

S271054

**IN THE SUPREME COURT OF CALIFORNIA**

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**Debra Turner,**  
Petitioner/Plaintiff and Appellant,  
v.  
**Laurie Anne Victoria, et al.**  
Defendants and Respondents.

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After a Decision By the Court of Appeal,  
Fourth Appellate District, Division One,  
Case No. No. D076318 Consolidated With D076337

San Diego County Superior Court  
Honorable Julia C. Keley  
(San Diego County Superior Ct Case No. 37-2017-00009873-PR-TR-CTL)  
The Honorable Kenneth J. Mendel, Dept. C-66  
(San Diego County Superior Ct Case No. 37-2018-00038613-CU-MC-CTL)

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**RESPONDENT ANTHONY CORTES' JOINDER IN THE RESPECTIVE  
ANSWER BRIEFS ON THE MERITS FILED BY RESPONDENT  
JOSEPH GRONOTTE AND RESPONDENT LAURIE ANNE VICTORIA**

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Service on the Office of the Attorney General Charitable Trusts Section as  
Required by Probate Code §§17200, 17203, Corporation Code §§ 5142, 5223,  
5233 and California Rules of Court 8.29(a)

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**RESPONDENT ANTHONY CORTES JOINDER IN**  
**ANSWER BRIEFS**

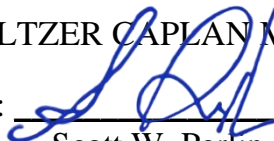
Pursuant to Rule 8.200(a) of the California Rules of Court, instead of filing his own answering brief, Respondent Anthony Cortes hereby joins in the following answering briefs: (1) Respondent Joseph Gronotte's Answering Brief on the Merits, and (2) Respondent Laurie Anne Victoria's Answering Brief on the Merits. Cortes is similarly situated in this action to Respondents Gronotte and Victoria given that like them, Cortes was sued in his capacity as a board member of the Foundation. Accordingly, the factual basis, legal authority and arguments set forth in the Answering Brief on the Merits filed by Respondent Joseph Gronotte apply equally to Cortes. Similarly, the factual basis, legal authority and arguments set forth in the Answering Brief on the Merits filed by Respondent Laurie Anne Victoria, relating to her position as a board member of the Foundation (and not necessarily in her capacity as trustee of the Conrad Prebys Trust, in which capacity she was also sued), also applies equally to Cortes.

DATED: April 8, 2022

Respectfully submitted,

SELTZER CAPLAN McMAHON VITEK

By: \_\_\_\_\_



Scott W. Perlin  
Attorneys for Respondent  
ANTHONY CORTES

**CERTIFICATION OF WORD COUNT**

(Cal. Rules of Court, Rule 8.520(c).)

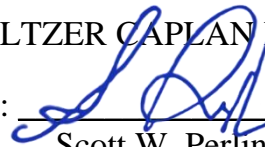
The text of this joinder brief consists of 161 words as counted by the computer processing program used to prepare this joinder brief, Microsoft Word.

DATED: April 8, 2022

Respectfully submitted,

SELTZER CAPLAN McMAHON VITEK

By: \_\_\_\_\_



Scott W. Perlin  
Attorneys for Respondent  
ANTHONY CORTES

**PROOF OF SERVICE**

I, Bettie M. Reising, declare as follows:

I am employed in the County of San Diego, State of California. I am over the age of 18 years and am not a party to this action; my business address is 750 B Street, Suite 2100, San Diego, California 92101, in said County and State. On February 11, 2022, I caused the following document(s) to be served:

**RESPONDENT ANTHONY CORTES' UNOPPOSED APPLICATION TO EXTEND TIME TO FILE ANSWER BRIEF**

on the parties stated below, by the following means of service:

<p>Steven M. Strauss, Esq. Erin C. Trendera, Esq. Cooley LLP 4401 Eastgate Mall San Diego, CA 92121 Email: sjms@cooley.com           etrendera@cooley.com</p> <p><i>Attorneys for Appellant</i></p> <p><i>Debra Turner</i></p>	<p>Scott A. Edelman, Esq. Gibson Dunn &amp; Crutcher LLP 2029 Century Park East, Suite 4000 Los Angeles, CA 90067 sedelman@gibsondunn.com</p> <p>Alexander K. Mircheff, Esq. Megan M. Cooney, Esq. Jillian N. London, Esq. Gibson Dunn &amp; Crutcher LLP 333 South Grand Avenue Los Angeles, CA 90071 amircheff@gibsondunn.com mccooney@gibsondunn.com jlondon@gibsondunn.com</p> <p><i>Attorneys for Respondent</i> <i>Laurie Ann Victoria</i></p>
<p>Kristen E. Caverly, Esq. Lisa B. Roper, Esq. Henderson Caverly Pum &amp; Trytten LLP 12750 High Bluff Drive, Suite 300 San Diego, CA 92130 kcaverly@hcesq.com lroper@hcesq.com</p> <p><i>Attorneys for Joseph Gronette</i></p>	<p>J. Christopher Jaczko, Esq. Procopio Cory Hargreaves &amp; Savitch LLP 12544 High Bluff Drive, Suite 400 San Diego, CA 92130</p> <p><i>Attorneys for Respondent</i> <i>Gregory Rogers</i></p>

<p>Robert W. Brownlie, Esq. Brownlie Hansen LLP 10920 Via Frontera, Suite 550 San Diego, CA 92127 Robert.Brownlie@brownliehansen.com</p> <p><i>Attorneys for The Conrad Prebys Foundation</i></p>	<p>S. Andrew Pharies, Esq. DLA Piper LLP 4365 Executive Drive, Suite 1100 San Diego, CA 92121 Andrew.pharies@dlapiper.com</p> <p><i>Attorneys for The Conrad Prebys Foundation</i></p>
<p>Rob Bonta, Esq. Sandra Barrientos, Esq. Tania Ibanez, Esq. Caroline K. Hughes, Esq. Office of the Attorney General 300 South Spring Street, Suite 1702 Los Angeles, CA 90013 caroline.hughes@doj.ca.gov sandra.barrientos@doj.ca.gov <u>teresa.depaz@doj.ca.gov</u></p>	<p>Court of Appeal c/o Clerk of the Court Fourth Appellate District, Division One 750 B Street, Suite 300 San Diego, CA 92101 <u>eservice@capcentral.org</u></p>
<p>Hon. Julia C. Kelety San Diego Superior Court 1100 Union Street, Dept. 503 San Diego, CA 92101</p> <p>(By U.S. Mail Only)</p>	<p>Hon. Kenneth J. Medel San Diego Superior Court 330 W. Broadway, Dept. 66 San Diego, CA 92101</p> <p>(By U.S. Mail Only)</p>
<p>Supreme Court of California 350 McAllister Street, Room 1295 San Francisco, CA 94102-4797</p> <p>(By U.S. Mail Only)</p>	

X **BY UNITED STATES MAIL:** I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on the same day with postage thereon fully prepaid at San Diego, California, in

the ordinary course of business. I am aware that on motion of the party serviced, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

- X **BY ELECTRONIC TRANSFER TO THE CM/ECF SYSTEM:** On this date, I electronically uploaded a true and correct copy in Adobe “pdf” format of the above-listed document(s) to the court’s electronic filing system. After the electronic filing of a document, service is deemed complete upon receipt of the Notice of Electronic Filing (“NEF”) by the registered CM/ECF users.
- X **BY ELECTRONIC SERVICE:** On the above-mentioned date at or before 6:00 p.m., based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses as shown above.
- STATE:** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
  - FEDERAL:** I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 8, 2022.

/s/ Bettie Reising

Bettie Reising

**STATE OF CALIFORNIA**  
Supreme Court of California

**PROOF OF SERVICE**

**STATE OF CALIFORNIA**  
Supreme Court of California

Case Name: **TURNER v.  
VICTORIA**

Case Number: **S271054**

Lower Court Case Number: **D076318**

1. At the time of service I was at least 18 years of age and not a party to this legal action.
2. My email address used to e-serve: **perlin@scmv.com**
3. I served by email a copy of the following document(s) indicated below:

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This proof of service was automatically created, submitted and signed on my behalf through my agreements with TrueFiling and its contents are true to the best of my information, knowledge, and belief.

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

4/8/2022

Date

/s/Bettie Reising

Signature

Seltzer Caplan McMahon Vitek, Perlin (311169)

Last Name, First Name (PNum)

750 B Street

Law Firm