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Superior Court of California,
County of San Diego

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Clerk of the Superior Court
By Vanessa Bahena, Deputy Clerk

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

10 CHRISTOPHER WILLIAMS,

11 Plaintiff,

12 vs.

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

15 Defendants.
16

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

17 } **[Proposed]**
18 } **ORDER GRANTING PLAINTIFF'S**
19 } **MOTION TO COMPEL DEPOSITION**
20 } **ATTENDANCE OF MATT MENDOZA**
21 } **AND FOR MONETARY SANCTIONS**

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

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

22 At 10:30 a.m. on October 25, 2019, in Department C-68 of San Diego County Superior Court;
23 this matter came on regularly for a hearing on the motion by Plaintiff Christopher Williams for an order
24 compelling Defendant City of Lemon Grove to produce witness Matt Mendoza for deposition testimony
25 and for sanctions in the amount of \$6,679.90 against Defendant City of Lemon Grove and its counsel
26 of record for this lawsuit (*i.e.*, Heidi K. Williams, Kimberly S. Oberrecht, and the law firm of Horton,
27 Oberrecht, Kirkpatrick & Martha). The appearances were recorded in the Court's minutes.

28 The Court having considered all papers and admissible evidence submitted in support of and
in opposition to the motion, as well as the arguments of counsel, it is now **ORDERED, ADJUDGED,**
AND DECREED (*i*) that Defendant City of Lemon Grove shall produce Matt Mendoza for a deposition
at a date and time that is convenient for the parties within the next 21 days; and (*ii*) that Defendant City
of Lemon Grove, Heidi K. Williams, Kimberly S. Oberrecht, and the law firm of Horton, Oberrecht,

1 Kirkpatrick & Martha shall forthwith pay monetary sanctions to Plaintiff in the amount of
2 \$ _____ because there was no substantial justification for the refusal to produce Mr. Mendoza
3 for his deposition.

4 Date: October _____, 2019.

Judge of the Superior Court

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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: Proposed Order Granting Plaintiff's Motion to Compel Deposition Attendance of Matt Mendoza and for Monetary Sanctions

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.

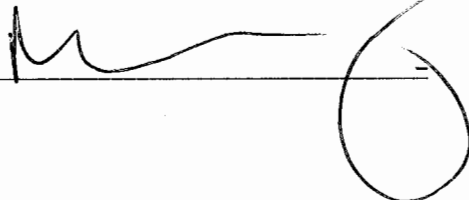
_____ *by facsimile transmission*. Based on an agreement of the parties or a court order, I sent the documents to the person(s) at the fax number(s) shown on the list. Afterward, the fax machine from which the documents were sent reported that they were sent successfully.

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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