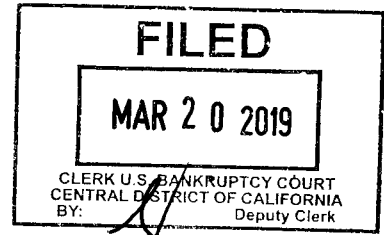


MARY CUMMINS
Debtor, Defendant, In Pro Per
645 W. 9th St. #110-140
Los Angeles, CA 90015
Direct: (310) 877-4770
Fax: (310) 494-9395
Email: mmmaryinla@aol.com



UNITED STATES BANKRUPTCY COURT FOR THE
CENTRAL DISTRICT OF CALIFORNIA

<p>In re:</p> <p>MARY CUMMINS-COBB,</p> <p style="text-align: center;">Debtor</p> <hr/> <p>KONSTANTIN KHIONIDI, as Trustee Of the COBBS TRUST,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>MARY CUMMINS-COBB</p> <p style="text-align: center;">Defendant.</p>	<p>) Case No. 2:17-bk-24993-RK</p> <p>) Chapter 7</p> <p>) Adv. Proc. No. 2:18-ap-01066-RK</p> <p>) DEFENDANT'S AMENDED MOTION TO DISMISS UNCLEAN HANDS</p> <p>) Judge: Honorable Robert N. Kwan Courtroom: 1675 Edward R. Roybal Federal Building 255 E. Temple St, Suite 1682 Los Angeles, CA 90012</p> <p>) March 27, 2019 2:00 p.m.</p>
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INTRODUCTION

Plaintiff filed Plaintiff's reply to Defendant's Motion to Dismiss for Unclean Hands March 13, 2019. Defendant is replying to that reply and adding extra evidence of unclean hands. Defendant is also notifying the Court that the Supreme Court of the United States denied the Writ of Certiorari of the underlying judgment. Defendant replied to Plaintiff Amanda Lollar's second identical frivolous defamation lawsuit case #2015-002259-3 in Texas March 18, 2019. Defendant will be filing a motion to

1 dismiss that case as Plaintiff Lollar forged almost every single exhibit in that case.
2 Plaintiff Lollar also submitted an affidavit stating all the exhibits are true and correct
3 copies of the original which is perjury. In the now current identical defamation case
4 Plaintiff states they aren't seeking over \$75,000.

5 Plaintiff's statements in Plaintiff's reply to Defendant's Motion to Dismiss are
6 false. Plaintiff's attorney signed a declaration under oath stating the statements are the
7 truth. That is perjury.

8 Jennifer Charnofsky was not legally served a subpoena to appear at a deposition
9 (Charnofsky declaration.) Even if she were served properly, it was not timely. Plaintiff
10 must serve deponent with at least a 20 day's notice. Plaintiff did not give 20 day's
11 notice.

12 Defendant and Animal Advocates don't have any money. Plaintiff knows this as
13 Plaintiff illegally obtained the bank records of Animal Advocates and legally obtained
14 the bank records of Defendant. The Court gave Plaintiff Defendant's only asset which
15 was one checking account. The Court did not leave one penny in the account leaving it
16 with a negative balance which became even more negative before the bank closed the
17 account. Defendant does not have a bank account or any other asset.

18 Defendant has not lied on Defendant's bankruptcy schedules. Defendant agreed to
19 be deposed. Defendant was not ordered to produce tax returns by this Court. Plaintiff
20 only filed motion to compel deposition. Plaintiff did not file a motion to compel
21 production of tax returns.

22 ARGUMENT

23 I. THERE IS PROCEDURAL BASIS FOR DISMISSING THIS ADVERSARY 24 PROCEEDING

25 Defendant will now produce more clear and convincing evidence of Plaintiff's false
26 statements and willful acts of malice in this proceeding.
27
28

On April 10, 2017 the judgment which is the basis of this adversary proceeding was assigned from Plaintiff, Amanda Lollar, Bat World Sanctuary to Konstantin Khionidi as trustee of the Cobbs Trust case # BS140207.

At the November 3, 2017 debtor hearing then Plaintiff's attorney James Little listed Amanda Lollar, Dottie Hyatt and Larry Crittenden as "paralegals" Exhibit 1, transcript from November 3, 2017 hearing. This shows that Amanda Lollar and Dottie Hyatt are working directly for Plaintiff. Their acts are the acts of the current Plaintiff.

The November 3, 2017 debtor hearing ended at 3:47 p.m. local time (Exhibit 2). Plaintiff did not go to the Court and tell the Judge the hearing would resume at a later date. In a the December 1, 2017 ex parte application filed by Plaintiff, Plaintiff stated that the hearing ended after 5:00 p.m. (Exhibit 3) "Because the November 3, 2017, session of the examination recessed at approximately 5:00 p.m., the parties were unable to return to the Court to schedule the resumption." Plaintiff lost the ex parte hearing and the debtor hearings were concluded. This is one of just many lies Plaintiff has told the Court.

March 19, 2013 Plaintiff Lollar using information obtained via discovery in the sister state case related to this judgment tried to break into Defendant's bank accounts (Exhibit 4, police report). Plaintiff Lollar while in Texas phoned One West and First Bank claiming to be Defendant. Lollar gave the bank Defendant's name, date of birth, social security number, bank account number...to the bank employee. Because Defendant knows that Lollar commits crimes Defendant never uses any real information for the security questions. By law the banks save any telephone calls when someone calls to ask for access to an account. The bank employees played the recorded phones calls to Defendant. Defendant instantly recognized the voice of Plaintiff Lollar. Lollar was denied access to the accounts. Because Lollar was not able to take any money the police did not file charges against Lollar.

1 June 15, 2013 Plaintiff Lollar filed a false police report about Defendant. Filing a
2 false police report is a crime. Lollar then posted that false report on the Internet to
3 defame and harm Defendant.¹ Defendant has never threatened to kill, harm or shoot
4 Lollar. Dottie Hyatt then forwarded the false police report to Los Angeles City
5 Councilmembers hoping to destroy Defendant's relationship with the City.

6 These are just a few incidents which show Plaintiff has unclean hands.

7 A. There are extraordinary circumstances

8 Plaintiff did not legally serve Charnofsky. The proof of service did not have
9 Charnofsky's address on it. It just says "met her in front of her house." The proof of
10 service is dated October 20 for a deposition date of October 30 which is only ten days
11 notice and not the mandatory minimum of 20 days. Per Charnofsky's declaration no
12 one met her or handed her the subpoena.

13 B. Bad faith and willfulness exist

14 Plaintiffs' behavior shows bad faith and willfulness in their actions. Plaintiff via
15 Plaintiff's attorney has forged proofs of service. Plaintiff intentionally used an
16 incorrect address for Defendant so Defendant would not have notice of their legal
17 actions.

18 C. Court must consider lesser sanctions

19 Plaintiffs and their representatives have shown bad faith in their actions regarding
20 the underlying Texas case 352-248169-10, California sister state case BS140207,
21 current Texas second defamation case 2015-002259-3 and in these bankruptcy and
22 adversary proceedings. Defendant did not defame Plaintiff ever. In the original case
23 Plaintiff did not even show one element of defamation.

24 D. There is nexus between misconduct and this case

25
26
27
28 ¹ False police report <https://batworldstalkermarycummins.files.wordpress.com/2015/05/mary-cummins-terroristic-threat.pdf>

Plaintiff Khionidi via Plaintiff's lawyers intentionally and willfully forged service on Defendant of two ex parte applications in the sister state case upon which this action is based. The purpose was so that Defendant would not know of the hearing and lose by default so Plaintiff could get a bench warrant to get Defendant arrested. Plaintiff then switched subpoenas at the debtor hearing so it would appear that Defendant did not bring requested documents. The original subpoena was for a debtor hearing only with no documents. Thankfully Defendant was not arrested.

E. Defendant has identified prejudice

If Plaintiff were able to have gotten Defendant arrested for not showing up at an ex parte hearing because Defendant was not notified, that would have been extreme prejudice.

II. DEFENDANT DOES NOT HAVE UNCLEAR HANDS

A. Defendant produced documents that existed

Defendant was not ordered to produce tax returns. If such an order exists, Defendant would like to see it. Plaintiff did not file a motion to compel production of tax returns. Plaintiff only filed motion to compel deposition. Defendant would then request that any tax returns be shown to the Judge in camera only. The Judge can then clearly see there is no disposable income and the returns match the statements in the bankruptcy filing.

Plaintiff falsely stated that Defendant shredded bank statements. Again Plaintiff is lying. Defendant shredded very old paper bank statements from 1990's, early 2000's. Defendant's then current bank statements had been digital only for years. Defendant did not shred any digital bank statements or statements requested by Plaintiff.

Again Plaintiff is lying. Animal Advocates does not pay the living expenses of Defendant. The bankruptcy schedule depicts current income and expenses of Defendant. Defendant no longer lives at the address on Beverly Glen.

B. Defendant agreed to be deposed

1 This issue was heard in this case. Defendant agreed to be deposed.

2 C. Defendant did not attempt to prevent banks from producing Defendant's record
3 Just because Stillman states this in his declaration does not make it true. Defendant
4 never attempted to prevent banks from producing Defendant's bank records. Defendant
5 did instruct the bank not to release the bank records of third party Animal Advocates.
6 Judge John Chupp expressly stated in the hearing that Plaintiff could only have the
7 bank records of Defendant and not of third party Animal Advocates. Plaintiff's Texas
8 lawyer Randy Turner then contacted the bank and threatened them if they did not also
9 give the records of Animal Advocates. When First Bank was notified that the Judge
10 specifically stated Animal Advocates' records were specifically not included First
11 Bank asked for the records back and Plaintiff refused. A police report was filed which
12 is included in the previous filing.

13 Per Texas Rules of Civil Procedure if a party receives records by accident, as soon
14 as they realize they should not have received the records, they should stop looking at
15 them and contact the parties and Court. Plaintiff's Texas attorney did not do that.
16 Randy Turner gave the records to Plaintiff Amanda Lollar. Lollar then gave the stolen
17 bank records to Lollar's California attorney Ashley Conlogue who included them
18 unredacted in a public legal filing. Lollar then posted them on the public internet.
19 Conlogue was then reprimanded and ordered to remove them. Conlogue did not and
20 was in contempt of a court order. Judge Robert Hess reprimanded Conlogue again then
21 sanctioned Conlogue (Exhibit 5). Conlogue was again ordered to remove the
22 documents but still refused. Defendant was able to get some of the documents removed
23 but one remains. Conlogue was then fired by Conlogue's law firm.

24 Defendant has no bank account and no bank records. Defendant previously offered
25 to give Plaintiff Defendant's bank records. Plaintiff refused to accept them. Instead
26 Plaintiff made Defendant sign a bank authorization so they could get them directly
27 from the bank. Plaintiff received them from the bank. A bank account for a couple of
28

years ago only had digital statements. When the bank closed the account the records were no longer able to be retrieved. Defendant gave Plaintiff the name of that bank and Plaintiff received the records from the bank.

D. Court Conduct

Defendant filed a motion to vacate the sister state judgment in California BS140207. Defendant also filed a motion for new trial to vacate the judgement in Texas. The judgment is void as Judge William Brigham did not sign and file an oath of office after he was assigned the case as a visiting judge. Judge Brigham only had jurisdiction per his assignment from June 10, 2012 to June 15, 2012. Judge Brigham signed the void judgment August 27, 2012 months after Brigham no longer had jurisdiction.

Defendant did not repost items in the original take down order. Plaintiff has not shown that Defendant has done this. No evidence exists.

Defendant did sue Plaintiff Lollar in Federal Court for defamation. Lollar stated Defendant was a “convicted criminal” “found guilty of credit card theft, fraud and forgery.” This is false. Defendant has never been charged with or convicted of any crime ever. The case was not dismissed as a bad faith filing. Plaintiff continues to lie and smear Defendant to the Court.

E. Writ for Certiorari

Defendant filed a writ of certiorari related to the judgment which is the basis of this case². The Supreme Court of the United States denied review March 18, 2019. As per the footnoted writ it deals directly with this judgment.

Again Plaintiff is lying to the Court. Defendant did not try to dismiss the first defamation lawsuit in the same manner as the second. The Texas Citizenship Participation Act and Texas Defamation Mitigation Act did not exist when Defendant was sued the first time in 2010. Texas passed those acts after the judgment after 2012

² Writ for Certiorari https://drive.google.com/file/d/14dp2MvLsj5cG-dmrhX_nIZ0LstEXBP2/view?usp=sharing

1 to try to cut down on the incredibly high number of frivolous defamation lawsuits used
2 to quash free speech and public participation.

3 The writ of certiorari deals with the same judgment.

4 III. DEFENDANT'S MOTION IS NOT VEXATIOUS

5 Defendant believes that this motion to dismiss for unclean hands is an affirmative
6 defense. Defendant is not a lawyer but a pro se party.

7 A. What Defendant alleges in this motion bears relation to this case

8 Plaintiff's acts via Plaintiff's attorneys, legal assistant is directly related to this
9 adversary proceeding and this Plaintiff. Furthermore Plaintiff's attorney James Little
10 stated that Plaintiff Lollar is Plaintiff's "legal assistant." Lollar has acted with unclean
11 hands before and during the adversary proceeding. Legal assistant Lollar has posted
12 the legal filings on the public internet including the filing with Defendant's passport
13 and home address which were under a protective order. Lollar continues to defame
14 Defendant as Plaintiff's legal assistant. Plaintiff's attorneys and legal assistant's acts
15 are directly related to this proceeding.

16 B. Defendant's complaints are not barred by litigation privilege

17 Plaintiff's previous lawyer, James J. Little, his legal assistant, permanently
18 disbarred attorney John Feiner and Stillman have unclean hands relative to this case.
19 Forging proofs of service, subpoenas, not noticing Defendant of ex parte hearings,
20 being in contempt of protective orders is direct evidence of unclean hands. Plaintiff via
21 Plaintiff's legal team has committed forgery, fraud and perjury all while trying to
22 illegally get Defendant arrested. Crimes are not privileged under California litigation
23 privilege. Per the statute, **Civil Code Section 47(b)**, "known as the litigation privilege,
24 provides that a 'publication or broadcast' made as part of a 'judicial proceeding' is
25 privileged. It is intended to protect people before and during a lawsuit from claims that
26 they have defamed the target of the lawsuit."
27
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Even though claims made in litigation cannot be defamation Plaintiff is intentionally making manifestly false claims in this litigation so Plaintiff can publicly post the filings on the internet to harm Defendant. Plaintiff is not seeking to collect a debt. Plaintiff is intentionally harming Defendant as much as possible so Defendant cannot get any work or have any income. Plaintiff publicly posted on the Internet that Plaintiff's goal is for Defendant to be homeless.

CONCLUSION

For the foregoing reasons, Defendant requests that this Court grant Defendant's motion to dismiss the adversary proceeding due to unclean hand by Plaintiff.

Respectfully submitted,



Mary Cummins, Defendant

Dated: March 19, 2019

1 MARY CUMMINS
2 Debtor, Defendant, In Pro Per
3 645 W. 9th St. #110-140
4 Los Angeles, CA 90015
5 Direct: (310) 877-4770
6 Fax: (310) 494-9395
7 Email: mmmmaryinla@aol.com

8 UNITED STATES BANKRUPTCY COURT FOR THE
9 CENTRAL DISTRICT OF CALIFORNIA

<p>10 In re:</p> <p>11 MARY CUMMINS-COBB,</p> <p>12</p> <p>13 Debtor</p> <hr/> <p>14 KONSTANTIN KHIONIDI, as Trustee</p> <p>15 Of the COBBS TRUST,</p> <p>16</p> <p>17 Plaintiff,</p> <p>18 vs.</p> <p>19 MARY CUMMINS-COBB</p> <p>20 Defendant.</p>	<p>) Case No. 2:17-bk-24993-RK</p> <p>) Chapter 7</p> <p>) Adv. Proc. No. 2:18-ap-01066-RK</p> <p>) DECLARATION OF MARY CUMMINS IN SUPPORT OF MOTION TO DISMISS FOR UNCLEAR HANDS</p> <p>) Judge: Honorable Robert N. Kwan Courtroom: 1675 Edward R. Roybal Federal Building 255 E. Temple St, Suite 1682 Los Angeles, CA 90012</p> <p>) Hearing: March 27, 2019 p.m.</p>
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DECLARATION OF MARY CUMMINS

I, Mary Cummins, hereby declare:

1. I am the Debtor, Defendant in this case. I have personal knowledge of the facts stated herein and could and would testify competently to them in a Court of law. I make this Declaration in support of Defendant's Motion to Dismiss for unclean hands.
2. I wrote the Motion to dismiss. All exhibits attached are true and correct copies of the originals.

I declare under the penalty of perjury under the laws of California that the foregoing is true and correct. Signed this 19th day of March, 2019 at Los Angeles, California.

Respectfully submitted,



Mary Cummins, Defendant
Dated: March 19, 2019

1 PROOF OF SERVICE
2 (FRCivP 5 (b)) or
3 (CCP 1013a, 2015.5) or
4 (FRAP 25 (d))

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

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

8 DEFENDANT'S MOTION TO DISMISS FOR UNCLEAR HANDS

9 on the following interested parties by email to the following at

10 Philip H. Stillman
11 Stillman & Associates
12 pstillman@stillmanassociates.com
13

14
15 I declare under penalty of perjury, under the laws of the State of California, that the
16 foregoing is true and correct.

17 Executed this day, March 19, 2019, at Los Angeles, California.

18 Respectfully submitted,

19
20 

21
22 Mary Cummins, Plaintiff
23 Dated: March 19, 2019
24 645 W. 9th St. #110-140
25 Los Angeles, CA 90015
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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

BAT WORLD, INC.)
)
Plaintiff,)
)
vs.) Case No. BS 140207
)
MARY CUMMINS,)
)
Defendant.)
_____)

VOLUME II
JUDGMENT DEBTOR EXAMINATION of MARY CUMMINS
November 3, 2017

Monica Castaneda, CSR No. 10323
430889

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APPEARANCES:

For Plaintiff:

TRIAL ADVOCACY, LLC
BY: JAMES J. LITTLE, ESQ
1901 Avenue of the Stars
Suite 1100
Los Angeles, California 90067
310.882.8531
jj@jjlittlelaw.com

ALSO PRESENT: Amanda Lollar, Paralegal
Larry Crittenden, Paralegal
Dottie Hyatt, Paralegal

1 STATE OF CALIFORNIA)
2 COUNTY OF LOS ANGELES) ss.

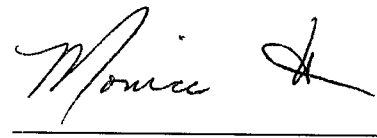
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I, MONICA CASTANEDA, Certified Shorthand
Reporter Certificate No. 10323, for the State of
California, hereby certify:

I am the person that stenographically recorded
the Judgment Debtor Examination held on October 25,
2017.

The foregoing transcript is a true record of
said Judgment Debtor Examination.

Dated: November 22, 2017



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(A discussion was held off the record.)

(Examination session concluded at 3:47 p.m.)

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Because the November 3, 2017, session of the examination recessed at approximately 5:00 p.m., the parties were unable to return to the Court to schedule the resumption. So, on November 10, 2017, Judgment Creditor duly served a Notice of Resumption of Debtor's Examination scheduling the resumption for December 4, 2017, and stating that that the debtor's examination would "continue day to day until completed."² In response, Ms. Cummins stated: "I will be there 12/4/17 at 8:30 a.m."³

On November 20, 2017, Ms. Cummins apparently looked at the Court's online calendar and saw that, because the parties had been unable to return to Court on November 3, 2017, to schedule the resumption, no further session was officially scheduled.⁴ On November 22, 2017, Ms. Cummins sent an email stating: "The debtor hearing was completed. I don't agree to continue it."⁵

¹ The transcript of proceedings erroneously states that the parties agreed upon December 8, 2017. The parties actually agreed on December 4, 2017, and the transcript should so state.
² A true and correct copy of the Notice of Resumption of Debtor's Examination is attached to the accompanying Declaration of John H. Feiner ("Feiner Declaration") as Exhibit A.)
³ A true and correct copy of Ms. Cummins' November 10, 2017, email agreeing to appear for the resumption of the debtor's examination is attached to the Feiner Declaration as Exhibit B.
⁴ A true and correct copy of Ms. Cummins' November 20, 2017, email is attached to the Feiner Declaration as Exhibit C.
⁵ A true and correct copy of Ms. Cummins' November 22, 2017, email is attached to the Feiner Declaration as Exhibit D.

10/2/2017

Main Document Angeles Department INVESTIGATIVE REPORT

COMBINED EVID. REPORT MULTIPLE DRIS ON THIS REPORT

03.01.00 (05/12) REPORT OF: **IDENTITY THEFT** INVEST. DIV. **INC 130319002871** I.D. NO. **1301 08757**

CASE SCREENING FACTOR(S)
 SUSPECT/VEHICLE NOT SEEN
 PRINTS OR OTHER EVIDENCE NOT PRESENT
 MO NOT DISTINCT
 PROPERTY LOSS LESS THAN \$5,000
 NO SERIOUS INJURY TO VICTIM
 ONLY ONE VICTIM INVOLVED

VICTIM
 LAST NAME, FIRST, MIDDLE (OR NAME OF BUSINESS): **CUMMINS, MARY K.** SEX: **F** DESC: **W** HT: **58** WT: **130** AGE: **47** DOB: **12-17-65**
 ADDRESS: **645 W 4TH ST LA 90015** ZIP: **90015** PHONE: **310 877-4770**
 E-MAIL ADDRESS: **MMMARYINLA@AOL.COM** CELL PHONE: **SAME AS ABOVE**
 OCCUPATION: **SELF EMPLOYED REAL ESTATE**
 LANGUAGE SPOKEN: **ENGLISH** R.D. **0162** PRINTS BY PREL INV. ATTEMPT OBTAINED: **Y**

PREMISES (SPECIFIC TYPE) ATM
RESIDENCE **APT**

ENTRY 430BFV POINT OF ENTRY POINT OF EXIT
 FRONT
 REAR
 SIDE
 ROOF
 FLOOR
 OTHER
 METHOD: **KEY** INSTRUMENT/TOOL USED: **KEY**

VICT'S VEH. (IF INVOLVED) YEAR, MAKE, TYPE, COLOR, LIC. #
1979

MO IF LONG FORM, LIST UNIQUE ACTIONS IF SHORT FORM, DESCRIBE SUSPECTS ACTIONS IN BRIEF PHRASES INCLUDING WEAPON USED. DO NOT REPEAT ABOVE INFO BUT CLARIFY REPORT AS NECESSARY. IF ANY OF THE MISSING ITEMS ARE POTENTIALLY IDENTIFIABLE, ITEMIZE AND DESCRIBE ALL ITEMS MISSING IN THIS INCIDENT IN THE NARRATIVE.
SUSP CALLED VICT'S BANK ATTEMPTING TO FIND OUT ACCOUNT BALANCE BY PROVIDING VICT'S SOCIAL # & NAME. VICT WAS CONTACTED BY BANK.

MANDATORY MARY'S RIGHTS CARD PROVIDED TO THE VICTIM HATE CRIME/INCIDENT DOMESTIC VIOLENCE

REPORTING EMPLOYEE(S)
 INITIALS, LAST NAME: **MTYLER** SERIAL NO: **30203** DIV./DETAL: **6022** PERSON REPORTING: **X Mary Cummins** SIGNATURE: **[Signature]** OR RECEIVED BY PHONE:

Complete below sections if any CASE SCREENING FACTOR(S) boxes are not checked.

SUSP'S VEHICLE
 YEAR: **1979** MAKE: **FORD** MODEL: **FORD** TYPE: **TRUCK** COLOR: **GREEN**
 COLORS: **GREEN** VEH LIC NO: **5DND** STATE: **CA**
 1. CUSTOM WHEELS
 2. PAINTED WHEELS
 3. LEVEL ALTERED
 4. RUST/PINRAE
 5. CUSTOM PAINT
 6. VINYL TOP
 1. DAMAGE
 2. UNKNOV D
 3. STICKER
 4. LEFT
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 6. FRONT
 7. REAR
 1. DAMAGE
 2. CURT
 3. CURTAINS
 4. LEFT
 5. RIGHT
 6. FRONT
 7. REAR

S-1
 SEX: **M** DESC: **W** HAIR: **B** EYES: **B** HEIGHT: **58** WEIGHT: **130** AGE: **47** CLOTHING: **...** NAME: **...** ADDRESS: **...** DOB: **...** IF KNOWN NAME, BKG. NO., CHARGE, IF ARRESTED.
 PERSONAL ODDITIES (UNUSUAL FEATURES, SCARS, TATTOOS, ETC.): **...** Weapon: (VERBAL THREATS, BODILY FORCE, SIMULATED GUN, ETC. IF KNIFE OR GUN DESCRIBE FULLY)

S-2
 SEX: **M** DESC: **W** HAIR: **B** EYES: **B** HEIGHT: **58** WEIGHT: **130** AGE: **47** CLOTHING: **...** NAME: **...** ADDRESS: **...** DOB: **...** IF KNOWN NAME, BKG. NO., CHARGE, IF ARRESTED.
 PERSONAL ODDITIES (UNUSUAL FEATURES, SCARS, TATTOOS, ETC.): **...** Weapon: (VERBAL THREATS, BODILY FORCE, SIMULATED GUN, ETC. IF KNIFE OR GUN, DESCRIBE FULLY)

INVOLVED PERSON(S)
 W - WITNESS, R - PERSON RPTG., S - PERSON SECURING (459), D - PERSON DISCOVERING (459), P - PARENT, CP - CONTACT PERSON (DOMESTIC VIOLENCE)
W GALSTYAN, SARAH F SEX: **F** DESC: **W** DOB: **UNK** ADDRESS: **2920 BEVERLY GLEN** CITY: **BEVERLY HILLS** ZIP: **90210** PHONE: **475-4594**
 OR LIC. NO. (IF NONE, LIST OTHER ID & NO.): **...** FOREIGN LANGUAGE SPOKEN: **...** E-MAIL ADDRESS: **SARAH.GALSTYAN@OWB.COM** CELL PHONE: **...**

COMBINED EVID. RPT. USE THIS SECTION IN LIEU OF PROPERTY REPORT IF NO OWN AND NO MORE THAN THREE ITEMS OF EVIDENCE.
 LOC EVID. BRO: **10.10.00 GIVEN?** Y N Preliminary Drug Test: **...** SUPV. INV. OFPCR TESTING SERIAL NO: **...** WITNESS OFPCR SERIAL NO: **...**

ITEM QUAN ARTICLE SERIAL NO./TYPE TEST OF DRUG BRAND/DRUG WEIGHT, UNITS MODEL NO./DRUG TEST RESULT MISC

NARRATIVE USE THE FOLLOWING HEADINGS TO DOCUMENT ALL INFORMATION REGARDING THE INVESTIGATION: ADDITIONAL PERSONS INVOLVED (separated by type); SOURCE OF ACTIVITY; INVESTIGATION; ARREST; INJURY/MEDICAL TREATMENT; PHOTOGRAPHS; BOOKING; EVIDENCE; ADDITIONAL; COLLISION SUMMARY; PROPERTY STOLEN/RECOVERED/DAMAGED; AND COURT INFORMATION. NOTE: ANY OF THESE HEADINGS MAY BE OMITTED IF NOT APPLICABLE. SEE FIELD NOTEBOOK DIVIDER GENERAL REPORTING INSTRUCTIONS, FORM 18.30.00 AND FIELD NOTEBOOK DIVIDER - IR, FORM 18.30.01 FOR FURTHER INFORMATION.

VICTIM IDENTIFICATION INFORMATION (IF APPLICABLE) IS ANY OF THE VICTIM'S PROPERTY MARKED WITH AN OWNER APPLIED IDENTIFICATION NUMBER? IF YES, EXPLAIN IN NARRATIVE. YES NO

APPROVAL AND REVIEW SUPERVISOR APPROVING: **[Signature]** SERIAL NO: **27058** DIVISION: **6022** DATE & TIME REPRODUCED: **03-19-13** CLERK: **1850** DIVISION: **01M2**

DETECTIVE SUPERVISOR REVIEWING SERIAL NO. **...**

EXHIBIT 4 CATEGORY: **...**

CTS/OB MAJOR CRIMES
SHOTS FIRED
USE OF FORCE
MARCOTICS STOLEN - GUN
GARD-GIT
WEAPONS STOLEN - LOST - DROVD & RMR CRIME PROPERTY IT SUPVIR
CHILD ABUSE AVAILBLE DIV.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE 10/13/16			DEPT. 24
HONORABLE Robert L. Hess	JUDGE	H. KWON BALBA	DEPUTY CLERK
HONORABLE 7	JUDGE PRO TEM	B. BELL, CRT. AST.	ELECTRONIC RECORDING MONITOR
NONE	Deputy Sheriff	NONE	Reporter

8:33 am	BS140207	Plaintiff	ASHLEY M. CONLOGUE
	BAT WORLD SANCTUARY ET AL	Counsel	
	VS	Defendant	IN PRO PER
	MARY CUMMINS	Counsel	(via CourtCall)

NATURE OF PROCEEDINGS:

NOTICE OF MOTION AND MOTION TO SEAL CERTAIN EXHIBITS TO THE OPPOSITION OF PLAINTIFFS' TO MOTION QUASH

The matter is called for hearing and argued.

Exhibits D, E, F, H and I to Plaintiff's Opposition filed 8/12/2016 are ordered sealed and removed from public imaging system.

Counsel for plaintiff is ordered to appear in Department 24 at 8:30 a.m. on November 3, 2016, and show cause why monetary sanctions under CCP section 177.5 should not be imposed on counsel for failure to timely comply with the Court's 8/26/16 order directing forthwith action to seal or remove documents filed in violation of CRC 1.20(b)(2). Any written response to the Order to Show Cause is due five court days in advance of the hearing.

Plaintiff to give notice.

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MINUTES ENTERED 10/13/16 COUNTY CLERK

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES	Reserved for Clerk's Stamp FILED Superior Court of California County of Los Angeles NOV 18 2016 Sherri R. Carter, Executive Officer/Clerk By <u>Marita P. Barel</u> Deputy
COURT ADDRESS: 111 North Hill Street, Los Angeles, California 90012	
PLAINTIFF: Amanda Lollar	
DEFENDANT: Mary Cummins	
CIVIL DEPOSIT	CASE NUMBER: BS140207

CLERK: PREPARE A FORM FOR EACH DEPOSITOR PAYING SEPARATELY

PLEASE REPORT TO THE CLERK'S OFFICE/CASHIER:

Room 102, Central Civil Clerk's Office, Room _____ Department Number 24

Distribution Codes		Amt Due	Distribution Codes		Amt Due
<input type="checkbox"/>	251 DAILY JURY FEES Dates: _____ # of day(s) _____ x\$ _____		<input type="checkbox"/>	74 DEPOSIT IN TRUST	
<input type="checkbox"/>	72 JURY FEES Trial Date: _____ (Initial Deposit) \$ _____		<input type="checkbox"/>	101 FIRST PAPERS- GENERAL JURISDICTION	
<input type="checkbox"/>	252 REPORTERS FEES Dates: _____ # of 1/2 day(s) _____ x\$ _____ Full Day _____		<input type="checkbox"/>	101 FIRST PAPERS-LIMITED OVER \$10,000	
<input checked="" type="checkbox"/>	721 SANCTIONS ORDERED ON Date: <u>11.03.16</u>	100.00	<input type="checkbox"/>	141 With declaration Limited to \$10,000 (per B&P 6322.1(a))	
<input type="checkbox"/>	213 MOTIONS/APPLICATION TO CONT. HEARING		<input type="checkbox"/>	130 Limited to \$10,000	
<input type="checkbox"/>	200 MOTIONS/APPLICATION TO CONT. TRIAL		<input type="checkbox"/>	211 RECLASSIFICATION FEE	
	Other: _____		<input type="checkbox"/>	150 COMPLEX LITIGATION TRIAL/PLAINTIFF	
			<input type="checkbox"/>	151 COMPLEX LITIGATION TRIAL/DEFENDANT	

To be paid via: Cash Check Certified Check/Money Order Credit Card

On or Before Dec. 5, 2016 Forthwith

Payment will be made by Plaintiff Amanda Lollar Defendant _____

DATE _____

JOHN A. CLARKE, Executive Officer/Clerk

BY: _____

Deputy Clerk

Received
 NOV 17 2016
 Filing Window

TO BE COMPLETED BY DEPOSITOR

Depositor's Name: Arendsen Cane Molnar, LLP

Plaintiff in Pro Per Defendant in Pro Per

Counsel for Plaintiff Amanda Lollar
Name of Party

Defendant _____
Name of Party

Address of depositor: 315 South Beverly Drive, Suite 320
Street
Beverly Hills, California 90212
City/State/Zip

CASHIER'S VALIDATION

RECEIVED: _____
 CHECK: \$100.00
 CASH: \$0.00
 CHANGE: \$0.00
 CARD: \$0.00

RECEIPT #: CCH521665037
 DATE PAID: 11/18/16 12:32 PM
 PAYMENT: \$100.00
 310

CIT/CASE: BS140207
 LEA/DEF#:

11/18/2016

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 11/03/16

DEPT. 24

HONORABLE Robert L. Hess

JUDGE

G. Charles

DEPUTY CLERK

HONORABLE
#23

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

B. Bell

C/A

Deputy Sheriff

Reporter

8:30 am

BS140207

Plaintiff
Counsel

John Fowler

(x)

BAT WORLD SANCTUARY ET AL
VS
MARY CUMMINS

Defendant
Counsel

Mary Cummins
(in pro per)

(x)

NATURE OF PROCEEDINGS:

ORDER TO SHOW CAUSE WHY MONETARY SANCTIONS UNDER CCP SECTION 177.6 SHOULD NOT BE IMPOSED ON COUNSEL FOR PLAINTIFF FOR FAILURE TO TIMELY COMPLY WITH THE COURT'S 8/26/16 ORDER DIRECTING FORTHWITH ACTION TO SEAL OR REMOVE DOCUMENTS FILED IN VIOLATION OF CRC 1.20(b)(2)

The cause is called for hearing.

The Court has considered Ms. Conlogue's Declaration. It appears that she failed to take timely and effective steps to remove the materials from public view in significant part because of overwork, but that it was ultimately done. The Court's original "forthwith" order was to vindicate privacy rights. The delay was unacceptable. Monetary sanctions in the sum of \$100 are imposed on Ms. Conlogue, payable to the Los Angeles Superior Court on or before December 5, 2016, per CCP Section 177.5.

Notice is waived.

MINUTES ENTERED
11/03/16
COUNTY CLERK

11/03/16