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

10 CHRISTOPHER WILLIAMS,
11 Plaintiff,
12 vs.

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

CASE NO. 37-2018-00023369-CU-PO-CTL

**PLAINTIFF'S NOTICE OF MOTION TO
COMPEL DEPOSITION ATTENDANCE
OF MATT MENDOZA**

Action Filed: March 01, 2017
Department: C-68 (Whitney)

Hearing Date: October 25, 2019
Hearing Time: 10:30 a.m.

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18 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

19 PLEASE TAKE NOTICE that at 10:30 a.m. on October 25, 2019, in Department C-68 of San
20 Diego County Superior Court, located at 330 West Broadway, San Diego, CA 92101, Plaintiff
21 Christopher Williams will (and now does) move for an order compelling Defendant City of Lemon
22 Grove to produce witness Matt Mendoza for deposition testimony and for sanctions in the amount of
23 \$6,679.90 against Defendant City of Lemon Grove and its counsel of record for this lawsuit (*i.e.*, Heidi
24 K. Williams, Kimberly S. Oberrecht, and the law firm of Horton, Oberrecht, Kirkpatrick & Martha).

25 The motion will be made on the grounds that Matt Mendoza, despite being elected member of
26 the Lemon Grove City Council, is a percipient witness who may have discoverable information
27 pertaining to material issues in this lawsuit that are not available through any other source; and that
28 there was no substantial justification for the refusal to produce Mr. Mendoza for his deposition. The

ELECTRONICALLY FILED
Superior Court of California,
County of San Diego

06/27/2019 at 05:23:00 PM

Clerk of the Superior Court
By Vanessa Bahena, Deputy Clerk

1 motion will be based on this notice and the accompanying opening brief, declarations of Christopher
2 Williams and Cory J. Briggs, and proposed order, as well as the contents of the Court's files for this
3 matter.

4 Date: June 27, 2019.

Respectfully submitted,

BRIGGS LAW CORPORATION

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7 By: Cory J. Briggs
8 Cory J. Briggs

9 Attorneys for Plaintiff Christopher Williams
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PROOF OF SERVICE

1. My name is Monica Manriquez. I am over the age of eighteen. I am employed in the State of California, County of San Diego.

2. My business _____ residence address is Briggs Law Corporation, 4891 Pacific Highway, Suite 104, San Diego, CA 92110.

3. On June 27, 2019, I served _____ an original copy a true and correct copy of the following documents: Plaintiff's Notice of Motion to Compel Deposition Attendance of Matt Mendoza

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 San Diego, 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: June 27, 2019

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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