

**08/03/2022** at 03:49:00 PM

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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 COUNTY OF SAN DIEGO – HALL OF JUSTICE

10	CHRISTOPHER WILLIAMS,	)	CASE NO. 37-2018-00023369-CU-PO-CTL
11	Plaintiff,	)	
12	vs.	)	<b>PLAINTIFF CHRISTOPHER WILLIAMS'S</b>
13		)	<b>OPPOSITION TO DEFENDANTS'</b>
14	DAVID ARAMBULA; CITY OF LEMON	)	<b>MOTION <i>IN LIMINE</i>, 3 OF 23</b>
15	GROVE; and DOES 1 through 1,000,	)	Action Filed: March 01, 2017
	Defendants.	)	Department: C-68 (Whitney)
		)	Trial Date: August 5, 2022
		)	Trial Time: 8:30 a.m

16  
17 Plaintiff Christopher Williams ("Plaintiff") respectfully submits this brief in opposition to Defendant  
18 David Arambula ("Arambula") and City of Lemon Grove ("City") (collectively, "Defendants")'s Motion *In*  
19 *Limine* No. 3 to exclude evidence, inquiry, and comment regarding Arambula's skinny dipping on July 14,  
20 2017.

21 The motion should be denied. Defendants boldly claim that Plaintiff has no credible evidence that  
22 Arambula was skinny dipping in his pool the night he committed assault and battery against Plaintiff, yet asks  
23 this Court to exclude any evidence showing him doing so. Defendants also claim that his skinny dipping is not  
24 relevant and evidence concerning the skinny dipping would be unduly prejudicial. All of these contentions fail.  
25 Arambula's actions on the night of July 14, 2017 are pertinent and relevant to the lawsuit because they depict  
26 Arambula's behavior and actions on the night he attacked Plaintiff.

27 Defendants attempt to claim that Plaintiff was the only meeting attendee on the night of July 14 who  
28 has stated Arambula was skinny dipping. On the contrary, Taisha Brown, the individual who facilitated Plaintiff

1 and Arambula’s meeting, corroborated Plaintiff’s claims during her deposition. Ms. Brown testified that  
2 Arambula went into his pool without his clothes and that she captured video of him skinny dipping because at  
3 the time, she found it funny. *See* Arambula’s Ex. 11., pp. 42-43. That 21-second video of Arambula skinny  
4 dipping is included in Plaintiff’s Trial Exhibit List as Exhibit 2 and depicts Arambula in the pool while a woman  
5 on or near the pool deck shouts “Woooo! Go, David! Go, David! Go, David! [Inaudible.] Where’s the 10  
6 inches? Where’s the 10 inches? Where’s the 10 inches? Woooo!”

7 All relevant evidence is admissible except as otherwise provided by statute. EVID. CODE § 351. For  
8 evidence to be relevant, it must have “any tendency in reason to provide or disprove any disputed fact that is  
9 of consequence to the determination of the action”. EVID. CODE § 210. Not only did the skinny dipping  
10 occur, but it is relevant to Plaintiff’s lawsuit against Arambula. Plaintiff has the right to “set the scene” to  
11 provide the jury an accurate account of what happened on July 14, 2017-the night Arambula hosted a meeting  
12 at his residence to discuss City of Lemon Grove (“City”) business but then became intoxicated, irrational, and  
13 angry. Arambula’s actions and his behavior leading up to the assault and battery are relevant to show  
14 Arambula’s state of mind and create a link in the chain of events that occurred throughout the night. Plaintiff  
15 should be allowed to bring forth all relevant evidence pertaining to the night in question and everything that led  
16 up to the attack.

17 Lastly, evidence of Arambula’s skinny dipping would not be unduly prejudicial. It is highly unlikely  
18 that this would likely inflame the jury’s passion or evoke an emotional bias. Indeed, the witness who filmed  
19 the incident testified that she found it humorous in the moment. *See* Decl. Pasin, ¶1, Ex. 1. Any potential bias  
20 that someone may hold against someone skinny dipping, is highly outweighed by the importance of showing  
21 each of Arambula’s actions leading to his attack against Plaintiff.

22 For these reasons, motion *in limine* no.3 to exclude the evidence, inquiry and comment regarding  
23 David Arambula’s skinny dipping on July 14, 2017 should be denied.

24  
25 Date: August 3, 2022

Respectfully submitted,

BRIGGS LAW CORPORATION

26  
27 By:



28  
Nora Pasin  
Cory J. Briggs  
Attorneys for Plaintiff Christopher Williams

1 **DECLARATION OF NORA PASIN**

2 I, Nora Pasin, am over the age of 18 years and if called as a witness in this lawsuit will testify as  
3 follows:

4 0. I am an attorney licensed to practice law before all courts in the State of California. I am  
5 one of the attorneys of record for Plaintiff Christopher Williams in this lawsuit.

6 1. Attached hereto as **Exhibit 1** is a true and correct copy of an excerpt of the deposition  
7 transcript of Taisha Brown in this lawsuit, which is maintained by our firm in the ordinary course of  
8 business.

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

11  
12 Date: August 3, 2022

*Nora Pasin*

\_\_\_\_\_  
13 Nora Pasin

# EXHIBIT 1

1 A Uh-huh. 06:26

2 Q Okay. Was that something where he jumped into  
3 the pool naked or --

4 A I think he got into the pool and then pulled --  
5 he took his shirt and everything off, got in the pool 06:26  
6 with his boxers on and pulled his boxers off once he was  
7 in the pool.

8 Q Okay. So you physically observed him pull his  
9 boxers off?

10 A I didn't physically observe him pull them off. 06:26

11 Q Okay. Did you record any videos while you were  
12 at Mr. Arambula's home that evening?

13 A Yes, I did.

14 Q How many?

15 A One. 06:26

16 Q Okay. And what was that video of?

17 A Him in the pool.

18 Q Okay. Did you give that video to Christopher  
19 Williams?

20 A I don't remember giving it to Chris. I may 06:27  
21 have.

22 Q Okay. Do you know -- can you give me an  
23 explanation, if you know, why you would be promised to  
24 give Mr. Williams a copy of that video?

25 A I didn't promise him, but it was -- at the time 06:27

1 it was entertaining because David kept saying he had a 06:27  
2 nine-inch penis. I'm sorry. I'm just being honest.  
3 And it was funny at the time with all of us in there.  
4 And so I was laughing. He was laughing. Everyone was  
5 laughing. And I videotaped him. So it was funny at the 06:27  
6 time, not thinking this would ever lead to something  
7 like this or it would be shared. So there was never any  
8 malice in it.

9 Q Okay. So your reasoning for videotaping this  
10 was because you thought it was funny? 06:27

11 A Yeah.

12 Q Any other reason?

13 A No.

14 Q Okay. Do you still have copies of this video?

15 A No, I do not. 06:28

16 Q Okay. Would you be surprised to learn that  
17 Mr. Williams produced a copy of this video during the  
18 course of the litigation?

19 A I would not be surprised.

20 Q Okay. Any reason to believe someone other than 06:28  
21 you gave him that video?

22 A No.

23 Q Okay. Did you observe anyone throw a glass at  
24 the wall while you were at Mr. Arambula's home that  
25 evening? 06:28

**PROOF OF SERVICE**

1. My name is Keri Taylor. I am over the age of eighteen. I am employed in the State of California, County of San Bernardino.

2. My  business \_\_\_\_\_ residence address is Briggs Law Corporation, 99 East "C" Street, Suite 111  
Upland, CA 91786

3. On August 3, 2022, I served \_\_\_\_\_ an original copy  a true and correct copy of the following documents: Plaintiff Christopher Williams's Opposition to Defendants' Motion in Limine 3  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. I served the documents on the person(s) identified on the attached mailing/service list as follows:  
  
\_\_\_ **by personal service.** I personally delivered the documents to the person(s) at the address(es) indicated on the list.

\_\_\_ **by U.S. mail.** I sealed the documents in an envelope or package addressed to the person(s) at the address(es) indicated on the list, with first-class postage fully prepaid, and then I

\_\_\_ deposited the envelope/package with the U.S. Postal Service

\_\_\_ placed the envelope/package in a box for outgoing mail in accordance with my office's ordinary practices for collecting and processing outgoing mail, with which I am readily familiar. On the same day that mail is placed in the box for outgoing mail, it is deposited in the ordinary course of business with the U.S. Postal Service.

I am a resident of or employed in the county where the mailing occurred. The mailing occurred in the city of Upland, California.

\_\_\_ **by overnight delivery.** I sealed the documents in an envelope/package provided by an overnight-delivery service and addressed to the person(s) at the address(es) indicated on the list, and then I placed the envelope/package for collection and overnight delivery in the service's box regularly utilized for receiving items for overnight delivery or at the service's office where such items are accepted for overnight delivery.

\_\_\_ **by facsimile transmission.** Based on an agreement of the parties or a court order, I sent the documents to the person(s) at the fax number(s) shown on the list. Afterward, the fax machine from which the documents were sent reported that they were sent successfully.

**by e-mail delivery.** Based on the parties' agreement or a court order or rule, I sent the documents to the person(s) at the e-mail address(es) shown on the list. I did not receive, within a reasonable period of time afterward, any electronic message or other indication that the transmission was unsuccessful.

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

Date: August 3, 2022

Signature: 

## SERVICE LIST

*Christopher Williams vs. Lemon Grove*  
Superior Court of the State of California Case No. 37-2018-00023369-CU-PO-CTL

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