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5 Attorneys for plaintiff KONSTANTIN KHIONIDI, as Trustee of the  
COBBS TRUST  
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7 **UNITED STATES BANKRUPTCY COURT FOR THE**  
8 **CENTRAL DISTRICT OF CALIFORNIA**

<p>9 In re:</p> <p>10 MARY CUMMINS-COBB,</p> <p style="text-align: right;">Debtor</p> <hr/> <p>11 KONSTANTIN KHIONIDI, as Trustee of the</p> <p>12 COBBS TRUST,</p> <p style="text-align: right;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>13 MARY CUMMINS-COBB,</p> <p style="text-align: right;">Defendant.</p> <hr/>	<p>) Case No. 2:17-bk-24993-RK</p> <p>) Chapter 7</p> <p>) Adv. Proc. No. 2:18-ap-01066-RK</p> <p>) MOTION TO COMPEL THE DEPOSITION OF</p> <p>) DEBTOR AND DEFENDANT MARY</p> <p>) CUMMINS AND FOR SANCTIONS</p> <p>) PURSUANT TO RULE 37(D)</p> <p>) Date: February 12, 2019</p> <p>) Time: 2:30 p.m.</p> <p>) Judge: Honorable Robert N. Kwan</p> <p>) Courtroom: 1675</p> <p>) Edward R. Roybal Federal Building</p> <p>) 255 E. Temple Street, Suite 1682</p> <p>) Los Angeles, CA 90012</p>
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1 PLEASE TAKE NOTICE that Plaintiff KONSTANTIN KHIONIDI, as Trustee of the  
2 COBBS TRUST hereby moves for an order compelling the deposition of debtor and Defendant  
3 Mary Cummins Cobb pursuant to Fed. R. Civ. P. 37(d).

4 The Motion is based upon Rules 30 and 37 of the Federal Rules of Civil  
5 Procedure ("FRCP") as incorporated by Rule 7030 of the Federal Rules of Bankruptcy  
6 Procedure ("FRBP"), this accompanying Motion, Memorandum of Points and Authorities, the  
7 Declaration of Philip H. Stillman, and all papers and pleadings on file herein, and such other  
8 evidence that may be presented to the Court at or prior to the hearing.

9 As grounds therefor, Plaintiff states that debtor and defendant Mary Cummins-Cobb has  
10 again refused to be deposed, despite a timely and valid Notice of Taking Deposition.

11 Pursuant to Fed. R. Civ. P. 37(d)(1)(B) and LBR 7026-1, the parties have met and  
12 conferred on January 11 and 13 and were unable to agree.

13 WHEREFORE, Plaintiff respectfully requests that this Court enter an Order (1) compelling  
14 the deposition of Debtor and Defendant Mary Cummins Cobb and impose sanctions pursuant to  
15 Fed. R. Civ. P. 37(d).

16 Respectfully Submitted,

17 STILLMAN & ASSOCIATES

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19 Dated: January 22, 2019

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

21 Philip H. Stillman, Esq.  
22 *Attorneys for KONSTANTIN KHIONIDI, as Trustee of*  
23 *the COBBS TRUST*