

MAY 19 2014

Frank J. McGowan, Clerk

**IN THE SUPREME COURT
STATE OF CALIFORNIA**

_____)	CASE NO. S215990	Deputy
FANNIE MARIE GAINES,)		
)	2 ND District Court of Appeal	
)	Case No. B244961	
Plaintiff/Appellant and Petitioner,)		
v.)		
)	Los Angeles County Superior	
)	Court	
JOSHUA TORNBERG, et. al.,)	Case No. BC361768	
)		
Defendants/Respondents.)		
_____)		

After a Decision by the Court of Appeal
Second Appellate District
Case No. B244961

Superior Court, Los Angeles County
Case No. BC361768
Honorable Rolf M. Treu, Judge Presiding

**APPELLANT’S REQUEST FOR JUDICIAL NOTICE AND
DECLARATION OF ANTONIO K. KIZZIE IN SUPPORT OF
APPELLANT’S OPENING BRIEF ON THE MERITS**

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Attorney for Plaintiff/Appellant and Petitioner
FANNIE MARIE GAINES

**IN THE SUPREME COURT
STATE OF CALIFORNIA**

)	CASE NO. S215990
FANNIE MARIE GAINES,)	
)	2 ND District Court of Appeal
Plaintiff/Appellant and Petitioner,)	Case No. B244961
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**APPELLANT'S REQUEST FOR JUDICIAL NOTICE AND
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W. Keith Wyatt, Esq. *(Bar No. 188876)
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Attorney for Plaintiff/Appellant and Petitioner
FANNIE MARIE GAINES

**TO RESPONDENTS AND TO THEIR ATTORNEYS OF RECORD
HEREIN:**

Appellants Fannie Marie Gaines, et. al. (collectively, “Appellants”) hereby submit the following Request for Judicial Notice of the Los Angeles Superior Court Case Summary of this matter in support of the Appellants’ Opening Brief. Pursuant to California *Evidence Code* Sections 452(d) and 459, the Court may consider the following judicially noticeable facts that are necessary for a determination on the Appellant’s Opening Brief on the Merits.

MEMORANDUM OF POINTS AND AUTHORITIES

I.

PRELIMINARY STATEMENT

Appellant requests that the Court take judicial notice of the following:

The Los Angeles Superior Court Case Summary in Case. No. BC361768 (“Case Summary”). The trial court granted Respondents’ motion to dismiss plaintiff Fannie Marie Gaines’ (“Plaintiff/Appellant”) action on the grounds that Plaintiff failed to show facts of reasonable diligence, impracticability, or impossibility. Appellant contends that the Case Summary establishes the complicated and protracted nature of the litigation as well as facts of reasonable diligence, impracticability, or impossibility. A true and correct copy of the Los Angeles Superior Court Case Summary in Case. No. BC361768 is attached hereto as Exhibit “A.”

II.

ARGUMENT

A. Applicable Provisions of the California Evidence Code

California Evidence Code § 459(a) states, in pertinent part, as follows “The reviewing court shall take judicial notice of (1) each matter properly noticed by the trial court and (2) each matter that the trial court was required to notice under Section 451 or 453. The reviewing court may take judicial notice of any matter specified in Section 452.” This Court may also take judicial of matters which could have been noticed by the trial court, even where the trial court was not requested to take notice. *Holmes v. City of Oakland (1968) 260 Cal.App.2d 378, 384.*

Pursuant to Section 452 (“Permissive Judicial Notice”), judicial notice may be taken of

the following matters to the extent that they are not embraced within Section 451:

(c) Official acts of the legislative, executive, and judicial departments of the United States and of any state of the United States.

(d) Records of (1) any court of this state or (2) any court of record of the United States or of any state of the United States...; Evid Code § 452(a),(c),(d).

As in the Court of Appeal, any request for judicial notice in the California Supreme Court must be made by formal motion filed separately from the moving party's briefs. CRC 8.252(a), 8.520(g). CRC 8.252(a)(1) states, in pertinent part, as follows, “To obtain judicial notice by a

reviewing court under Evidence Code section 459, a party must serve and file a separate motion with a proposed order.”

CRC 8.252(a)(2) and (3) state, in pertinent part, as follows, “The motion must state:

- (A) Why the matter to be noticed is relevant to the appeal;
 - (B) Whether the matter to be noticed was presented to the trial court and, if so, whether judicial notice was taken by that court;
 - (C) If judicial notice of the matter was not taken by the trial court, why the matter is subject to judicial notice under Evidence Code section 451, 452, or 453; and
 - (D) Whether the matter to be noticed relates to proceedings occurring after the order or judgment that is the subject of the appeal.
- (3) If the matter to be noticed is not in the record, the party must serve and file a copy with the motion or explain why it is not practicable to do so.”

B. Judicial Notice of the Los Angeles Superior Courts Case Summary in Case. No. BC361768 is Proper

Section 452(d) allows courts to take judicial notice of a record of any court of the United States. The attached Los Angeles Superior Courts Case Summary in Case. No. BC361768 demonstrates the court’s record of the proceedings, filings, and other actions taking place in this matter dating back to the filing of the complaint. Exhibit A. Thus, this Court may properly take judicial notice of the case summary as a record of any court of this state under Cal. Evid. Code § 452(d) and 459(a).

The matter to be noticed is relevant to this appeal because the trial court granted Respondents’ motion to dismiss appellant’s action on the grounds that appellant failed to show facts of reasonable diligence,

impracticability, or impossibility. Appellant contends that the attached Case Summary establishes the complicated and protracted nature of the litigation as well as supports the presented facts of reasonable diligence, impracticability, or impossibility. The matter to be noticed was not presented to the trial court. The matter to be noticed relates to proceedings occurring before the order of dismissal that is the subject of the appeal.


III.

CONCLUSION

Based upon the foregoing, Appellant's Request for Judicial Notice should be granted.

Executed on May 16, 2014, at Los Angeles, California.

Respectfully submitted,
IVIE, McNEILL & WYATT



W. KEITH WYATT
ANTONIO K. KIZZIE
Attorneys for Plaintiff and Appellant
FANNIE MARIE GAINES

DECLARATION OF ANTONIO K. KIZZIE

I, **ANTONIO K. KIZZIE**, declare as follows:

1. I am an attorney duly licensed to practice law in the state of California, and I am a member of the law firm of Ivie McNeill and Wyatt, the attorneys of record for Appellant Fannie Marie Gaines in this action.

2. This declaration is made in support of Appellant's Request for Judicial Notice in support of Appellant's Opening Brief on the Merits.

3. A true and correct copy of the Los Angeles Superior Court Case Summary in Case. No. BC361768 is attached hereto as Exhibit "A."

4. The matter to be noticed is relevant to this appeal because the trial court granted Respondents' motion to dismiss appellant's action on the grounds that appellant failed to show facts of reasonable diligence, impracticability, or impossibility. Appellant contends that the attached Case Summary, Exhibit A, establishes the complicated and protracted nature of the litigation as well as supports the presented facts of reasonable diligence, impracticability, or impossibility.

5. The matter to be noticed was not presented to the trial court.

6. The matter to be noticed relates to proceedings occurring before the order of dismissal that is the subject of the appeal.

I, declare under penalty of perjury, that the foregoing is true and correct.

Executed this 15th day of May, 2014 in Los Angeles, CA.


ANTONIO K. KIZZIE, Declarant

EXHIBIT

“A”

Case Summary

Please make a note of the Case Number.

[Click here to access document images for this case.](#)

If this link fails, you may go to the [Case Document Images site](#) and search using the case number displayed on this page.

Case Number: BC361768
FANNIE MARIE GAINES VS JOSHUA TORNBERG ET AL

Filing Date: 11/13/2006
Case Type: Other PI/PD/WD (General Jurisdiction)
Status: Dismissed - Other 08/01/2012

Future Hearings

None

[Documents Filed](#) | [Proceeding Information](#)

Parties

Click on any of the below link(s) to see names that begin with the letter indicated:

A - L M - W

[A.J. ROOP - Defendant and Cross-Defendant](#)

[AURORA LOAN SERVICES LLC - Defendant](#)

[BOOCK TODD A. ATTORNEY AT LAW - Attorney for Deft/Respnt](#)

[BUELL EDWARD R. III ESQUIRE - Attorney for Deft/Respnt](#)

[CHANG MICHAEL H - Associated Counsel](#)

[COUNTRYWIDE HOME LOANS - Defendant/Respondent](#)

[DOES 1 TO 30 - Defendant/Respondent](#)

[FIDELITY NATIONAL TITLE INSURANCE COMPANY - Defendant and Cross-Complainant](#)

[FOX MICHAEL J. ATTORNEY - Attorney for Deft/Respnt](#)

[GAINES FANNIE MARIE - Plaintiff/Petitioner](#)

[GARCIA STEVEN RAY ESQ. - Attorney for Defendant/Respondent](#)

[GEFFEN DAVID G. ESQ. - Mediator](#)

[GMAC MORTGAGE COMPANY - Defendant/Respondent](#)

GREENPOINT MORTGAGE FUNDING INC. DISM - Defendant/Respondent

HILL GREGORY CHARLES - Attorney for Defendant/Respondent

JOHNSON CRAIG - Defendant and Cross-Defendant

KLEIN KEITH D. ESQ. - Attorney for Deft/Respnt

KNAPP PETERSEN & CLARKE - Attorney for Defendant/Respondent

KOMOROSKI CONSTANCE M. - Mediator-Immediate Former

LEHMAN BROTHERS HOLDINGS INC. DOE 31 - Defendant

Click on any of the below link(s) to see names that begin with the letter indicated:

TOP A - L M - W

MELLER & FLOYD - Attorney for Deft/Respnt

MOES 1 TO 50 INCLUSIVE - Cross-Defendant

RAY MANAGEMENT GROUP INC. - Defendant and Cross-Defendant

RYBICKI BOBBIE JO - Defendant and Cross-Complainant

TORNBERG JOSHUA - Defendant and Cross-Defendant

TOWNSLEY NORTON R. - Mediator-Previous Former

WOLFE & WYMAN LLP - Attorney for Deft/Respnt

WYATT W. KEITH ESQ. - Attorney for Plaintiff/Petitioner

Click on any of the below link(s) to see names that begin with the letter indicated:

TOP A - L M - W

[Case Information](#) | [Party Information](#) | [Proceeding Information](#)

Please make a note of the Case Number.

[Click here to access document images for this case.](#)

If this link fails, you may go to the [Case Document Images](#) site and search using the case number displayed on this page.

Documents Filed (Filing dates listed in descending order)

Click on any of the below link(s) to see documents filed on or before the date indicated:

[06/04/2012](#) [04/15/2010](#) [07/02/2009](#) [11/26/2008](#) [01/29/2008](#) [07/26/2007](#) [03/06/2007](#)

03/04/2014 Substitution of Attorney (FOR DEFNT. AURORA LOAN SERVICES, LLC FORMER ATTY: KEVIN STACK NEW ATTY: STEVEN RAY GARCIA)

Filed by Attorney for Defendant/Respondent

11/14/2012 Notice of Designation of Record
Filed by Attorney for Plaintiff/Appellant

11/06/2012 Ntc to Atty re Notice of Appeal
Filed by Clerk

11/05/2012 Notice of Appeal
Filed by Attorney for Plaintiff/Petitioner

09/10/2012 Memorandum of Costs (\$7,878.95 TO DEPT. 58 MOTION FOR RECONSIDERATION 10/22/12 NO COURT FILE)
Filed by Attorney for Deft/Respnt

09/07/2012 Notice (OF ENTRY OF JUDGMENT OF DISMISSAL)
Filed by Attorney for Defendant/Respondent

08/30/2012 Memorandum of Costs (\$6,672.40 TO DEPT. 58 MOTION FOR RECONSIDERATION 10/22/12 NO COURT FILE)
Filed by Attorney for Deft/Respnt

08/24/2012 Judgment (OF DISMISSAL;)
Filed by Clerk

08/20/2012 Motion (FOR RECONSIDERATION)
Filed by Atty for Plaintiff and Cross-Def

07/25/2012 Stip & Order-use CSR
Filed by Defendant

07/23/2012 Partial Dismissal (w/o Prejudice) (X-COMPL.FILED BY FEDELITY NATIONAL TITLE INSURANCE CO.ON 7-16-12*****)
Filed by Attorney for Cross-Complainant

07/18/2012 Partial Dismissal (w/o Prejudice) (X-COMPL. FILED BY FIDELITY NAT'L INSURANCE ON 7-16-11. AS TO GARY JOHNSON)
Filed by Attorney for Defendant/Respondent

07/16/2012 Objection Document (TO SUPPLEMENTAL LIST OF EXPERT WITNESSES SERVED BY PLAINTIFF)
Filed by Attorney for Deft/Respnt

07/11/2012 Notice (OF STAY OF PROCEEDINGS;)
Filed by Attorney for Defendant/Respondent

07/09/2012 Notice (of intent to use videotaped recording)
Filed by Atty for Plaintiff and Cross-Def

07/03/2012 Amended List of Exhibits
Filed by Plaintiff and Cross-Defendant

07/02/2012 Reply/Response (TO DEFTS' OPP TO MIL #2;)
Filed by Plaintiff and Cross-Defendant

07/02/2012 Notice of Lodging (FSC DOCS AND MIL'S;)

Filed by Plaintiff and Cross-Defendant

06/26/2012 Opposition Document (FILED)
Filed by Attorney for Defendant/Respondent

06/21/2012 Ex-Parte Application (FOR ORDER ADV HEARING DATE ON M/ LEAVE;)
Filed by Defendant

06/19/2012 Request to Enter Default (by defendant Fedelity National's attorney on the complaint against defendant Craig Johnson reject-#3,13,14,28)
Filed by Defendant

06/19/2012 Request to Enter Default (by defendant Fedelity National's attorney on the complaint against defendant Ray Management Group, Inc. reject-#3,9,13,14,28)
Filed by Defendant

06/19/2012 Request to Enter Default (by defendant Fidelity National's attorney on the complaint against defendant A.J. Roop reject-#3,13,14,28)
Filed by Defendant

06/19/2012 Request to Enter Default (Fidelity National's attorney on the complaint against Joshua tomberg reject--#3,13,14,28)
Filed by Defendant

Click on any of the below link(s) to see documents filed on or before the date indicated:
TOP 06/04/2012 04/15/2010 07/02/2009 11/26/2008 01/29/2008 07/26/2007 03/06/2007

06/04/2012 Opposition Document (FILEDF)
Filed by Attorney for Plaintiff/Petitioner

05/16/2012 Motion for Leave (TO FILE X-COMPL.)
Filed by Attorney for Defendant/Respondent

05/07/2012 Notice-Case Management Conference
Filed by Clerk

05/02/2012 Notice of Reassignment and Order
Filed by Clerk

02/03/2012 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

01/03/2012 Answer (to fifth amended complaint)
Filed by Attorney for Defendant/Respondent

12/20/2011 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

11/15/2011 Amendment to Complaint (DOE 31 Lehman Brothers Holdings,Inc.)
Filed by Attorney for Plaintiff/Petitioner

10/05/2011 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

07/11/2011 Notice of Change of Address
Filed by Attorney for Defendant/Respondent

06/21/2011 Notice of Ruling (FILED)
Filed by Attorney for Plaintiff/Petitioner

03/02/2011 Notice of Continuance
Filed by Attorney for Defendant/Respondent

12/17/2010 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

08/26/2010 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

08/19/2010 Answer to Complaint (TO VERIFIED FIFTH AMENDED COMPLAINT; AURORA LOAN SERVICES, LLC*)
Filed by Attorney for Defendant/Respondent

07/16/2010 Order (COURT'S ORDER GRANTING MOTION FOR LEAVE TO FILE CROSS-COMPLAINT)
Filed by Judge

07/16/2010 Cross-complaint (OF FIDELITY NATIONAL TITLE INSURANCE COMPANY AND BOBBIE JO RYBICKI;)
Filed by Attorney for Defendant/Respondent

07/16/2010 Summons Filed (ON CROSS COMPLAINT;)
Filed by Attorney for Cross-Complainant

06/28/2010 Ex-Parte Application (DEF FIDELITY EPA TO SHORTEN TIME TO HEAR MOTION)
Filed by Defendant

06/28/2010 Notice of Ruling (ON EXPARTE APPLICATION FOR ORDER GRANTING LEAVE TO FILE CROSS-COMPLAINT;)
Filed by Attorney for Defendant/Respondent

06/24/2010 Notice of Association of Attorneys (FIDELITY NATIONAL GROUP AS COUNSEL FOR DEFENDANTS FIDELITY NATIONAL TITLE INS. CO AND BOBBIE JO RYBICKI;)
Filed by Attorney for Defendant/Respondent

06/02/2010 Answer to Amended Complaint (VERIFIED ANSWER TO FIFTH AMENDED COMPLAINT;)
Filed by Attorney for Defendant/Respondent

04/28/2010 Order (ORDER OVERRULING DEMURRER AND DENYING MOTION TO STRIKE)
Filed by Court

Click on any of the below link(s) to see documents filed on or before the date indicated:
TOP 06/04/2012 04/15/2010 07/02/2009 11/26/2008 01/29/2008 07/26/2007 03/06/2007

04/15/2010 Opposition Document (TO DEFENDANT'S DEMURRER TO PLAINTIFF'S FIFTH AMENDED COMPLAINT;)
Filed by Atty for Plaintiff and Cross-Deft

04/15/2010 Opposition Document (TO DEFENDANT'S MOTION TO STRIKE PORTIONS OF PLAINTIFF'S FIFTH

AMENDED COMPLAINT;)
Filed by Atty for Plaintiff and Cross-Deft

03/08/2010 Demurrer (TO PLAINTIFF'S FIFTH AMENDED COMPLAINT;)
Filed by Attorney for Defendant/Respondent

03/08/2010 Motion to Strike (PORTIONS PLAINTIFF'S FIFTH AMENDED COMPLAINT;)
Filed by Attorney for Defendant/Respondent

02/02/2010 Amended Complaint (FIFTH AMENDED COMPLAINT)
Filed by Attorney for Plaintiff/Petitioner

02/02/2010 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

01/22/2010 Notice (OF ERRATA RE OPPOSITION TO PLTF'S MOTION FOR LEAVE TO FILE FIFTH
AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent

01/21/2010 Reply to Motion (REPLY TO OPPOSITION TO PLAINTIFF'S MOTION FOR LEAVE TO FILE FIFTH
AMENDED COMPLAINT;)
Filed by Attorney for Plaintiff/Petitioner

01/04/2010 Notice of Motion (AMENDED NOTICE OF MOTION AND MOTION FOR LEAVE TO FILE FIFTH
AMENDED COMPLAINT;)
Filed by Attorney for Plaintiff/Petitioner

12/17/2009 Notice of Continuance (OF MTNS AND NTC OF STATUS CONFEREN)
Filed by Atty for Plaintiff and Cross-Deft

11/24/2009 Notice of Motion (FOR LEAVE TO FILE FIFTH AMENDED COMPLAINT;)
Filed by Attorney for Plaintiff/Petitioner

11/13/2009 Notice of Entry of Dismissal & P/S
Filed by Attorney for Defendant/Respondent

11/09/2009 Partial Dismissal(not entire case) (AS TO ALL CAUSES OF ACTION AGAINST COUNTRYWIDE
HOME LOANS INC ONLY)
Filed by Attorney for Plaintiff/Petitioner

11/09/2009 Notice of Motion (FOR LEAVE TO FILE AMENDED ANSWER;)
Filed by Attorney for Defendant/Respondent

11/06/2009 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

08/28/2009 Notice (OF RULING ON GOOD FAITH SETTLEMENT)
Filed by Atty for Plaintiff and Cross-Deft

08/28/2009 Notice (OF CONTINUANCE OF TRIAL AND FINAL STATUS CONFERENCE AND NOTICE OF
STATUS CONFERENCE)
Filed by Atty for Plaintiff and Cross-Deft

08/28/2009 Notice (OF VACATING TRIAL DATE;)

Filed by Attorney for Defendant/Respondent

08/24/2009 Notice (of taking motion to bifurcate, motions in limine nos. 1-9, and motion for separate trial off calendar)

Filed by Attorney for Defendant/Respondent

08/24/2009 Request for Judicial Notice

Filed by Attorney for Defendant/Respondent

08/24/2009 Stipulation (RE COUNTRYWIDE'S EXPARTE APPLICATIONS; FOR GOOD FAITH SETTLEMENT, ETC...)

Filed by Attorney for Defendant/Respondent

08/24/2009 Ex-Parte Application (DEF AURORA EPA TO FILE AMENDED ANSWER DENIED)

Filed by Defendant

08/24/2009 Request (DEF FIDELITY REQUEST FOR JUD NOTICE)

Filed by Defendant

08/21/2009 Opposition Document (TO MOTION IN LIMINE TO EXCLUDE EVIDENCE OF PLAINTIFF'S ALLEGED EMOTIONAL DISTRESS)

Filed by Atty for Plaintiff and Cross-Def

08/21/2009 Notice (OF TAKING MOTION TO BIFURCATE MTNS IN LIMINE NOS. 1-9, AND MTN FOR SEPARATE TRIAL OFF-CALENDAR)

Filed by Attorney for Defendant/Respondent

08/21/2009 Opposition Document (TO MOTION IN LIMINE TO EXCLUDE PLAINTIFF'S OPINION ABOUT THE CAUSE OF HER HUSBAND'S ALLEGED DECLINE IN HEALTH)

Filed by Atty for Plaintiff and Cross-Def

08/21/2009 Opposition Document (TO PLAINTIFF'S MOTION IN LIMINE #1)

Filed by Attorney for Defendant/Respondent

08/21/2009 Opposition Document (TO MOTION IN LIMINE TO EXCLUDE EVIDENCE OF POTENTIAL RAMIFICATIONS OF AN ADVERSE JUDGMENT)

Filed by Atty for Plaintiff and Cross-Def

08/20/2009 Motion in Limine (TO EXCLUDE EVIDENCE OF POTENTIAL RAMIFICATIONS OF AN ADVERSE JUDGMENT FOR PLAINTIFF, AND THE PHYSICAL HEALTH, LIVING SITUATION AND FINANCIAL CONDITION OF PLTF'S CHILDREN. ETC...)

Filed by Attorney for Defendant/Respondent

08/20/2009 Notice (OF BANKRUPTCY STAY AFFECTING INTEREST IN REAL PROPERTY; DECL OF ZACHARY TRUMPP IN SUPPORT OF NOTICE)

Filed by Attorney for Defendant/Respondent

08/20/2009 Brief (RE; PLAINTIFF'S RIGHT TO JURY TRIAL AGAINST AURORA)

Filed by Attorney for Defendant/Respondent

08/20/2009 Motion in Limine (TO EXCLUDE EVIDENCE OF PLAINTIFF'S ALLEGED EMOTIONAL DISTRESS;)

Filed by Attorney for Defendant/Respondent

08/20/2009 Motion in Limine (DEFENDANTS FIDELITY AND BOBBIE JO RYBICKI'S MOTION IN LIMINE TO

EXCLUDE PLTF'S OPINION ABOUT THE CAUSE OF HER HUSBAND'S ALLEGED DECLINE IN HEALTH ETC...)

Filed by Attorney for Defendant/Respondent

08/20/2009 Ex-Parte Application (DEFE COUNTRYWIDE EPA TO QUASH)

Filed by Defendant

08/20/2009 Ex-Parte Application (DEFENDANTS' EPA GODD FAITH SETT BETWEEN COUNTRYWIDE & PLANTIFF)

Filed by Defendant

08/20/2009 Motion in Limine (DEF FIDELITY MIL)

Filed by Defendant

08/12/2009 Notice (OF PLAINTIFF'S FAILURE TO OPPOSE DEFT COUNTRYWIDE HOME LOANS, INC'S MOTIONS IN LIMINE NOS. 1-9)

Filed by Attorney for Defendant/Respondent

08/11/2009 Notice (OF CHANGE OF TIME OF FINAL STATUS CONFERENCE)

Filed by Atty for Plaintiff and Cross-Deft

08/10/2009 Motion in Limine (NO. 1-TO EXCLUDE CHARACTER EVIDENCE IN THE FORM OF SPECIFIC INSTANCES OF CONDUCT TO ATTACK PLAINTIFF'S CREDIBILITY)

Filed by Attorney for Plaintiff/Petitioner

07/29/2009 Motion in Limine (NO.8-TO EXCLUDE EVIDENCE OF FINANCIAL CONDITION OF COUNTRY-WIDE HOME LOANS, INC OR OTHER RELATED ENTITIES;MEMO OF P'S & A'S)

Filed by Attorney for Defendant/Respondent

07/29/2009 Proof of Service (OF MOTIONS IN LIMINE)

Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (NO.6-TO EXCLUDE PLTF'S MEDICAL RECORDS OTHER THAN WHAT HAS ALREADY BEEN PRODUCED IN THE LITIGATION; MEMO OF P'S & A'S)

Filed by Attorney for Defendant/Respondent

07/29/2009 Notice of Motion (AND MOTION FOR SEPARATE TRIAL OF COUNTRYWIDE'S VICARIOUS LIABILITY UNDER THE RESPONDEAT SUPERIOR DOCTRINE; MEMOR OF POINTS AND AUTHORITIES)

Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (NO.4-TO EXCLUDE PLTF'S OPINION ABOUT THE CAUSE OF HER HUSBAND'S ALLEGED DECLINE IN HEALTH & HEARSAY STATEMENTS BY DOCTORS ABOUT THE ALLEGED DECLINE IN HER HUSBAND'S HEALTH; MEMO OF P'S&A'S)

Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (NO.1-TO EXCLUDE TESTIMONY OF JAVIER JARABA RELATING TO COUNTRYWIDE'S HIRING PRACTICES AND ITS TRAINING AND SUPERVISION OF EMPLOYEES, INCLUDING DEFT A.J ROOP MEMO OF POINTS AND AUTHORITIES)

Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (NO.5-TO EXCLUDE EVIDENCE OF PLTF'S PRE-EXISTING HEALTH CONDITIONS; MEMO OF P'S & A'S)

Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (NO.9-TO EXCLUDE EVIDENCE OF COUNTRYWIDE'S PURPORTED UNFAIR BUSINESS PRACTICES OR PREDATORY LENDING, OTHER CLAIMS OR LAWSUITS AGAINST COUNRTYWIDE, AGREEMENTS MADE WITH STATE ATTY ETC...)
Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (NO.2-TO EXCLUDE HEARSAY TESTIMONY RE COMMUNICATIONS TO WHICH WITNESS WAS NOT A PARTY; MEMO OF P'S & A'S)
Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (NO.3-TO EXCLUDE EVIDENCE OF PLAINTIFF'S ALLEGED EMOTIONAL DISTRESS; MEMO OF P'S & A'S)
Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (OF COUNTRYWIDE HOME LOANS INC)
Filed by Attorney for Defendant/Respondent

07/29/2009 Motion in Limine (NO.7-TO EXCLUDE EVIDENCE OF DEATHS OF PLTF'S RELATIVES OTHER THAN MILTON GAINES POTENTIAL RAMIFICA- TIONS OF AN ADVERSE JDGMT FOR PLTF & THE PHISICAL HEALTH, LIVING SIT &FIN COND OF PLTF'S CHLDRN,ETC...)
Filed by Attorney for Defendant/Respondent

07/29/2009 Declaration (OF KRISTY A. MURPHY IN SUPPORT OF MOTIONS IN LIMINE OF COUNTRYWIDE HOME LOANS INC)
Filed by Attorney for Defendant/Respondent

07/22/2009 Notice of Ruling
Filed by Attorney for Defendant/Respondent

Click on any of the below link(s) to see documents filed on or before the date indicated:
TOP 06/04/2012 04/15/2010 07/02/2009 11/26/2008 01/29/2008 07/26/2007 03/06/2007

07/02/2009 Proof of Service
Filed by Attorney for Defendant/Respondent

07/02/2009 Reply/Response (REPLY P'S AND A'S IN SUPP OF MTN O F DEFT COUNTRYWIDE HOME LOANSS, IN C. FOR SUMMARY JUDGMENT OR IN THE ALTERNATIVE FOR SUMMARY ADJUDI CATION)
Filed by Attorney for Defendant/Respondent

07/02/2009 Declaration (OF KRISTY A. MURPHY)
Filed by Attorney for Defendant/Respondent

07/02/2009 Reply/Response (RESPONSE OF DEFT COUNTRYWIDE HOME LOANS, INC. TO PLTF'S SEP STATEMENT OF ADDTNL FACTS; ADDTNL FACTS OF DEFT COUNTRYWIDE HOME LOAN)
Filed by Attorney for Defendant/Respondent

07/02/2009 Declaration (OF JEFF LAUX)
Filed by Attorney for Defendant/Respondent

06/26/2009 Exhibit (EXHIBITS IN SUPPORT OF PLAINTIFF'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT)
Filed by Atty for Plaintiff and Cross-Def

06/26/2009 Statement of Facts (OF ADDITIONAL FACTS IN SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFT'S MTN FOR SUMM JUDGMENT, OR IN THE ALTERNATIVE, FOR SUMM ADJUDICATION OF ISSUES)

Filed by Atty for Plaintiff and Cross-Def

06/26/2009 Objection Document (TO EVIDENCE SUBMITTED BY DEFTS IN OPPOSITION TO DEFTS' MTN FOR SUMM JUDGMENT, OR IN THE ALTERNATIVE, FOR SUMMARY ADJUDICATION OF ISSUES)
Filed by Atty for Plaintiff and Cross-Def

06/26/2009 Opposition Points & Authorities (TO DEFT'S MTN FOR SUMM JUDGMENT, OR IN THE ALTERNATIVE, FOR SUMMARY ADJUDICATION OF ISSUES)
Filed by Atty for Plaintiff and Cross-Def

06/26/2009 Reply/Response (TO DEFTS' SEPARATE STATEMENT OF UNDISPUTED MATERIAL FACTS)
Filed by Atty for Plaintiff and Cross-Def

06/24/2009 Motion (OF DEFT COUNTRYWIDE HOME LOANS INC TO BIFURCATE PUNITIVE DAMAGES PHASE OF TRIAL;)
Filed by Attorney for Defendant/Respondent

06/09/2009 Notice of Change of Address
Filed by Attorney for Defendant/Respondent

05/14/2009 Proof-Personal Service (OF NOTICE OF MOTION FOR SUMMARY JUDGMENT;)
Filed by Attorney for Defendant/Respondent

04/24/2009 List of Exhibits (EVIDENTIARY PACKET)
Filed by Attorney for Defendant/Respondent

04/24/2009 Notice of Motion (FOR SUMMARY JUDGMENT OR, IN THE ALTERNATIVE FOR SUMMARY ADJUDICATION)
Filed by Attorney for Defendant/Respondent

04/24/2009 Points and Authorities
Filed by Attorney for Defendant/Respondent

04/24/2009 Statement of Facts
Filed by Attorney for Defendant/Respondent

04/17/2009 Notice of Association of Attorneys (ASSOCIATION OF MICHAEL H CHANG AS CO-COUNSEL FOR DEFENDANTS FIDELITY NATIONAL TITLE INSURANCE CO AND BOBBIE JO RYBICKI)
Filed by Attorney for Defendant/Respondent

04/01/2009 Notice of Ruling (ON PLTF'S MOTION TO COMPEL DISCOVERY RESPONSES AND SANCTIONS)
Filed by Attorney for Defendant/Respondent

04/01/2009 Notice (OF COURT ORDER GRANTING ATTORNEY'S MOTION TO BE RELIEVED AS COUNSEL)
Filed by Attorney for Defendant/Respondent

04/01/2009 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

03/26/2009 Order (COURT ORDER GRANTING IN PART MOTION TO COMPEL AS TO JOHNSON, ROOP AND RAY MGMT AND DENIED AS TO TORNBERG)
Filed by Judge

03/26/2009 Order (DEF TORNBERG ORDER TO WITHDRAW)

Filed by Defendant

03/26/2009 Order (COURT'S ORDER GRANTING MOTION TO WITHDRAW)
Filed by Judge

03/20/2009 Stipulation and Order (STIP/ORDER STRIKING ALLEGATIONS IN FOURTH AMENDED COMPLAINT)
Filed by Defendant

03/17/2009 Answer to Amended Complaint (ANSWER OF COUNTRYWIDE HOME LOANS INC TO FOURTH AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent

03/12/2009 Opposition Document (DEFENDANT A.J ROOP'S OPPOSITION TO PLTF'S MTN FOR SANCTIONS ON MTN TO COMPEL RESPONSES TO PLTF'S REQUEST FOR PRODUCTION OF DOCUMENTS (SET 1))
Filed by Atty for Deft and Cross-Complnt

03/12/2009 Opposition Document (A.J ROOP'S OPPOSITION TO PLTF'S MOTION FOR SANCTIONS ON MTN TO COMPEL RESPONSES TO PLTF'S FORM INTERROGATORIES (SET 1))
Filed by Atty for Deft and Cross-Complnt

03/12/2009 Opposition Document (RAY MANAGEMENT GROUP INC'S OPPOSITION TO PLAINTIFF'S MTN FOR SANCTIONS ON MTN TO COMPEL RESPONSES TO PLTF'S FORM INTERROGATORIES (SET 1))
Filed by Atty for Deft and Cross-Complnt

03/12/2009 Opposition Document (RAY MANAGEMENT GROUP INC'S OPPOSITION TO PLTF'S MTN FOR SANCTIONS ON MOTION TO REQUEST FOR PRODUCTION OF DOCUMENTS (SET 1))
Filed by Atty for Deft and Cross-Complnt

03/12/2009 Opposition Document (CRAIG JOHNSON'S OPPOSITION TO PLTF'S MOTION FOR SANCTIONS ON MOTION TO COMPEL RESPONSES TO FORM INTERROGATORIES)
Filed by Atty for Deft and Cross-Complnt

03/12/2009 Opposition Document (CRAIG JOHNSON'S OPPOSITION TO PLTF'S MOTION FOR SANCTIONS ON MOTION TO COMPEL RESPONSES TO PLTF'S REQUEST FOR PRODUCTION OF DOCUMENTS (SET 1))
Filed by Atty for Deft and Cross-Complnt

02/18/2009 Notice of Motion (TO COMPEL RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS FROM JOSHUA TORNBURG; AND MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

02/18/2009 Notice of Motion (FOR AN ORDER COMPELLING DEFENDANT AJ ROOP'S RESPONSES TO PLTF'S FORM INTERROGATORIES; AND FOR MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

02/18/2009 Notice of Motion (FOR AN ORDER COMPELLING DEFT JOSHUA TORNBURG'S RESPONSES TO PLTF'S FORM INTERROGATORIES; AND FOR MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

02/18/2009 Notice of Motion (FOR AN ORDER COMPELLING DEFENDANT CRAIG JOHNSON TO RESPOND TO PLTF'S REQUEST FOR PRODUCTION OF DOCUMENTS; AND FOR MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

02/18/2009 Notice of Motion (FOR AN ORDER COMPELLING DEFENDANT A.J ROOP TO RESPOND TO REQUESTS FOR PRODUCTION OF DOCUMENTS; AND FOR MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

02/18/2009 Notice of Motion (TO COMPEL RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS FROM RAY MGMT GRP; AND FOR MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

02/18/2009 Notice of Motion (TO COMPEL RESPONSES TO FORM INTERROGATORIES FROM RAY MGNT GRP; AND FOR MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

02/18/2009 Notice of Motion (TO COMPEL RESPONSES TO FORM INTERROGATORIES FROM CRAIG JOHNSON;AND FOR MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

02/17/2009 Notice of Motion (TO BE RELIEVED AS COUNSEL; PROOF OF SERVICE; DECLARATION; ORDER)
Filed by Atty for Deft and Cross-Complt

02/17/2009 Substitution of Attorney
Filed by Former Attorney for Deft & X-Comp

01/21/2009 Answer to Amended Complaint (FOURTH AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent

12/17/2008 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

12/16/2008 Order (COURT ORDER OVERRULING DEMURRER)
Filed by Judge

12/12/2008 Reply to Motion (SUPPLEMENTAL RESPONSE TO DEFT'S DEMURRER TO THE FOURTH AMENDED COMPLAINT;)
Filed by Attorney for Plaintiff/Petitioner

12/11/2008 Reply to Motion (SUPPLEMENTAL REPLY OF AURORA LOAN SERVICES LLC TO OPPOSITION TO DEMURRER;)
Filed by Attorney for Defendant/Respondent

12/08/2008 Reply to Motion (REPLY TO OPPOSITION TO DEMURRER OF AURORA LOAN SERVICES LLC; MEMO OF POINTS AND AUTHORITIES IN SUPPORT OF REPLY)
Filed by Attorney for Defendant/Respondent

Click on any of the below link(s) to see documents filed on or before the date indicated:
TOP 06/04/2012 04/15/2010 07/02/2009 11/26/2008 01/29/2008 07/26/2007 03/06/2007

11/26/2008 Opposition Document (TO DEFENDANT'S DEMURRER TO THE FOURTH AMENDED COMPLAINT;)
Filed by Attorney for Plaintiff/Petitioner

11/13/2008 Notice of Ruling
Filed by Atty for Plaintiff and Cross-Deft

11/12/2008 Demurrer (OF AURORA LOAN SERVICES LLC; MEMO OF POINTS AND AUTHORITIES IN SUPPORT OF DEMURRER)

Filed by Attorney for Defendant/Respondent

11/05/2008 Notice (ASSOCIATION OF COUNSEL.)

Filed by Attorney for Defendant/Respondent

11/05/2008 Statement-Case Management

Filed by Attorney for Defendant/Respondent

10/31/2008 Statement-Case Management

Filed by Attorney for Defendant/Respondent

10/30/2008 Status Conference Questionnaire

Filed by Attorney for Defendant/Respondent

10/21/2008 Statement-Case Management

Filed by Attorney for Defendant/Respondent

10/03/2008 Notice (OF CASE REASSIGNMENT)

Filed by Atty for Plaintiff and Cross-Def

09/24/2008 Substitution of Attorney

Filed by Attorney for Def/Respnt

09/18/2008 Statement-Case Management

Filed by Attorney for Pltf/Petr

09/12/2008 Affidavit of Prejudice--Peremptory (MOTION FOR PREMPTORY DISQUALIFICATION;)

Filed by Atty for Plaintiff and Cross-Def

09/12/2008 Affidavit of Prejudice--Peremptory (Against Judge Barbara A. Meiers;)

Filed by Attorney for Def/Respnt

09/12/2008 Declaration (OF W. KEITH WYATT IN SUPPORT OF WRITTEN MOTION FOR PEREMPTORY DIQUALIFICATION;)

Filed by Atty for Plaintiff and Cross-Def

09/10/2008 Notice (of Case Reassignment;)

Filed by Attorney for Pltf/Petr

09/10/2008 Statement-Case Management

Filed by Attorney for Def/Respnt

09/04/2008 Notice of Reassignment and Order

Filed by Clerk

07/21/2008 Notice of Ruling

Filed by Attorney for Plaintiff/Petitioner

06/09/2008 Partial Dismissal(not entire case) (aAS TO UNITED MORTGAGE & LOAN INVESTMENT, LLC AND UM ACQUISITIONS, LLC ONLY)

Filed by Attorney for Pltf/Petr

06/03/2008 Notice-Reassignment-Mediator
Filed by ADR Clerk

05/20/2008 Notice-Recusal-ADR Neutral
Filed by Mediator

04/04/2008 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

04/03/2008 Ex-Parte Application (FOR ORDER STRIING TRIAL, FSC AND PMSC DATES)
Filed by Attorney for Plaintiff/Petitioner

04/03/2008 Order (GRANTING PLTFF'S EX PARTE)
Filed by Attorney for Plaintiff/Petitioner

03/11/2008 Partial Dismissal(not entire case) (without prejudice as to defendant GREENPOINT MORTGAGE FUNDING INC.;)
Filed by Attorney for Pltf/Petr

Click on any of the below link(s) to see documents filed on or before the date indicated:
TOP 06/04/2012 04/15/2010 07/02/2009 11/26/2008 01/29/2008 07/26/2007 03/06/2007

01/29/2008 Notice of Ruling
Filed by Attorney for Pltf/Petr -

01/28/2008 Summons Filed
Filed by Attorney for Plaintiff/Petitioner

01/28/2008 Ex-Parte Application (FOR LEAVE TO FILE 4TH AMENDED COMPLAINT, ETC.)
Filed by Attorney for Plaintiff/Petitioner

01/28/2008 Amended Complaint (4th)
Filed by Attorney for Plaintiff/Petitioner

01/14/2008 Points and Authorities (IN SUPPORT OF MOTION FOR LEAVE TO FILE 4TH AMENDED CPLT.)
Filed by Attorney for Pltf/Petr

01/04/2008 Opposition Document (OPPOSITION TO PLTFF'S MOTION FOR LEAVE TO FILE A 4TH AMEND. CPLT.)
Filed by Attorney for Deft/Respnt

12/12/2007 Motion for Leave (LEAVE TO FILE 4TH AMENDED CPLT.)
Filed by Attorney for Pltf/Petr

12/10/2007 Notice-Reassignment-Mediator
Filed by ADR Clerk

11/16/2007 Notice-Recusal-ADR Neutral
Filed by Mediator

11/07/2007 Notice-Assignment-Mediator
Filed by ADR Clerk

11/05/2007 Notice of Ruling

Filed by Attorney for Pltf/Petnr

10/17/2007 Notice of Ruling
Filed by Attorney for Deft/Respnt

10/15/2007 Statement-Case Management
Filed by Attorney for Deft/Respnt

10/15/2007 Order (DISMISSING DEFT. GMAC MORTGAGE CO FROM THIS ACTION W/ PREJ.)
Filed by Attorney for Defendant/Respondent

10/09/2007 Notice of Ruling (ON PLTFF'S DEMURRER)
Filed by Attorney for Deft/Respnt

10/02/2007 Order (ON DEFT GMAC MORTGAGE CO'S DEM TO PLTFF 3RD AMENDED CMLPNT)
Filed by Attorney for Defendant/Respondent

09/06/2007 Notice of Ruling
Filed by Attorney for Pltf/Petnr

08/30/2007 Notice of Ruling (ON DEFT. GMAC MORTGAGE CO.'S DEMURRER TO 3RD AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

08/23/2007 Statement-Case Management
Filed by Attorney for Deft/Respnt

08/21/2007 Reply to Motion (GMAC MORTGAGE CO'S REPLY TO PLTFF'S RESPONSE TO DEMURRER TO 3RD AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

08/20/2007 Reply to Motion (REPLY IN SUPPORT OF MOT. TO STRIKE)
Filed by Attorney for Deft/Respnt

08/20/2007 Reply to Motion (REPLY IN SUPPORT OF DEMURRER TO PLTFF'S 3RD AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

08/20/2007 Response (RESPONSE TO DEFT. GMAC MORTGAGE CO.'S DEMURRER TO 3RD AMEND. CPLT.)
Filed by Attorney for Pltf/Petnr

08/13/2007 Notice of Continuance (CONTINUANCE OF CMC, ET AL)
Filed by Attorney for Deft/Respnt

08/03/2007 Opposition Document (OPPOSITION TO DEFT. COUNTRYWIDE HOME LOANS, INC. DEMURRER TO 3RD AMENDED CPLT.)
Filed by Attorney for Pltf/Petnr

08/03/2007 Opposition Document (OPPOSITION TO DEFT. COUNTRYWIDE HOME LOANS, INC. MOTION TO STRIKE)
Filed by Attorney for Pltf/Petnr

Click on any of the below link(s) to see documents filed on or before the date indicated:

TOP 06/04/2012 04/15/2010 07/02/2009 11/26/2008 01/29/2008 07/26/2007 03/06/2007

07/26/2007 Statement-Case Management
Filed by Attorney for Deft/Respnt

07/25/2007 Statement-Case Management
Filed by Attorney for Deft/Respnt

07/19/2007 Defendant's Demurrer (TO 3RD AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

07/13/2007 Motion to Strike (PORTIONS OF 3RD AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

07/13/2007 Defendant's Demurrer (TO 3RD AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

06/21/2007 Third Amended Complaint
Filed by Attorney for Pltf/Petr

06/04/2007 Notice of Continuance (CONTINUANCE OF CMC)
Filed by Attorney for Deft/Respnt

06/04/2007 Notice of Ruling
Filed by Attorney for Deft/Respnt

05/30/2007 Motion for an Order (MOTION FOR SANCTIONS)
Filed by Attorney for Deft/Respnt

05/30/2007 Defendant's Demurrer (TO 2ND AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

05/24/2007 Reply to Motion (REPLY IN SUPPORT OF MOTION TO STRIKE PLTFF'S 2ND AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

05/24/2007 Reply to Motion (REPLY IN SUPPORT OF DEMURRER TO PLTFF'S 2ND AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

05/24/2007 Reply to Motion (REPLY TO PLTFF'S OPPOSITION TO DEMURRER.)
Filed by Attorney for Deft/Respnt

05/23/2007 Reply to Motion (REPLY TO PLTFF'S OPPOSITION TO DEMURRER.)
Filed by Attorney for Deft/Respnt

05/18/2007 Opposition Document (OPPOSITION TO COUNTRYWIDE HOME LOANS, INC. MOT. TO STRIKE)
Filed by Attorney for Pltf/Petr

05/18/2007 Opposition Document (OPPOSITION TO GMAC MORTGAGE CO. DEMURRER.)
Filed by Attorney for Pltf/Petr

05/18/2007 Opposition Document (OPPOSITION TO COUNTRYWIDE HOME LOANS, INC. DEMURRER TO
2ND AMEND CPLT.)
Filed by Attorney for Pltf/Petr

05/02/2007 Motion to Strike (PORTIONS OF 2ND AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

05/02/2007 Defendant's Demurrer
Filed by Attorney for Deft/Respnt

04/27/2007 Notice of Ruling
Filed by Attorney for Pltf/Petr

04/19/2007 Defendant's Demurrer (TO SECOND AMENDED CPLT.; MEMO P&A)
Filed by Attorney for Deft/Respnt

04/19/2007 Notice (of case reassignment)
Filed by Attorney for Plaintiff/Petitioner

04/19/2007 Motion to Strike (STRIKE PORTIONS OF 2ND AMEND. CPLT)
Filed by Attorney for Deft/Respnt

04/18/2007 Statement-Case Management
Filed by Attorney for Deft/Respnt

04/12/2007 Notice of Reassignment and Order
Filed by Clerk

04/10/2007 Proof of Service
Filed by Atty for Plaintiff and Cross-Deft

04/09/2007 Statement-Case Management
Filed by Attorney for Deft/Respnt

04/05/2007 Answer to Second Amended Complaint
Filed by Attorney for Deft/Respnt

04/03/2007 Answer to Cross-Complaint
Filed by Atty for Plaintiff and Cross-Deft

04/02/2007 Summons Filed (-SECOND AMENDED CPLT.)
Filed by Attorney for Pltf/Petr

04/02/2007 Notice of Ruling
Filed by Attorney for Pltf/Petr

04/02/2007 Second Amended Complaint
Filed by Attorney for Pltf/Petr

Click on any of the below link(s) to see documents filed on or before the date indicated:
TOP 06/04/2012 04/15/2010 07/02/2009 11/26/2008 01/29/2008 07/26/2007 03/06/2007

03/06/2007 Reply to Motion (REPLY IN SUPPORT OF DEMURRER)
Filed by Attorney for Deft/Respnt

03/05/2007 Statement-Case Management
Filed by Attorney for Deft/Respnt

03/02/2007 Statement-Case Management
Filed by Attorney for Pltf/Petr

03/01/2007 Opposition Document (OPPOSITION TO DEFT. COUNTRYWIDE HOME LOANS, INC.'S DEMURRER TO FAC.)
Filed by Attorney for Pltf/Petr

02/27/2007 Answer to First Amended Complaint
Filed by Attorney for Deft/Respnt

02/27/2007 Statement-Case Management
Filed by Attorney for Deft/Respnt

02/27/2007 Statement-Case Management
Filed by Attorney for Defendant/Respondent

02/23/2007 Notice of Ruling
Filed by Attorney for Pltf/Petr

02/08/2007 Reply to Motion (REPLY TO PLTFF'S OPPOSITION TO DEMURRER BY FIDELITY & RYBICKI.)
Filed by Attorney for Deft/Respnt

02/05/2007 Opposition Document (OPPOSITION TO DEFTS. FIDELITY NATL. INS. CO. & BOBBIE JO RYBICKI DEMURRER TO FAC.)
Filed by Attorney for Pltf/Petr

01/25/2007 Cross-complaint
Filed by Atty for Deft and Cross-Complnt

01/25/2007 Answer to Complaint
Filed by Attorney for Deft/Respnt

01/16/2007 Defendant's Demurrer
Filed by Attorney for Deft/Respnt

12/29/2006 Proof of Service
Filed by Attorney for Pltf/Petr

12/14/2006 Points and Authorities (IN SUPPORT OF DEMURRER TO FAC)
Filed by Attorney for Deft/Respnt

12/14/2006 Defendant's Demurrer (TO FIRST AMENDED CPLT.)
Filed by Attorney for Deft/Respnt

12/06/2006 Notice-Case Management Conference
Filed by Clerk

11/15/2006 Summons Filed
Filed by Attorney for Pltf/Petr

11/15/2006 First Amended Complaint
Filed by Attorney for Pltf/Petr

11/13/2006 Complaint

08/01/2002 Order (COURT'S TENTATIVE RULING)
Filed by Court

11/28/1951 Proof of Service (RE 1ST AMENDED COMPL)
Filed by Attorney for Plaintiff/Petitioner

Click on any of the below link(s) to see documents filed on or before the date indicated:

TOP 06/04/2012 04/15/2010 07/02/2009 11/26/2008 01/29/2008 07/26/2007 03/06/2007

[Case Information](#) | [Party Information](#) | [Documents Filed](#)

Proceedings Held (Proceeding dates listed in descending order)

Click on any of the below link(s) to see proceedings held on or before the date indicated:

08/20/2010 01/28/2008

10/22/2012 at 08:32 am in Department 58, Rolf M. Treu, Presiding
Motion (FOR RECONSIDERATION) - **Denied**

08/06/2012 at 09:00 am in Department 58, Rolf M. Treu, Presiding
Jury Trial - **Hearing prev advanced & vacated**

08/02/2012 at 08:30 am in Department 58, Rolf M. Treu, Presiding
Final Status Conference - **Hearing prev advanced & vacated**

08/01/2012 at 08:30 am in Department 58, Rolf M. Treu, Presiding
Ruling on Submitted Matter - **Court makes order**

07/25/2012 at 08:30 am in Department 58, Rolf M. Treu, Presiding
Motion for Leave (FOR LEAVE TO FILE XCOMP;AND: MOTION TO DISMISS;) - **Submitted**

07/09/2012 at 08:45 am in Department 58, Rolf M. Treu, Presiding
Final Status Conference - **Matter is heard, matter continued**

06/21/2012 at 03:00 pm in Department 58, Rolf M. Treu, Presiding
Exparte proceeding - **Motion Denied**

06/15/2012 at 08:32 am in Department 58, Rolf M. Treu, Presiding
Motion for Leave (TO FILE A CROSS-COMPLAINT*MOTION TO DISMISS*) - **Continued by Court**

05/17/2012 at 05:00 pm in Department 58, Rolf M. Treu, Presiding
Court Order - **Completed**

04/24/2012 at 08:30 am in Department 19, Rex Heeseman, Presiding
Non-Appearance (Case Review) (RE MSC DATE-ORDER) - **Court makes order**

03/01/2012 at 08:45 am in Department 19, Rex Heeseman, Presiding
Status Conference - **Completed**

01/30/2012 at 08:45 am in Department 19, Rex Heeseman, Presiding
Conference-Case Management - **Completed**

12/16/2011 at 08:45 am in Department 19, Rex Heeseman, Presiding
Motion to Amend (MOTION TO AMEND COMPLAINT) - **Off Calendar**

10/26/2011 at 08:45 am in Department 19, Rex Heeseman, Presiding
OSC RE Dismissal (STATUS CONFERENCE RE: BANKRUPTCY.DISSMISSAL OF REMAINING DEFTS.) -
Matter continued

09/28/2011 at 08:30 am in Department 19, Rex Heeseman, Presiding
OSC-Failure to 'OTHER' - **Matter continued**

06/20/2011 at 08:30 am in Department 19, Rex Heeseman, Presiding
Status Conference - **Appearance**

02/25/2011 at 08:30 am in Department 19, Rex Heeseman, Presiding
Status Conference - **Continued by Court**

12/13/2010 at 08:45 am in Department 19, Rex Heeseman, Presiding
Status Conference - **Matter continued**

11/18/2010 at 08:30 am in Department 19, Rex Heeseman, Presiding
Status Conference - **Continued by Court**

11/01/2010 at 08:30 am in Department 19, Rex Heeseman, Presiding
Status Conference - **Appearance**

Click on any of the below link(s) to see proceedings held on or before the date indicated:
TOP 08/20/2010 01/28/2008 -

08/20/2010 at 08:45 am in Department 19, Rex Heeseman, Presiding
Final Status Conference - **Appearance**

07/16/2010 at 08:45 am in Department 19, Rex Heeseman, Presiding
Motion for an Order - **Granted**

06/28/2010 at 08:45 am in Department 19, Rex Heeseman, Presiding
Exparte proceeding - **Granted**

04/28/2010 at 08:45 am in Department 19, Rex Heeseman, Presiding
DEMURRER (MOTION TO STRIKE;) - **Demurrer overruled**

01/28/2010 at 09:15 am in Department 81, Rex Heeseman, Presiding
Motion for an Order - **Granted**

11/04/2009 at 08:45 am in Department 81, Rex Heeseman, Presiding
Status Conference - **Appearance**

08/24/2009 at 01:30 pm in Department 81, Rex Heeseman, Presiding
Final Status Conference - **Appearance**

08/20/2009 at 08:45 am in Department 81, Rex Heeseman, Presiding
Final Status Conference (2) MOTION TO BIFURCATE) - **Appearance**

07/17/2009 at 09:30 am in Department 81, Rex Heeseman, Presiding
Ruling on Submitted Matter (DEFT COUNTRYWIDE'S MSJ/MSA) - **Motion Denied**

07/09/2009 at 08:45 am in Department 81, Rex Heeseman, Presiding
MOTION - SUMMARY ADJUD. OF ISSUES (SUMMARY JUDGMENT OR, IN THEALTERNATIVE, FOR

SUMMARYADJUDICATION) - Submitted-Orally Argued

03/26/2009 at 08:45 am in Department 81, Rex Heeseman, Presiding
Motion to Compel (DEFENDANT CRAIG JOHNSON TO RESPOND TO PLAINTIFF'S REQUESTS
FOR PRODUCTION OF DOCUMENTS; AND FOR MONETARY SANCTIONS) - **Granted in Part**

12/16/2008 at 08:30 am in Department 81, Rex Heeseman, Presiding
Non-Appearance (Case Review) - **Demurrer overruled**

11/06/2008 at 08:30 am in Department 81, Rex Heeseman, Presiding
Status Conference - **Appearance**

10/02/2008 at 08:30 am in Department 81, Rex Heeseman, Presiding
Status Conference - **Appearance**

09/29/2008 at 03:15 pm in Department 1, Lee Smalley Edmon, Presiding
Order Re: Reassignment of Case - **Transferred to different department**

09/24/2008 at 08:30 am in Department 12, Barbara A. Meiers, Presiding
Conference-Case Management (TRIAL SETTING CONFERENCE) - **Vacated**

09/23/2008 at 03:00 pm in Department 12, Barbara A. Meiers, Presiding
Court Order - **Completed**

07/16/2008 at 08:30 am in Department 33, Charles C. Lee, Presiding
Trial Setting Conference (POST MEDIATION STATUS CONFERENCE) - **Matter continued**

06/24/2008 in Department ADR, ADR Neutral, Presiding
Closed-ADR - **Not Held-Removed ADR-Private Med**

04/03/2008 at 08:30 am in Department 33, Charles C. Lee, Presiding
Ex parte proceeding - **Granted**

Click on any of the below link(s) to see proceedings held on or before the date indicated:
TOP 08/20/2010 01/28/2008

01/28/2008 at 08:30 am in Department 33, Charles C. Lee, Presiding
Ex parte proceeding - **Granted**

01/17/2008 at 08:35 am in Department 33, Charles C. Lee, Presiding
Motion for Leave (To File Fourth Amended Complaint) - **Motion Denied**

10/30/2007 at 08:30 am in Department 33, Charles C. Lee, Presiding
Conference-Case Management - **Completed**

08/27/2007 at 08:35 am in Department 33, Charles C. Lee, Presiding
Hearing on Demurrer (To Third Amended Cplt. By Deft. GMAC MORTGAGE COMPANY;(2) DEMURRER &
MOTION TO STRIKE BY DEFT. COUNTRYWIDE HOME LOANS, INC.(3) CASE MANAGEMENT
CONFERENCE) - **Granted in Part**

08/08/2007 at 08:30 am in Department 33, Charles C. Lee, Presiding
Conference-Case Management - **Matter continued**

07/13/2007 at 08:35 am in Department 33, Charles C. Lee, Presiding

Hearing on Demurrer (to Second Amended Complaint ByDef. Greenpoint Mortgage Funding;(2) Motion for Sanctions) - **Off Calendar**

06/01/2007 at 08:35 am in Department 33, Charles C. Lee, Presiding
Conference-Case Management (AND -DEMURRER & MOTION TO STRIKE2ND AMENDED CPLT.(2) DEMURRER & MOT. TO STRIKE BYDEFT. COUNTRYWIDE HOME LOANS,INC.) - **Matter continued**

06/01/2007 at 08:30 am in Department 33, Charles C. Lee, Presiding
Court Order - **Completed**

04/24/2007 at 08:30 am in Department 33, Charles C. Lee, Presiding
Conference-Case Management - **Matter continued**

03/13/2007 at 08:35 am in Department 33, George H. Wu, Presiding
Conference-Case Management (AND -Demurrer by Def. CountrywideHome Loans, Inc.) - **Sustained**

02/20/2007 at 08:35 am in Department 33, George H. Wu, Presiding
Hearing on Demurrer (to First Amended Cplt. By Defs.Fidelity National Title Ins. &Bobbie Jo Rybicki.) - **Overruled**

Click on any of the below link(s) to see proceedings held on or before the date indicated:
TOP 08/20/2010 01/28/2008

[Case Information](#) | [Party Information](#) | [Documents Filed](#) | [Proceeding Information](#)

PROOF OF SERVICE

I am employed in the County of Los Angeles at 444 South Flower Street, Suite 1800, Los Angeles, California 90071. On the date of mailing, I am over the age of eighteen, and not a party to the above described action.

On May 16, 2014, I served the within:

**APPELLANT'S REQUEST FOR JUDICIAL NOTICE AND
DECLARATION OF ANTONIO K. KIZZIE IN SUPPORT OF
APPELLANT'S OPENING BRIEF ON THE MERITS**

By depositing a true copy thereof enclosed in a sealed envelope addressed as follows:

Clerk, California Supreme Court
350 McAllister Street
San Francisco, CA 94102-7303
(Via Norco Delivery Service, Original and 13 Copies)

Clerk, California Court of Appeal
Second Appellate District, Division Two
300 South Spring Street
Floor Two, North Tower
Los Angeles, CA 90013-1213

Clerk of the Superior Court
111 N. Hill Street
Los Angeles, CA 90012-3014

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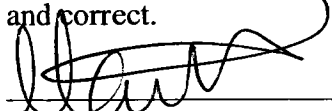
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BY NORCO DELIVERY SERVICES for overnight express mail delivery.

Executed on May 16, 2014 at Los Angeles, California. I declare under penalty of perjury under the laws of the State of California that the above is true and correct.



Martha I. Carrillo