

DEC 13 2016

Sherri R. Carter, Executive Officer/Clerk  
By Shauriya Bolden, Deputy

1 MARY CUMMINS  
2 Defendant  
3 645 W. 9th St. #110-140  
4 Los Angeles, CA 90015  
5 In Pro Per  
6 Telephone: (310) 877-4770  
7 Email: mmmaryinla@aol.com

8 SUPERIOR COURT OF CALIFORNIA  
9  
10 COUNTY OF LOS ANGELES

11 BAT WORLD SANCTUARY,  
12 AMANDA LOLLAR  
13 *Plaintiff*

14 v.

15 MARY CUMMINS  
16 *Defendant*

) Case No. BS140207

) REPLY TO PLAINTIFF'S REPLY TO  
) MOTION TO QUASH, MODIFY  
) SUBPOENA, PROTECTIVE ORDER  
) CCP 1987.1, REQUEST SANCTIONS

) Date: December 16, 2016  
) Time: 8:30 a.m.  
) Room: Dept 24  
) Judge: Honorable Robert Hess  
) Reservation: 161107172170  
) Fee Waiver: August 5, 2014

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18  
19 **REPLY**

20 Defendant Mary Cummins, (hereinafter "Defendant") replies to Plaintiff's Reply to  
21 Motion to Quash, for Protective order, and will show the court the following.

22 **I. Introduction**

23 Defendant received Plaintiff's Reply today. Defendant is writing, someone else is  
24 filing, hand delivering this reply as soon as physically possible.

25 Defendant has never defamed Plaintiff Lollar. Plaintiff's attorney Conlogue has  
26 misrepresented the underlying case and even actions in this Court. Defendant has filed  
27 motions to quash and for protective order. They were not all denied. At least two were  
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1 granted by this Court and are included in the original motion. Defendant seeks the  
2 same action from this Court. Defendant offered to give Plaintiff all of Defendant's  
3 bank records. Plaintiff refused and instead keeps filing subpoenas to get the records of  
4 other people for harassment purposes only.

5 A. Defendant's Motion to Quash, Request for Protective Order is Not in Bad  
6 Faith

7 Defendant has filed motions to quash, for protective orders. They were  
8 granted in whole or part. Plaintiff misquotes the record. Defendant requests the  
9 same action from this court. Defendant requests that the subpoenas be quashed  
10 for records other than Defendant's. Defendant wants the same protective order  
11 that this Court previously granted.

12 B. Defendant has been Truthful about Animal Advocates

13 Defendant is not putting Defendant's money into the Animal Advocates  
14 account. Defendant is not sheltering assets anywhere. Defendant does not have a  
15 bank account, credit card, debit card, any assets. Defendant could legally have a  
16 bank account and money. This Court can only take "disposable income." As  
17 Defendant has no income, there is no disposable income, nothing to take.

18 Plaintiff's attorney's wild false allegations of "evidence of money  
19 laundering" should be stricken. They are false and not based on any evidence at  
20 all. This is just more harassment which is intentionally included in this legal  
21 filing so it may have litigation privilege and be posted on the Internet. Plaintiff  
22 posts all documents filed in this case in Plaintiff's over 400 blogs and websites  
23 devoted solely to defame, harass and cyberstalk Defendant.

24 Defendant has admitted to filing tax returns for Animal Advocates, writing  
25 checks on their behalf years ago. Defendant is not currently filing tax returns or  
26 writing checks for Animal Advocates which has almost no money because no  
27 one has been fundraising.  
28

1 C. Defendant should not be Sanctioned.

2 Defendant offered to give Plaintiff all of Defendant's bank records. Plaintiff  
3 refused and instead obtained them through subpoena. Plaintiff currently has  
4 every bank record for every account Defendant has had in the last seven years.  
5 There are no more records.

6 II. Defendant's Motion to Quash, for Protective Order should be Granted

7 A. The Documents Requested are Overly Broad

8 Defendant wants to limit the documents to only Defendant's documents.  
9 The Court previously approved this request.

10 B. The Motion is not Moot

11 Defendant served a copy of the motion to quash, for protective order on  
12 First Bank November 7, 2016. First Bank for unknown reason gave the  
13 bank records of Animal Advocates to Plaintiff before this hearing. There  
14 were no bank records of Defendant.

15 What Plaintiff stated about Defendant is false and hearsay. Defendant  
16 has never "threatened," "aggressively accosted" any First Bank employee.  
17 Plaintiff keeps making these wild and false allegations to harm  
18 Defendant's image to the Court.

19 Defendant still requests that Plaintiff be denied the use of the  
20 documents again received improperly. They have also not even been  
21 authenticated. Defendant still requests a protective order on those  
22 documents or Plaintiff will post them online unredacted as they did in the  
23 past.

24  
25 III. Defendant should Not be Sanctioned. The Motion is not Frivolous. Plaintiff  
26 should be sanctioned for again violating the redaction rule.

27 Plaintiff did not redact the full account number of Animal Advocates,  
28 Plaintiff's Exhibit C first and second page next to "Small Business

1 Checking” has the full account number. As this is a repeat violation  
2 Plaintiff’s attorney Conlogue should be sanctioned heavily. Defendant  
3 requests sanctions under California Rule of Court 1.20(b)(3) and California  
4 Rule of Court 2.30(b).

5 Defendant offered to give Plaintiff ALL of Defendant’s bank records.  
6 Plaintiff refused and instead decided to subpoena the information. The  
7 subpoenas were not necessary.

8 Defendant was denied one motion to quash records from One West bank.  
9 Defendant appealed. Defendant lost because there was no court reporter  
10 record. Defendant did not lose on the merits as they were never even  
11 considered.

12 Plaintiff again falsifies the facts. Animal Advocates does NOT pay  
13 Defendant’s rent, utilities... Defendant does not have rent or utilities to pay as  
14 Defendant is staying with friends while awaiting back surgery. Animal  
15 Advocates has had a balance of \$0 to maybe \$800 or so for the last year or  
16 so. There are no charges in there for rent, utilities. There are not enough  
17 funds in Animal Advocates to pay for anyone’s rent. There are only very  
18 small deposits from Googles ads on Animal Advocates videos, website and  
19 small corporate donations of \$2 to \$15 per month. Any PayPal money put  
20 into that account came from Animal Advocates’ PayPal account. Defendant  
21 has no money in Defendant’s PayPal account.

22  
23 Some of the Animal Advocates ad, charity accounts were opened back in  
24 2002 by Defendant. The account name is “Animal Advocates.” Those  
25 accounts use the EIN of Animal Advocates and not Defendant’s SSN.  
26 Sometimes the name “Mary Cummins” shows up as contact person for  
27 account. They are not the accounts or deposits of “Mary Cummins.”

28 IV. Defendant’s Request for Protective Order is not Unsuccessful

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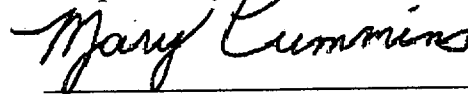
1 Defendant did indeed have a meet and confer with Plaintiff's attorney. It  
2 is on page six. It states, "Certificate of Conference, Per Los Angeles Superior  
3 Court local rule 5.6 Defendant has met and conferred with Plaintiff about  
4 filing this motion via email November 7, 2016. Plaintiff did not reply."  
5 Plaintiff again flat out lies by stating there was no certificate. This is perjury  
6 as Conlogue signed a sworn statement.

7 Plaintiffs have a six year history of defaming, harassing, cyberstalking  
8 Defendant, Animal Advocates, Defendant's lawyers David Casselman, Paul  
9 Alan Levy of Public Citizen, veterinarian Dr Jennifer Conrad, Dr Laurie  
10 Gage, Animal Advocates' volunteers, fans of Animal Advocates... which has  
11 been shown to this Court.

12 V. Conclusion

13 Defendant should be granted the motion to quash and protective order.  
14 Defendant requests this Court to deny Plaintiff's use of the documents they  
15 received from First Bank improperly. First Bank was served the motion the  
16 same way the previous ones were served. First Bank should not have given  
17 Plaintiff those records until the motion was lost which it wasn't. Defendant  
18 requests a protective order on any and all documents received as Plaintiff has  
19 a six year long history of posting confidential, financial and other  
20 information of other people on the internet. Such other relief as the Court  
21 may deem just and proper.  
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23 Respectfully submitted,

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25 Mary Cummins, Defendant

26 Dated: December 12, 2016  
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PROOF OF SERVICE  
(FRCivP 5 (b)) or  
(CCP 1013a, 2015.5) or  
(FRAP 25 (d))

I am Plaintiff in pro per whose address is 645 W. 9th St. #110-140, Los Angeles, California 90015-1640. I am over the age of eighteen years.

I further declare that on the date hereof I served a copy of:

REPLY TO PLAINTIFF'S REPLY TO MOTION TO QUASH, MODIFY  
SUBPOENA, PROTECTIVE ORDER


on the following interested parties by emailing, faxing this document to First Bank.

Christian Molner Ashley Hunt 12400 Wilshire #1180 Los Angeles, CA 90025
--

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

Executed this day, December 12, 2016, at Los Angeles, California.

Respectfully submitted,



Mary Cummins, Plaintiff

Dated: December 12, 2016

**DECLARATION OF DEFENDANT MARY CUMMINS**

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I, MARY CUMMINS, declare as follows:

1. I am Mary Cummins Defendant in pro per. I make this declaration on my personal knowledge of the facts set forth herein.
2. Attached to DEFENDANT'S MOTION TO QUASH SUBPOENA, MODIFY SUBPOENA, PROTECTIVE ORDER as exhibits are true and correct copies of the original documents.
3. Everything in DEFENDANT'S MOTION TO QUASH SUBPOENA, MODIFY SUBPOENA, PROTECTIVE ORDER was written by me and is the truth to the best of my knowledge.
4. I'm positive Plaintiff would use any data in any financial records to harass, stalk or harm me, my family, friends, clients and donors as they have for the past six years.

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

Executed on December 12, 2016 at Los Angeles, California.

By: 

MARY CUMMINS

12/13/2016