		
	05/05/17	Court's Order Denying Plaintiff's Motion Challenging Reassignment of Case		
	05/05/17	Court's Scheduling Order Issued		
	05/08/17	Plaintiff's Notice of Motion and Motion to Disqualify Presiding Judge and Magistrate Judge		
	05/10/17	Order Denying Plaintiff's Motion to Disqualify Presiding Judge and Magistrate		
	05/18/17	Joint Rule 26(f) Report Filed		
	05/31/17	Case Management Conference		
	05/31/17	Court's Scheduling Order Issued		
	06/02/17	Plaintiff's Notice of Appeal Filed		
	06/05/17	Notification from Ninth Circuit Court of Appeals re Case Number and Briefing Schedule		
	06/13/17	Order from Ninth Circuit Dismissing Appeal		
	06/30/17	Plaintiff's Notice of Motion and Motion to Amend Complaint		

	07/10/17	City's Opposition to Notice of Motion and Motion to Amend Complaint
Court of Appeals	06/05/17	Court's Time Schedule Order Issued
Docket	06/13/17	Court's Order Dismissing Appeal for Lack of Jurisdiction
Written Discovery		Not yet exchanged.

Ivin Mood v. City of Costa Mesa; City of Newport Beach

Case Name	Ivin Mood v. City of Costa Mesa; City of Newport Beach	Case Number	8:15-cv-01154-SVW-KK
Judge	Hon. Stephen V. Wilson Magistrate: Hon. Kenly Kiya Kato	Venue	United States District Court for the Central District of California
Attorney(s) for City	James R. Touchstone Denise L. Rocawich Carmen Vasquez	Opposing Attorney(s)	Pro per
Date of Loss	04/05/2014	Complaint Filed	07/22/2015
Legal Fees and Costs Incurred through 06/30/17	\$53,277.25		
Causes of Action	1. 42 U.S.C. § 1983 – Fourth Amendment, Fourteenth Amendment		
Summary	Plaintiff alleges various incidents of false arrest and use of excessive force.		
Status	Discovery is ongoing.		
Next Hearing Date	No hearings are scheduled at this time.		
Trial Date	Not yet set.		
Docket	07/22/15	Complaint	
	07/22/15	Request to Proceed in Forma Pauperis	
	07/24/15	Order Granting Request to Proceed in Forma Pauperis	
	07/27/15	Initial Civil Rights Case Order	
	07/27/15	Order Dismissing Complaint with Leave to Amend	
	08/24/15	First Amended Complaint	
	08/26/15	Order Dismissing First Amended Complaint with Leave to Amend	
	09/28/15	Second Amended Complaint	
	10/08/15	Order Dismissing Second Amended Complaint with Leave to Amend	
	10/15/15	Notice of Voluntary Dismissal of Causes of Action	
	10/16/15	Minute Order Granting Voluntary Dismissal of Claims	
	11/12/15	Plaintiff's Request for Extension	
	11/13/15	Minute Order Granting Request for Extension of Time	
	01/26/16	City's Notice of Motion and Motion to Dismiss	
	01/27/16	Case Management and Scheduling Order	
	02/05/16	Plaintiff's Request for Extension of Time to File Opposition	
	02/08/16	Minute Order Granting Extension of Time	
	02/18/16	Plaintiff's Request for Extension	
	02/22/16	Minute Order Granting Request of Extension of Time to File Opposition	
	03/31/16	Memorandum of Points and Authorities in Opposition to Motion to Dismiss Plaintiff's Second Amended Complaint	
	04/14/16	City's Reply in Support of Notice of Motion and Motion to Dismiss	
	04/18/16	Judge Kato's Report and Recommendation re Notice of Motion and Motion to Dismiss	
	05/18/16	City's Joinder to Newport Beach's Objection to Report and Recommendation	
	05/31/16	Plaintiff's Response to Defendant's Objections to Report and Recommendation	
	06/02/16	Judge Kato's Final Report and Recommendation re Notice of Motion and Motion to Dismiss case	

	06/27/16	City's Status Report
	07/01/16	Plaintiff's Request for Extension of Time to File Status Report
	07/05/16	Minute Order Granting Plaintiff's Request for Extension of Time to File Status Report
	07/08/16	Plaintiff's Status Report
	10/26/16	Plaintiff's Request for Order on Report and Recommendation and Revised Scheduling Order
	11/22/16	Judge Wilson's Order Accepting Findings and Recommendations of Judge Kato and Denying City's Motion to Dismiss
	11/30/16	City's Answer to Amended Complaint
	02/23/17	Newport Beach's Notice of Motion and Motion to Compel Plaintiff's Answers to ROGS
	03/07/17	Plaintiff's Opposition to Newport Beach's Motion to Compel
	03/13/17	Newport Beach's Reply in Support of Motion to Compel
	03/20/17	Order Granting Motion to Compel, Denying Request for Sanctions, and Vacating Hearing
	04/11/17	Newport Beach's Motion to Compel Further Discovery Responses
	04/27/17	Plaintiff's Opposition to Newport Beach's Motion to Compel Further Responses
	05/01/17	Newport Beach's Reply to Plaintiff's Opposition to Motion to Compel
	05/08/17	City's Status Report Filed
	05/08/17	Newport Beach's Status Report Filed
	05/18/17	Court's Order Granting in Part and Denying in Part Defendants' Motion to Compel
	05/25/17	Plaintiff's Motion for Reconsideration re Sanctions
	06/01/17	Court's Order re Briefing Schedule re Motion for Reconsideration
	06/01/17	Newport Beach's Opposition to Plaintiff's Application for Review of Magistrate's Order
	06/01/17	Notice of Defendants' Joint Motion and Motion to Compel Plaintiff's Deposition and Award of Monetary Sanctions
	06/01/17	Defendants' Joint Stipulation re Motion to Compel Plaintiff's Deposition and Award of Monetary Sanctions
	06/02/17	Newport Beach's Notice of Joinder and Joinder in Motion to Compel Plaintiff's Deposition and Award of Monetary Sanctions
	06/08/17	Plaintiff's Opposition to Defendants' Joint Stipulation to Compel Plaintiff to Further Responses at Deposition
	06/13/17	Plaintiff's Interrogatories to City (Set Two)
	06/14/17	Plaintiff's Request for Appointment of Counsel
	06/14/17	Plaintiff's Reply in Support of Motion for Reconsideration
	06/15/17	Reply in Support of Motion to Compel Plaintiff's Deposition
	06/15/17	Court's Order Denying Plaintiff's Motion for Appointment of Counsel
	06/15/17	Court's Order Striking Discovery Documents Filed by Plaintiff
	06/22/17	Court's Order Granting Defendants' Motion to Compel Plaintiff's Deposition and Awarding Sanctions to City
	06/22/17	Court's Order Granting Plaintiff's Motion for Reconsideration
Written Discovery	08/26/16	Plaintiff's Interrogatories (ROGS) to City, Set One
	09/14/16	City's Objection to Plaintiff's ROGS, Set One
	09/30/16	Defendant Newport Beach's Responses to Plaintiff's ROGS, Set One
	12/20/16	Defendant Newport Beach's Initial Disclosures
	12/20/16	Defendant Newport Beach's Requests for Admissions (RFAS) to Plaintiff, Set

		One
	12/20/16	Defendant Newport Beach's Requests for Production (RFPS) to Plaintiff, Set One
	12/20/16	Defendant Newport Beach's Special ROGS to Plaintiff, Set One
	01/12/17	Plaintiff's RFPS to City, Set One
	02/07/17	Plaintiff's RFAS to City, Set One
	02/10/17	City's RFAS to Plaintiff, Set One
	02/10/17	City's RFPS to Plaintiff, Set One
	02/10/17	City's ROGS to Plaintiff, Set One
	02/13/17	Defendant Newport Beach's Responses to Plaintiff's RFPS, Set One
	02/14/17	City's Responses to Plaintiffs RFPS, Set One
	03/08/17	City's Response to Plaintiff's RFAS, Set One
	03/10/17	Newport Beach's Responses to Plaintiff's RFAS, Set One
	03/21/17	Plaintiff's Objection to City's Responses to RFPS, Set One
	04/11/17	Plaintiff's Responses and Objections to City's RFAS, Set One
	05/09/17	Plaintiff's Supplemental Responses to Newport Beach's RFPS and Special ROGS
	05/12/17	Plaintiff's Supplemental Responses to City's ROGS
	05/16/17	Plaintiff's Amended Responses to City's RFPS, Set One
	05/19/17	Plaintiff's Supplemental Responses to Newport Beach's RFPS
	05/26/17	Plaintiff's Interrogatories to Newport Beach, Set Two
	06/12/17	Plaintiff's Interrogatories to City, Set Two
	06/28/17	Newport Beach's Responses to Plaintiff's Interrogatories, Set Two

City of Costa Mesa v. New Harbor Inn, Ming Cheng Chen, Hsiange Chu Shih Chen

Case Name	City of Costa Mesa v. New Harbor Inn, Ming Cheng Chen, Hsiange Chu Shih Chen	Case Number	30-2016-00848149-CU-OR-CJC
Judge	Hon. Walter Schwarm	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Dean J. Pucci Bruce A. Lindsay Jamaar Boyd-Weatherby	Opposing Attorney(s)	Frank Weiser
Date of Loss	Not applicable.	Complaint Filed	04/22/2016
Legal Fees and Costs Incurred through 06/30/17	\$95,792.65		
Causes of Action	<ol style="list-style-type: none"> 1. Public Nuisance 2. Maintenance of a Public Nuisance by Violations of Costa Mesa Municipal Code 3. Drug Abatement 		
Summary	City brought lawsuit to attempt to abate a continuing public nuisance at the New Harbor Inn, which consists of frequent illegal activities, including drug use and sales, prostitution, and disturbances of the peace.		
Status	Notice of Settlement has been filed with the Court.		

OneSource Distributors, LLC v. Old Republic Surety Company; City of Costa Mesa;
City of Buena Park

Case Name	OneSource Distributors, LLC v. Old Republic Surety Company; City of Costa Mesa; City of Buena Park	Case Number	30-2016-00884879-CU-BC-CJC
Judge	Hon. Nathan Scott	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Gary S. Kranker	Opposing Attorney(s)	Pamela Scholefield Scholefield P.C.
Date of Loss	Not applicable.	Complaint Filed	11/03/2016
Legal Fees and Costs Incurred through 06/30/17	\$2,973.60		
Causes of Action	<ol style="list-style-type: none"> 1. Recovery on Stop Payment Notices 2. Recovery on Payment Bond 		
Summary	OneSource alleges Smart Tech, the former contractor for the City's Placentia Avenue Bicycle Signal Improvement Project, purchased electrical materials, equipment and services for the project and failed to pay OneSource for the materials.		
Status	Case is in pleading stage.		
Next Hearing Date	July 31, 2017 – Case Management Conference		
Trial Date	Not yet set.		
Docket	11/03/16	Summons and Complaint	
	04/12/17	Case Management Statement Filed by OneSource	
	05/01/17	Case Management Conference	
	05/04/17	Answer to Complaint Filed by Old Republic	
	05/05/17	Notice of Continued Case Management Conference	
	07/11/17	Case Management Statement Filed by Old Republic	
Written Discovery		Not yet exchanged.	

Robertson's Ready Mix, Ltd. v. City of Costa Mesa; RRM Surety; Smart Tech Group Inc.

Case Name	Robertson's Ready Mix, Ltd. v. City of Costa Mesa; RRM Surety; Smart Tech Group Inc.	Case Number	30-2017-00897636-CL-MC-CJC
Judge	Not yet assigned.	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Gary S. Kranker	Opposing Attorney(s)	Mervyn Y. Encarnacion Law Offices of Mervyn Y. Encarnacion
Date of Loss	Not applicable.	Complaint Filed	01/13/2017* *City served on 02/01/2017
Legal Fees and Costs Incurred through 06/30/17	\$849.60		
Causes of Action	<ol style="list-style-type: none"> 1. Breach of Contract 2. Common Counts 3. Enforcement of Public Works Stop Notice 4. Enforcement of Public Works Payment Bond 		
Summary	Robertson's alleges that Smart Tech, the former contractor for the City's Placentia Avenue Bicycle Signal Improvement Project, has failed to pay Robertson's sums due for ready mix concrete materials and other construction materials provided to Smart Tech in connection with the project.		
Status	Case is in pleading stage.		
Next Hearing Date	October 17, 2017 – Case Management Conference		
Trial Date	Not yet set.		
Docket	01/13/17	Summons and Complaint	
Written Discovery		Not yet exchanged.	

Maria Santos De Lucas v. City of Costa Mesa; Ryan C. Pilato

Case Name	Maria Santos De Lucas v. City of Costa Mesa; Ryan C. Pilato	Case Number	30-2016-00880282-CU-PA-CJC
Judge	Hon. Ronald Bauer	Venue	Superior Court of California, County of Orange
Attorney(s) for City	James R. Touchstone Melissa M. Ballard	Opposing Attorney(s)	Stephen Fredkin Law Offices of Stephen Fredkin
Date of Loss	04/25/2016	Complaint Filed	10/11/2016
Legal Fees and Costs Incurred through 06/30/17	\$21,910.26		
Causes of Action	1. Motor Vehicle Negligence 2. General Negligence		
Summary	Plaintiff alleges defendants failed to properly and adequately inspect, service, maintain, and repair the brakes of a 2002 GMC truck; that Mr. Pilato, while within the course of his scope of employment, negligently and carelessly drove too close to the vehicles in front of him, and rear ended the vehicles in front of him, including plaintiff's silver Honda. Plaintiff alleges she sustained serious bodily injuries as a result of the defendants' negligence.		
Status	Discovery is ongoing.		
Next Hearing Date	October 20, 2017 – Mandatory Settlement Conference		
Trial Date	November 20, 2017		
Docket	10/11/16 11/22/16 01/09/17 02/14/17 02/24/17 02/27/17 02/27/17 02/28/17 03/02/17 04/26/17	Summons and Complaint City's Answer to Complaint Plaintiff's Case Management Statement Filed City's Case Management Statement Filed Pilato's Answer to Complaint City's Case Management Statement Filed City's Cross-Complaint Against Connell Chevrolet Filed Case Management Conference City's Notice of Ruling re Case Management Conference Connell Chevrolet's Answer to Cross-Complaint Filed	
Written Discovery	01/26/17 01/26/17 01/26/17 03/03/17 03/03/17 03/03/17 05/08/17 05/08/17 05/08/17 05/18/17 05/18/17 05/18/17 05/18/17	City's Form Interrogatories (ROGS) to Plaintiff, Set One City's Special ROGS to Plaintiff, Set One City's Requests for Production (RFPS) to Plaintiff, Set One Plaintiff's Answers to Form ROGS Plaintiff's Answers to Special ROGS, Set One Plaintiff's Responses to RFPS, Set One Plaintiff's Form ROGS to Officer Pilato, Set One Plaintiff's Form ROGS to City, Set One Plaintiff's Form ROGS to Connell Chevrolet, Set One City's Form ROGS to Connell Chevrolet, Set One City's Special ROGS to Connell Chevrolet, Set One City's RFAS to Connell Chevrolet, Set One City's RFPS to Connell Chevrolet, Set One	

Roya Tabarzad v. Sephora USA, Inc. et al.

Case Name	Roya Tabarzad v. Sephora USA, Inc. et al.	Case Number	30-2016-00869348
Judge	Hon. Ronald L. Bauer	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Carmen Vasquez David R. Demurjian James R. Touchstone	Opposing Attorney(s)	Pro per
Date of Loss	05/24/2016	Complaint Filed	08/12/2016* *CMPD served on 03/03/2017
Legal Fees and Costs Incurred through 06/30/17	\$13,030.47		
Causes of Action	<ol style="list-style-type: none"> 1. Violation of Bane Civil Rights Act, Cal. Civil Code § 52.1 2. Violation of Ralph Civil Rights Act, Cal. Civil Code § 51.7 3. False Imprisonment 4. Violation of 42 U.S.C. § 1985(2) 5. Fraud (<i>Not as to Officer Tripp</i>) 		
Summary	Plaintiff alleges her constitutional rights were violated as a result of an alleged shoplifting incident that occurred at Sephora. Plaintiff has named as defendants Sephora Inc., Michele Lowrance, The Law Offices of Michael Ira Asen (Sephora's attorneys), Michael Asen, and Costa Mesa Police Officer Jonathan C. Tripp.		
Status	Discovery is ongoing.		
Next Hearing Date	Mandatory Settlement Conference – January 26, 2018		
Trial Date	February 26, 2018		
Docket	08/12/16	Summons and Complaint	
	01/09/17	Plaintiff's Case Management Statement Filed	
	01/10/17	Case Management Conference	
	03/03/17	City Served with Complaint	
	03/30/17	Defendants Sephora's and Lowrance's Notice of Removal to Federal Court Filed	
	04/03/17	Officer Tripp's Answer Filed	
	04/03/17	Officer Tripp's Case Management Statement Filed	
	04/07/17	Defendant Asen's Answer Filed	
	04/13/17	Court's Minute Order Remanding Case to State Court	
	04/18/17	Defendant Lowrance's Answer Filed	
	04/18/17	Defendant Sephora's Answer Filed	
	05/11/17	Defendant Asen's Answer Filed	
	05/31/17	Defendants Sephora's and Lowrance's Case Management Statement Filed	
	06/06/17	Defendant Asen's Case Management Statement Filed	
	06/12/17	Officer Tripp's Case Management Statement Filed	
Written Discovery	03/19/17	Plaintiff's Form Interrogatories (ROGS) to Officer Tripp, Set One	
	04/24/17	Officer Tripp's Responses to Plaintiff's Form ROGS, Set One	
	05/12/17	Defendant Lowrance's Responses to Plaintiff's Form ROGS, Set One	
	06/13/17	Defendant Lowrance's Special ROGS to Plaintiff, Set One	
	06/13/17	Defendant Lowrance's Requests for Admissions (RFAS) to Plaintiff, Set One	
	06/13/17	Defendant Sephora's Special ROGS to Plaintiff, Set One	

	06/13/17	Defendant Sephora's Request for Production of Documents (RFPS)
	06/14/17	Defendant Lowrance's RFPS to Plaintiff, Set One
	06/14/17	Defendant Lowrance's Form ROGS to Plaintiff, Set One
	06/14/17	Defendant Sephora's RFPS to Plaintiff, Set One
	06/14/17	Defendant Sephora's Form ROGS to Plaintiff, Set One
	06/26/17	Officer Tripp's Form ROGS to Plaintiff, Set One
	06/26/17	Officer Tripp's RFAS to Plaintiff, Set One
	06/26/17	Officer Tripp's RFPS to Plaintiff, Set One
	06/26/17	Officer Tripp's Special ROGS to Plaintiff, Set One

Frank Anthony Ventrella, Jr., Lori Dee Ventrella, Sebrina Rae Ventrella v. City of Costa Mesa, Juan Vielma, Floridalma Vielma, Albertsons Companies, Inc.

Case Name	Frank Anthony Ventrella, Jr., Lori Dee Ventrella, Sebrina Rae Ventrella v. City of Costa Mesa, Juan Vielma, Floridalma Vielma, Albertsons Companies, Inc.	Case Number	30-2017-00919501-CU-PO- CJC
Judge	Hon. Frederick Horn	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Gary S. Kranker	Opposing Attorney(s)	Phillip P. DeLuca Law Offices of Phillip P. DeLuca
Date of Loss	07/31/2016	Complaint Filed	05/10/2017
Legal Fees and Costs Incurred through 06/30/17	\$6,515.20		
Causes of Action	1. Wrongful Death 2. Dangerous Conditions of Public Government Property 3. General Negligence		
Summary	This is a wrongful death claim based upon the decedent riding a motorized bicycle on a City bike path.		
Status	Plaintiff will be dismissing the City from the lawsuit shortly.		

James Watkins v. California Department of Motor Vehicles; Franchise Tax Board; City of Costa Mesa; Orange County Toll Roads Agency; G&W Towing

Case Name	James Watkins v. California Department of Motor Vehicles; Franchise Tax Board; City of Costa Mesa; Orange County Toll Roads Agency; G&W Towing	Case Number	30-2017-00918371-CU-WM-CJC
Judge	Hon. Sheila Fell	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Gary S. Kranker Krista MacNevin Jee	Opposing Attorney(s)	Pro per
Date of Loss	Not applicable.	Complaint Filed	05/04/2017
Legal Fees and Costs Incurred through 06/30/17	\$1,203.60		
Causes of Action	Exact causes of action are not clear from the petition.		
Summary	Petitioner filed a Petition for Writ of Mandate, naming as respondents the California Department of Vehicles, the Franchise Tax Board, the City of Costa Mesa, Orange County Toll Roads, and G&W Towing, after the Costa Mesa Police Department impounded plaintiff's vehicle pursuant to California Vehicle Code section 14602.6.		
Status	Case is in pleading stage.		
Next Hearing Date/Trial Date	September 8, 2017 – Hearing on Petition for Writ of Mandate		
Docket	05/04/17	Petition for Writ of Mandate Filed	
	06/22/17	City's Answer Filed	
	06/29/17	Case Management Conference	
	06/29/17	Court Order Dismissing Orange County Toll Roads Agency	
Written Discovery		Not yet exchanged.	

Yellowstone v. City of Costa Mesa

Case Name	Yellowstone v. City of Costa Mesa	Case Number	8:14-cv-01852-JVS-JCG
Judge	Hon. James Selna Magistrate: Hon. Jay Gandhi	Venue	United States District Court for the Central District of California
Attorney(s) for City	James R. Touchstone Bruce A. Lindsay Monica Choi Arredondo	Opposing Attorney(s)	Steven Polin Law Offices of Steven G. Polin Christopher Brancart Elizabeth Brancart Brancart & Brancart
Date of Loss	Not applicable.	Complaint Filed	11/20/2014
Legal Fees and Costs Incurred through 06/30/17	\$739,320.55		
Causes of Action	<ol style="list-style-type: none"> 1. Violation of Fair Housing Act, 42 U.S.C. §§ 3601 <i>et seq.</i> 2. Violation of Americans with Disabilities Act, 42 U.S.C. §§ 12131 <i>et seq.</i> 3. Violation of Rehabilitation Act, 29 U.S.C. § 794 4. Violation of Civil Rights Act of 1871, 42 U.S.C. §§ 1983, 1985(3) and 1986 5. Violation of California Fair Employment and Housing Act, Cal. Gov. Code §§ 12626, 12627, and 12955, <i>et seq.</i> 6. Violation of Cal. Gov. Code §§ 11135 and 65008 		
Summary	Plaintiffs challenge the City's adoption of Ordinance No. 14-13, alleging that the ordinance violates state and federal law and the state and federal constitutions.		
Status	Discovery is ongoing.		
Next Hearing Date	No hearings are scheduled at this time.		
Trial Date	February 6, 2018		
Docket	<p>11/20/14</p> <p>01/16/15</p> <p>01/22/15</p> <p>03/13/15</p> <p>03/16/15</p> <p>03/17/15</p> <p>05/04/15</p> <p>05/15/15</p> <p>05/29/15</p> <p>06/15/15</p> <p>06/16/15</p> <p>06/29/15</p> <p>06/29/15</p> <p>06/29/15</p> <p>06/30/15</p>	<p>Summons and Complaint</p> <p>Application to Appear Pro Hac Vice</p> <p>Order Granting Leave for Christopher Brancart to Act as Local Counsel</p> <p>Initial Order Following Filing of Complaint</p> <p>Request for Order for Extending Time to Serve Complaint</p> <p>Order Granting Request for Order Extending Time for Service of Complaint</p> <p>Stipulation Extending Time to Answer Complaint</p> <p>Second Stipulation Extending Time to Answer Complaint</p> <p>Notice of Motion and Motion to Dismiss Case Filed by City; Request for Judicial Notice</p> <p>First Application for Extension of Time to File Response to City's Motion to Dismiss</p> <p>Order Granting Application Extending Time to Respond to City's Motion to Dismiss</p> <p>Joint Application to Continue Scheduling Conference</p> <p>Notice of Motion and Motion to Amend Complaint</p> <p>Memorandum in Opposition to Motion to Dismiss</p> <p>Order Continuing Scheduling Conference Pursuant to Joint Application of the Parties</p>	

07/07/15	Order Granting Plaintiffs' Motion to Amend Complaint and Denying as Moot Defendant's Motion to Dismiss
07/07/15	First Amended Complaint Filed
07/08/15	Joint Stipulation for Extension of Time to File Response to First Amended Complaint and to Continue Scheduling Conference
07/09/15	Order re Joint Application and Stipulation for Extension of Time to File Response/Reply
07/17/15	Joint Stipulation to Continue Scheduling Conference
07/20/15	Order Continuing Scheduling Conference
08/03/15	Notice of Motion and Motion to Dismiss Plaintiff's First Amended Complaint; Request for Judicial Notice
08/07/15	Stipulation for Extension of time to File Response as to Notice of Motion and Motion to Dismiss First Amended Complaint
08/07/15	Order Extending Time to Response to City's Motion to Dismiss First Amended Complaint
08/12/15	Ex Parte Application to Expedite Rule 26(f) Conference or Discovery
08/13/15	Opposition to Plaintiff's Ex Parte Application
08/18/15	Joint Application for Leave to File Second Amended Complaint and First Supplemental Complaint
08/18/15	Order Filing Second Amended and First Supplemental Complaint and Setting Date for Response
08/19/15	Order Denying Application to Compel Rule 26(f) Conference and Commencement of Discovery
08/19/15	Second Amended Complaint and First Supplemental Amended Complaint
08/24/15	Plaintiffs' Request for Judicial Notice
08/24/15	Notice of Motion and Motion to Dismiss Plaintiffs' Second Amended and First Supplemental Complaint; Request for Judicial Notice
08/31/15	Objection Opposition re: Notice of Motion and Motion to Dismiss Plaintiffs' Second Amended and First Supplemental Complaint
08/31/15	Opposition to Notice of Motion and Motion to Dismiss Plaintiffs' Second Amended and First Supplemental Complaint
09/04/15	Reply in Support of Notice of Motion and Motion to Dismiss Plaintiffs' Second Amended and First Supplemental Complaint
09/04/15	City's Response to Plaintiffs' Objection to City's Request for Judicial Notice re Notice of Motion and Motion to Dismiss Plaintiffs' Second Amended and First Supplemental Complaint
09/21/15	Hearing on Motion to Dismiss First Amended Complaint and Motion to Dismiss Second Amended Complaint and First Supplemental Complaint
10/08/15	Order Granting Motion to Dismiss Second Amended Complaint and Denying as Moot Motion to Dismiss First Amended Complaint
10/22/15	First Application for Extension of Time to Amend
10/29/15	Order Extending Time to File Third Amended Complaint
11/13/15	Third Amended Complaint
11/30/15	Notice of Motion and Motion to Dismiss Third Amended Complaint; Request for Judicial Notice
12/07/15	Plaintiffs' Request for Judicial Notice re Notice of Motion and Motion to Dismiss Plaintiffs' Third Amended Complaint
12/07/15	Objection to Defendant's Request for Judicial Notice re: Notice of Motion and Motion to Dismiss Plaintiffs' Third Amended Complaint

	12/07/15	Opposition to Notice of Motion and Motion to Dismiss Plaintiffs' Third Amended Complaint
	12/10/15	Order to Show Cause Why Case Should Not Be Stayed
	12/17/15	City's Brief in Support of Stay
	12/17/15	Plaintiffs' Response to Order to Show Cause
	12/18/15	Order Directing City to File a Response
	12/23/15	City's Response to Order to Show Cause
	01/05/16	Order Staying Action Pending Solid Landings Appeal
	01/22/16	Order Removing Action from Active Caseload and Directing Parties to File Status Report
	05/03/16	Joint Status Report
	06/14/16	Joint Status Report
	07/15/16	Joint Status Report
	08/15/16	Status Report
	09/02/16	Order Lifting Stay of Action and Setting Scheduling Conference
	09/13/16	Status Report/Joint Scheduling Report
	09/26/16	Opposition to Notice of Motion and Motion to Dismiss Plaintiffs' Third Amended Complaint
	10/03/16	Reply to Plaintiffs' Amended Opposition
	10/03/16	City's Objection to Plaintiffs' Second Request for Judicial Notice in Opposition to City's Motion to Dismiss
	10/03/16	Request for Judicial Notice and Notice of Motion and Motion to Dismiss Plaintiffs' Third Amended Complaint
	10/05/16	Plaintiffs' Response to City's Second Request for Judicial Notice
	10/05/16	Plaintiffs' Request for Judicial Notice
	10/10/16	Objection to Plaintiffs' Second Request for Judicial Notice and Confession of Error Filed in Opposition to City's re: Notice of Motion and Motion to Dismiss Plaintiffs' Third Amended Complaint
	10/17/16	Hearing on Motion to Dismiss Third Amended Complaint
	10/20/16	Stipulation for Protective Order
	10/25/16	Order Granting Stipulated Confidentiality Order
	11/07/16	Fourth Amended Complaint
	11/21/16	Answer to Amended Complaint/Petition
	03/09/17	Stipulation to Continue Status Conference
	03/10/17	Order Continuing Interim Status Conference
	04/10/17	Plaintiffs' Status Report and Request to Continue Status Conference
	04/11/17	Order Continuing Status Conference
	05/10/17	Plaintiffs' Status Report and Request to Continue Status Conference
	05/10/17	Order Continuing Status Conference
	05/30/17	Stipulation to Continue Deadline for Completion of Settlement Discussions
	06/01/17	Order Continuing Deadline to Complete Settlement Discussions
	06/09/17	Joint Stipulation to Continue Trial, Pre-Trial Conference and Related Cut-Off Dates
	06/09/17	Order Modifying Court's Scheduling Order to Continue Trial, Pre-Trial Conference and Related Cut-Off Dates
Written Discovery	09/30/15	Plaintiffs' Interrogatories (ROGS) to City, Set One
	09/30/15	Plaintiffs' ROGS to City, Set Two
	10/01/15	Plaintiffs' Requests for Production (RFPS) to City, Set One
	11/20/15	City's Responses to Plaintiffs' ROGS, Set One

11/20/15	City's Responses to Plaintiffs' ROGS, Set Two
11/23/15	City's Responses to Plaintiffs' RFPS, Set One
09/07/16	Plaintiffs' ROGS to City, Set Three
09/20/16	City's ROGS to Plaintiff California Women's Recovery ("CWR"), Set One
09/20/16	City's RFPS to Plaintiff CWR, Set One
09/20/16	City's ROGS to Plaintiff Sober Living Network ("SLN"), Set One
09/20/16	City's RFPS to Plaintiff SLN, Set One
09/20/16	City's ROGS to Plaintiff Yellowstone, Set One
09/20/16	City's RFPS to Plaintiff Yellowstone, Set One
09/20/16	City's RFPS to Plaintiff CWR, Set Two
09/29/16	Plaintiffs' RFPS to City, Set Two
10/09/16	Plaintiffs' ROGS to City, Set Four
10/09/16	Plaintiffs' RFPS to City, Set Three
10/10/16	Plaintiffs' Initial Disclosures
10/10/16	City's Initial Disclosures
10/10/16	City's Supplemental Responses to Plaintiffs' ROGS, Set One
10/10/16	City's Supplemental Responses to Plaintiffs' ROGS, Set Two
10/10/16	City's Responses to Plaintiffs' ROGS, Set Three
10/10/16	City's Supplemental Responses to Plaintiffs' ROGS, Set One
10/11/16	Plaintiffs' Requests for Admissions (RFAS), Set One
10/16/16	Plaintiffs' RFPS to City, Set Four
10/19/16	Plaintiffs' RFPS to City, Set Five
10/28/16	City's RFPS to Plaintiff SLN, Set Two
10/28/16	City's RFPS to Plaintiff Yellowstone, Set Two
10/28/16	City's Supplemental Responses to Plaintiffs' ROGS, Set Three
10/28/16	Plaintiffs' RFPS to City, Set Six
11/01/16	City's Responses to Plaintiffs' RFPS, Set Two
11/03/16	Plaintiff CWR's Objections and Responses to City's RFPS, Set One
11/03/16	Plaintiff CWR's Objections and Answers to City's ROGS, Set One
11/03/16	Plaintiff SLN's Objections and Answers to City's ROGS, Set One
11/03/16	Plaintiff SLN's Objections and Responses to City's RFPS, Set One
11/03/16	Plaintiff Yellowstone's Responses to City's Special ROGS, Set One
11/03/16	Plaintiff Yellowstone's Responses to City's RFPS, Set One
11/04/16	Plaintiffs' First Supplemental Disclosures
11/06/16	Plaintiffs' ROGS to City, Set Five
11/06/16	Plaintiffs' RFPS to City, Set Seven
11/14/16	City's Responses to Plaintiffs' ROGS, Set Four
11/14/16	City's Responses to Plaintiffs' RFAS, Set One
11/14/16	City's Responses to Plaintiffs' RFPS, Set Three
11/14/16	Plaintiffs' RFAS to City, Set Two
11/14/16	Plaintiffs' RFPS to City, Set Eight
11/17/16	City's RFPS to Plaintiff CWR, Set Three
11/17/16	City's ROGS to Plaintiff CWR, Set Two
11/17/16	City's RFPS to Plaintiff SLN, Set Three
11/17/16	City's RFPS to Plaintiff Yellowstone, Set Three
11/17/16	Plaintiffs' ROGS to City, Set Six
11/17/16	Plaintiffs' RFPS to City, Set Nine
11/21/16	Plaintiffs' Second Supplemental Disclosures
11/21/16	Plaintiffs' Amended RFAS, Set One

11/30/16	Plaintiff Yellowstone's Responses to City's RFPS, Set Two
11/25/16	Plaintiff CWR's Objections and Answers to City's ROGS
12/02/16	City's Responses to Plaintiffs' RFPS, Set Five
12/02/16	City's Responses to Plaintiffs' RFPS, Set Six
12/02/16	City's Amended Responses to Plaintiffs' RFAS, Set One
12/04/16	Plaintiffs' ROGS to City, Set Seven
12/04/16	Plaintiffs' RFAS to City, Set Three
12/14/16	City's RFPS to Plaintiff SLN, Set Four
12/14/16	City's RFPS to Plaintiff Yellowstone, Set Four
12/15/16	City's Responses to Plaintiffs' ROGS, Set Five
12/15/16	City's Responses to Plaintiffs' RFPS, Set Seven
12/17/16	Plaintiffs' ROGS to City, Set Eight
12/17/16	Plaintiffs' RFAS to City, Set Four
12/17/16	Plaintiffs' RFPS to City, Set Ten
12/23/16	Plaintiffs' ROGS to City, Set Nine
01/06/17	City's Amended Responses to Plaintiffs' ROGS, Set Five
01/06/17	City's Responses to Plaintiffs' ROGS, Set Six
01/06/17	City's Responses to Plaintiffs' ROGS, Set Seven
01/06/17	City's Responses to Plaintiffs' RFAS, Set Two
01/06/17	City's Responses to Plaintiffs' RFAS, Set Three
01/06/17	City's Responses to Plaintiffs' RFPS, Set Eight
01/16/17	City's Responses to Plaintiffs' ROGS, Set Eight
01/16/17	Plaintiffs' ROGS to City, Set Ten
01/16/17	City's Responses to Plaintiffs' RFAS, Set Four
01/16/17	Plaintiffs' RFAS to City, Set Five
01/16/17	City's Responses to Plaintiffs' RFPS, Set Ten
01/16/17	Plaintiffs' RFPS to City, Set Eleven
01/19/17	City's RFPS to Plaintiff CWR, Set Four
01/19/17	City's ROGS to Plaintiff CWR, Set Three
01/20/17	Plaintiff Yellowstone's Supplemental Responses to City's RFPS, Set One
01/20/17	Plaintiffs' RFPS to City, Set Twelve
01/20/17	Plaintiffs' RFAS to City, Set Six
01/25/17	City's Responses to Plaintiffs' ROGS, Set Nine
02/10/17	City's Amended Responses to Plaintiffs' RFPS, Set Eight
02/10/17	City's Amended Responses to Plaintiffs' RFPS, Set Nine
02/10/17	City's Amended Responses to Plaintiffs' RFAS, Set Two
02/10/17	City's Amended Responses to Plaintiffs' RFAS, Set Three
02/10/17	City's Supplemental Responses to Plaintiffs' ROGS, Set Six
02/10/17	Plaintiffs' ROGS to City, Set Eleven
02/10/17	Plaintiffs' RFAS to City, Set Seven
02/14/17	Plaintiffs' RFPS to City, Set Thirteen
02/21/17	City's Responses to Plaintiffs' RFPS, Set Eleven
02/21/17	City's Responses to Plaintiffs' RFAS, Set Five
02/21/17	City's Responses to Plaintiffs' ROGS, Set Ten
02/21/17	Plaintiff CWR's Responses to City's ROGS
02/24/17	City's ROGS to Plaintiff SLN, Set Two
02/24/17	City's RFPS to Plaintiff SLN, Set Five
02/25/17	Plaintiff SLN's Supplemental Responses to City's ROGS
03/03/17	City's RFAS to Yellowstone, Set One

03/03/17	City's RFPS to Yellowstone, Set Five
03/03/17	City's ROGS to Yellowstone, Set Two
03/16/17	Plaintiff CWR's Corrections to Responses to ROGS
03/17/17	City's Response to Plaintiffs' RFAS, Set Seven
03/17/17	City's Responses to Plaintiff SLN's ROGS, Set Elevent
03/17/17	Plaintiffs' RFPS to City, Set Fourteen
03/17/17	Plaintiffs' ROGS to City, Set Twelve
03/20/17	City's Responses to Plaintiffs' RFPS, Set Thirteen
03/27/17	Plaintiffs' RFPS to City, Set Fifteen
04/05/17	Plaintiff Yellowstone's Responses to City's Special ROGS, Set Two
04/05/17	Plaintiff Yellowstone's Responses to City's RFAS, Set One
04/09/17	Plaintiffs' RFPS to City, Set Sixteen
04/11/17	City's RFPS to Yellowstone, Set Six
04/19/17	City's Response to Plaintiffs' RFPS, Set Fourteen
04/19/17	City's Response to Plaintiffs' ROGS, Set Twelve
04/25/17	Plaintiffs' RFPS to City, Set Seventeen
04/25/17	Plaintiffs' ROGS to City, Set Thirteen
05/01/17	City's Response to Plaintiffs' RFPS, Set Fifteen
05/12/17	City's Response to Plaintiffs' RFPS, Set Sixteen
05/15/17	Plaintiff Yellowstone's Responses to City's RFPS, Set Six
05/30/17	City's Response to Plaintiffs' ROGS, Set Thirteen
05/30/17	City's Response to Plaintiffs' RFPS, Set Seventeen
06/05/17	City's RFPS to Yellowstone, Set Seven
06/14/17	Plaintiffs' ROGS to City, Set Fourteen
06/16/17	Plaintiffs' ROGS to City, Set Fifteen
06/16/17	Plaintiffs' RFPS to City, Set Eighteen

CASES BEING HANDLED BY OUTSIDE COUNSEL

CMC v. City of Costa Mesa; Costa Mesa Police Department

Case Name	CMC v. City of Costa Mesa; Costa Mesa Police Department	Case Number	8:16-cv-01690-JLS-JCG
Judge	Hon. Josephine L. Staton Magistrate: Hon. Jay C. Gandhi	Venue	United States District Court for Central District of California
Attorney(s) for City	Dennis M. Cota Daniel S. Roberts Cota Cole LLP	Opposing Attorney(s)	Jennifer M. McGrath Law Offices of Jennifer McGrath APC Matthew S. Pappas Law Office of Matthew S. Pappas
Date of Loss	01/27/2016	Complaint Filed	09/12/2016
Legal Fees and Costs Incurred through 06/30/17	\$33,908.92		
Causes of Action	1. 42 U.S.C. § 1983 – Fourteenth Amendment, Due Process 2. 42 U.S.C. § 1983 – Fourth and Fourteenth Amendments		
Summary	Action for writ of mandate seeking return of marijuana seized at illegal marijuana dispensary for damages for alleged unlawful search and seizure.		
Status	The case is set for a court trial beginning on December 5, 2017.		
Next Hearing Date	August 17, 2017 – Hearing on Motion to Compel		
Trial Date	December 5, 2017		
Docket	09/12/16	Petition for Writ of Mandamus	
	09/14/16	Initial Standing Order	
	09/19/16	City’s Answer to Petition	
	09/20/16	Order Setting Scheduling Conference	
	10/19/16	[Proposed] Order Continuing Scheduling Conference	
	10/25/16	Court’s Denial of Proposed Order Continuing Scheduling Conference	
	10/27/16	Joint Rule 26(f) Report	
	11/09/16	(In Chambers) Scheduling Order	
	11/09/16	Civil Trial Order	
	11/09/16	Order/Referral to ADR	
	07/05/17	Joint Stipulation to Extend Discovery Cut-Off Date	
	07/10/17	Court’s Order Denying Joint Stipulation and Request to Amend Scheduling Order, in Part, to Extend Discovery and Motion Cut-Off Dates	

The Kennedy Commission, et al. v. City of Costa Mesa, et al.

Case Name	The Kennedy Commission, et al. v. City of Costa Mesa, et al.	Case Number	30-2016-00832585
Judge	Hon. Mary H. Strobel, Dept. 86 (writ causes of action 1, 2, 3)	Venue	Superior Court of California, County of Los Angeles
Petition/Complaint Filed	01/28/2016		
Petitioners/Plaintiffs	The Kennedy Commission, Mehrnoosh Barimani, Timothy Dadey, Denise Riddell and Anthony Wagner as successor-in-interest to Patricia Wagner (deceased) (together, “Petitioners”)	Attorneys for Petitioners/Plaintiffs	Jeremy D. Matz Julian C. Burns Bird, Marella, Boxer, Wolpert, Nessim, Drooms, Lincenberg & Rhow Richard Walker Public Law Center Lili V. Graham Legal Aid Society of Orange County Navneet K. Grewal Richard A. Rothschild Western Center on Law & Poverty Michael Rawson Deborah Collins Public Interest Law Project
Respondents/Defendants	City of Costa Mesa, Costa Mesa City Council (together, “Costa Mesa”)	Attorneys for Costa Mesa	Celeste Stahl Brady Allison E. Burns David C. Palmer Stradling Yocca Carlson & Rauth, P.C. (“Stradling”)
Real Parties in Interest	Miracle Mile Properties, LP and Diamond Star Associates, Inc. (together, “RPIs”)	Attorneys for Real Parties in Interest	Elizabeth “Ellia” Thompson Allan Cooper Jeffrey Harlan Ervin Cohen & Jessup, LLP (“ECJ”)
Legal Fees and Costs Incurred 2/1/16-5/31/17	\$576,882.28—All Costa Mesa legal fees and costs have been paid by Real Party in Interest, Miracle Mile Properties		
Causes of Action and Summary	Petition for Writ of Mandate challenged four land use actions by the City Council (together, “Development Approvals”): (1) General Plan Amendment (GP 14 04); (2) Rezone (R 14 04); (3) Zoning Code Amendment (CO-14-02); and		

	<p>(4) Master Plan (PA-14-27).</p> <p>Petition alleges the Development Approvals were adopted in violation of:</p> <ul style="list-style-type: none"> (a) State Density Bonus Law (Government Code sections 65915 – 65917) (b) City’s General Plan, including the Housing Element; (c) Government Code section 65008 (alleged housing discrimination); and (d) State Relocation Assistance Act (CRAA, Gov’t Code section 7260, <i>et seq.</i>), which is the pending fourth cause of action. <p>On May 11, the Court (i) ruled the Development Approvals were set aside <i>to the extent</i> development incentives or other density bonuses were provided in a manner inconsistent with the state density bonus law ((a) above); and, (ii) the Court denied the petition in all other respects ((b) and (c) above) including that no housing discrimination occurred since development of the subject commercial property was not intended to be protected by Government Code section 65008, and (iii) Petitioners’ CRAA claim ((d) above) was transferred to an individual calendar court (Dept. 71) because Petitioners had not shown they were entitled to a writ of mandate for the CRAA claim and that claim was not proper in the writ department.</p>																																																		
Status	The next court date is August 10, 2017, Dept. 71 LASC for a “status conference”; however, the parties have been informed by the Court Clerk the MSC will be continued until September or later due to the assigned Judge’s continued service as a Justice on the Court of Appeal.																																																		
Next Hearing Date/Trial Date	August 10, 2017 (see above note re status of next MSC)																																																		
Summary of Proceedings/Docket	<table border="0"> <tr><td>01/28/16</td><td>Petition Filed in Orange County Superior Court</td></tr> <tr><td>02/03/16</td><td>Order Transferring Case to Los Angeles County Superior Court</td></tr> <tr><td>04/01/16</td><td>Answer to Petition/Complaint Filed by RPIs</td></tr> <tr><td>04/04/16</td><td>Answer to Petition/Complaint Filed by Costa Mesa</td></tr> <tr><td>04/26/16</td><td>Petitioners’ Motion for Temporary Restraining Order (TRO)</td></tr> <tr><td>04/28/16</td><td>Hearing on TRO (Denied)</td></tr> <tr><td>05/05/16</td><td>Petitioners’ Motion for Preliminary Injunction</td></tr> <tr><td>05/11/16</td><td>RPI’s Opposition to Petitioners’ Motion for Preliminary Injunction</td></tr> <tr><td>05/11/16</td><td>Costa Mesa’s Opposition to Petitioners’ Motion for Preliminary Injunction</td></tr> <tr><td>05/13/16</td><td>Petitioners’ Reply Brief in Support of Preliminary Injunction</td></tr> <tr><td>05/18/16</td><td>First Hearing on Motion for Preliminary Injunction</td></tr> <tr><td>06/05/16</td><td>Petitioner’s Amended Reply to Opposition</td></tr> <tr><td>06/08/16</td><td>Second Hearing on Motion for Preliminary Injunction</td></tr> <tr><td>06/08/16</td><td>Petitioners’ Request for Judicial Notice</td></tr> <tr><td>06/22/16</td><td>Costa Mesa and MMP’s Opposition to Request for Judicial Notice</td></tr> <tr><td>06/22/16</td><td>Petitioners’ Amended Reply to Opposition</td></tr> <tr><td>06/22/16</td><td>Third Hearing on Motion for Preliminary Injunction (Granted)</td></tr> <tr><td>07/29/16</td><td>Petitioners’ Motion for Order to Stop MMP from Vacating Motel</td></tr> <tr><td>07/29/16</td><td>Hearing on Motion for Order to Stop MMP Vacating Motel (Denied)</td></tr> <tr><td>07/29/16</td><td>Costa Mesa’s Request for Correction</td></tr> <tr><td>07/29/16</td><td>Petitioners’ Opposition to Motion for Correction</td></tr> <tr><td>08/12/16</td><td>Petitioners’ Motion for Second Preliminary Injunction</td></tr> <tr><td>08/12/16</td><td>Costa Mesa’s and RPIs’ Opposition to Second Preliminary Injunction</td></tr> <tr><td>08/12/16</td><td>Hearing on Motion for Second Preliminary Injunction (Denied)</td></tr> <tr><td>08/15/16</td><td>Order Denying Petitioners’ Motion for Second Injunction</td></tr> </table>	01/28/16	Petition Filed in Orange County Superior Court	02/03/16	Order Transferring Case to Los Angeles County Superior Court	04/01/16	Answer to Petition/Complaint Filed by RPIs	04/04/16	Answer to Petition/Complaint Filed by Costa Mesa	04/26/16	Petitioners’ Motion for Temporary Restraining Order (TRO)	04/28/16	Hearing on TRO (Denied)	05/05/16	Petitioners’ Motion for Preliminary Injunction	05/11/16	RPI’s Opposition to Petitioners’ Motion for Preliminary Injunction	05/11/16	Costa Mesa’s Opposition to Petitioners’ Motion for Preliminary Injunction	05/13/16	Petitioners’ Reply Brief in Support of Preliminary Injunction	05/18/16	First Hearing on Motion for Preliminary Injunction	06/05/16	Petitioner’s Amended Reply to Opposition	06/08/16	Second Hearing on Motion for Preliminary Injunction	06/08/16	Petitioners’ Request for Judicial Notice	06/22/16	Costa Mesa and MMP’s Opposition to Request for Judicial Notice	06/22/16	Petitioners’ Amended Reply to Opposition	06/22/16	Third Hearing on Motion for Preliminary Injunction (Granted)	07/29/16	Petitioners’ Motion for Order to Stop MMP from Vacating Motel	07/29/16	Hearing on Motion for Order to Stop MMP Vacating Motel (Denied)	07/29/16	Costa Mesa’s Request for Correction	07/29/16	Petitioners’ Opposition to Motion for Correction	08/12/16	Petitioners’ Motion for Second Preliminary Injunction	08/12/16	Costa Mesa’s and RPIs’ Opposition to Second Preliminary Injunction	08/12/16	Hearing on Motion for Second Preliminary Injunction (Denied)	08/15/16	Order Denying Petitioners’ Motion for Second Injunction
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08/12/16	Hearing on Motion for Second Preliminary Injunction (Denied)																																																		
08/15/16	Order Denying Petitioners’ Motion for Second Injunction																																																		

08/19/16	Costa Mesa and MMP's Notices of Appeal of Preliminary Injunction Filed with Court of Appeal
08/22/16	Petitioners' Notice of Appeal of Denial of Second Preliminary Injunction filed with Court of Appeal
09/02/16	Petitioners' Motion to Court of Appeal for Emergency Stay, TRO and Second Preliminary Injunction
09/07/16	Costa Mesa's Opposition to Petitioners/Appellants' Motion for Emergency Stay, TRO and Second Preliminary Injunction
09/07/16	Order by Court of Appeal with Denial of Petitioners' Motion for Emergency Stay
09/20/16	Petitioners' Additional Application for Second Injunction
10/03/16	Costa Mesa and RPI's Opposition to Second Injunction
10/13/16	Hearing on Petitioners' Motion for Second Injunction (Denied)
11/14/16	Parties' and Court Stipulation re Briefing Schedule and Date for Hearing on Petitioners' Writ of Mandate of May 11, 2017
01/24/17	Parties' Stipulation to Dismiss Appeals Pending at Court of Appeal
02/03/17	Petitioners' Opening Brief Filed
03/03/17	Costa Mesa and RPI's Opposition Brief Filed
03/23/17	Stipulation and Order to Set Aside and Vacate Order On Petitioners' Ex Parte Application for Stay Pending Appeal and to Enter a New Order Filed
03/24/17	Petitioners' Reply Brief Filed
04/03/17	Conference with Judge Strobel re Joint Appendix
04/10/17	Joint Appendix Filed
04/26/17	Ex Parte Notice of Motion by Petitioners to Substitute and Add as a Plaintiff/Petitioner "Patricia Wagner, deceased, appearing by her son and legal successor-in-interest, Anthony Wagner (CCP 377.70)"
05/02/17	Motion Resolved by Filing Joint Stipulation
05/11/17	Trial/Writ Hearing; Court's Decision Entered as to First Three Causes of Action; As to Fourth Cause of Action, Case Transferred from Dept. 86 Writ Department
06/06/17	Notice from Court that Judge Rescheduled Mandatory Status Conference (MSC) from June 15 to August 10, in Dept. 71
06/22/17	Notice of Related Case Filed in <i>Dadey v. City</i> (Rule 3.300(f))
06/27/17	Plaintiffs' Counsel in <i>Dadey v. City</i> Filed Opposition to Notice of Related Case
06/30/17	Jones & Mayer Filed Reply to Plaintiffs' Opposition to Notice of Related Case

City of Costa Mesa v. David William Palmblade and Judith Darlene Palmblade

Case Name	City of Costa Mesa v. David William Palmblade and Judith Darlene Palmblade	Case Number	30-2016-00841782-CU-BC-CJC
Judge	Hon. James Crandall	Venue	Superior Court of California, County of Orange
Attorney(s) for City	Celeste Stahl Brady Allison E. Burns Colin A. Hendricks Stradling Yocca Carlson & Rauth, P.C. (“Stradling”)	Opposing Attorney(s)	David S. Henshaw Henshaw & Henry, P.C. (“Henshaw”) In April 2017, Henshaw filed a motion to withdraw as defense counsel, which the Court granted on May 11, 2017. Thereafter, City was informed that Mr. and Mrs. Palmblade each decided to represent themselves.
Date of Loss	10/14/15	Complaint Filed	03/18/16
Legal Fees and Costs Incurred 03/18/16-05/31/17	\$87,691.36		
Causes of Action	<ol style="list-style-type: none"> 1. Breach of Contract 2. Breach of Promissory Note 		
Summary	<p>The City of Costa Mesa (“City”) filed a complaint against defendants David William Palmblade and Judith Darlene Palmblade (collectively, “Palmblades”) alleging breach of a certain loan agreement and corresponding promissory note securing a loan of \$35,000 that the Palmblades received from the City to pay for certain rehabilitation work on the Palmblades’ former single-family home in Costa Mesa (“Property”). The Loan Agreement and Promissory Note required the Palmblades to pay off the loan (and two other Costa Mesa loans) in full upon sale of the Property; the Palmblades sold the Property on October 14, 2015, but failed to repay one of the three loans as required by the Loan Agreement and Promissory Note. The Complaint seeks damages in the amount of \$38,500, plus accruing default interest, plus legal costs and attorneys’ fees incurred in the litigation.</p>		
Status	<p>In February 2017, the Court had ruled in the City’s favor, i.e., the City prevailed on several motions: (i) motion for summary adjudication of issues, in which the Court ruled the Palmblades breached both the Loan Agreement and Promissory Note, and (ii) motion to compel discovery, in which the Court ruled the Palmblades were deemed to have admitted all requests for admission, interrogatories and related discovery proffered by the City; therefore, the only remaining issues for proof at trial were the number of days of accrued default interest and evidence of payment of City-incurred pre-litigation expenses, and post-trial determination of an award of attorneys’ fees and costs to the City. On July 11 and 12, individually and respectively, Mr. Palmblade and Mrs. Palmblade each signed a Stipulation for Entry of Judgment in favor of the City, so the trial scheduled for July 17 was cancelled. It is anticipated that the Court will review and approve both Stipulations and enter a Judgment in favor of the City of Costa Mesa for \$38,500, plus \$5,715.64 default interest, plus all costs and fees as to be later ordered by the Court.</p>		
Next Hearing Date	No hearings are scheduled at this time.		

Docket	03/18/16	Summons and Complaint
	04/12/16	Answer (General Denial) Filed by David Palmblade
	04/12/16	Answer (General Denial) Filed by Judith Palmblade
	06/09/16	Case Management Statement Filed by City
	06/13/16	Case Management Statement Filed by David Palmblade
	06/15/16	Court Case Management Conference
	08/10/16	Case Management Statement Filed by City
	10/27/16	City's Motion for Summary Judgment/Adjudication ("MSJ"); Request for Judicial Notice; Proposed Order
	01/26/17	City's Motions to Compel Responses by Palmblades' to City's Discovery and for Order Deeming Answers Admitted and Interrogatories Answered Without Objection by Palmblades
	01/30/17	City's Motion to Advance Hearing on Motion to Compel (Granted)
	01/30/17	Palmblades' Opposition Filed to City's Motion for MSJ
	02/02/17	City's Reply Brief Filed on Motion for MSJ
	02/09/17	Hearing on MSJ-Granted as to Summary Adjudication of Issues that Palmblades Breached Loan Agreement and Breached Promissory Note
	02/10/17	Settlement Conference
	02/16/17	Hearing on City's Motions to Compel Discovery for Palmblades' Responses to Admissions and Interrogatories (Granted)
	03/02/17	Pre-Trial Issues Conference (Cancelled by Henshaw/Palmblades)
	04/18/17	Motion Filed by Henshaw to Withdraw as Defendants' Counsel
	05/02/17	OSC and Trial Rescheduled to July 17, 2017
	05/11/17	Court Hearing on Henshaw's Motion to Withdraw as Palmblades' Counsel (Court instructs Palmblades to retain new defense counsel and confirms new trial date of July 17, 2017.)
	07/14/17	Filed Stipulation for Entry of Judgment Signed by Mr. Palmblade
	07/14/17	Filed Stipulation for Entry of Judgment Signed by Mrs. Palmblade
	07/15/17	Trial date of July 17, 2017 Off-Calendar Based on Filing of Stipulations for Entry of Judgment