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ELECTRONICALLY FILED
Superior Court of California,
County of San Diego
06/29/2018 at 04:00:00 PM
Clerk of the Superior Court
By Jessica Pascual, Deputy Clerk

4 Attorneys for Defendant DAVID ARAMBULA
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7 SUPERIOR COURT OF THE STATE OF CALIFORNIA
8 FOR THE COUNTY OF SAN DIEGO – CENTRAL DIVISION
9

10 CHRISTOPHER WILLIAMS,
11

12 Plaintiff,

13 v.

14 DAVID ARAMBULA; CITY OF LEMON
15 GROVE; and DOES 1 through 1,000,

16 Defendants.
17

) Case No. 37-2018-00023369-CU-PO-CTL
) [Complaint Filed: May 11, 2018]
)

) Judge: Hon. Judith F. Hayes
) Dept: C-68
)

) **DECLARATION OF EMILY M. STRAUB**
) **IN SUPPORT OF DEFENDANT DAVID**
) **ARAMBULA’S MOTION TO STRIKE**
) **PORTIONS OF THE COMPLAINT**
)

) (*Notice of Motion and Motion,*
) *Memorandum of Points and Authorities,*
) *and [Proposed] Order filed concurrently*
) *herewith*)
)

19 **Hearing**

20 Date: October 10, 2018

21 Time: 10:30 a.m.

22 Dept.: C-68
)

23 Trial Date: Not Set
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1 I, Emily M. Straub, declare:

2 1. I am an attorney at law duly licensed to practice in all courts of the State of
3 California.

4 2. I am counsel of record for Defendant David Arambula.

5 3. The following facts are based on my own personal knowledge, and if called upon I
6 could and would testify competently thereto.

7 4. On Thursday, June 21, 2018, I commenced the required meet and confer process by
8 placing a call to Plaintiff's counsel to discuss issues bearing on Plaintiff Christopher Williams'
9 prayer for punitive damages. I left a message with the firm receptionist for Anthony Kim, Esq.,
10 requesting a return call.

11 5. On Friday, June 22, 2018, I received a voicemail message from Cory Briggs, Esq.,
12 lead counsel of record for Plaintiff, in response to my telephone call.

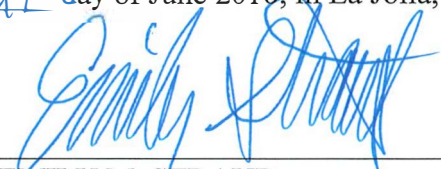
13 6. On Monday, June 25, 2018, I placed a return telephone call to Mr. Briggs. I
14 informed Mr. Briggs of my position the Complaint lacks facts sufficient to maintain a prayer for
15 punitive damages. We were unable to resolve the issues in dispute.

16 7. Following my telephone discussion with Mr. Briggs, I determined there was
17 additional language in the prayer for relief that is improper and should be stricken, namely, Mr.
18 Williams' request for all costs and legal expenses incurred in the lawsuit.

19 8. On June 27, 2018, I e-mailed Mr. Briggs and Mr. Kim to notify them of this
20 development, and invite discussion. To date, I have not received a response.

21 9. As of the time I signed this declaration, none of the issues in dispute have been
22 resolved.

23 I declare under penalty of perjury under the laws of the State of California, that the
24 foregoing is true and correct. Executed this 29th day of June 2018, in La Jolla, California.

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26 
27 _____
EMILY M. STRAUB

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