

1 EAGAN AVENATTI, LLP
Michael J. Avenatti, Bar No. 206929
2 Jason M. Frank, Bar No. 190957
Michael Q. Eagan, Bar No. 63479
3 Scott H. Sims, Bar No. 234148
450 Newport Center Drive, Second Floor
4 Newport Beach, CA 92660
Tel: (949) 706-7000
5 Fax: (949) 706-7050

6 Attorneys for Plaintiffs, On Behalf of
7 Themselves and All Others Similarly Situated

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES- CENTRAL DISTRICT**

11 ROBERT SCOTT, et al, On Behalf of Themselves
and All Others Similarly Situated

12 Plaintiff,

13 vs.

14 SERVICE CORPORATION INTERNATIONAL,
15 a Texas corporation, SCI CALIFORNIA
FUNERAL SERVICES, INC., a California
16 corporation, EDEN MEMORIAL PARK
MANAGEMENT CO., a California corporation,
17 EDEN MEMORIAL PARK ASSOCIATION, a
California business entity, EDEN MEMORIAL
18 PARK, a California business entity, JAMES R.
BIBY, an individual and DOES 1 through 100.

19 Defendants.
20
21
22
23
24
25
26
27
28

CONFORMED COPY
ORIGINAL FILED
Superior Court Of California

MAY 09 2014

Sherri R. Carter, Executive Officer/Clerk
By: Kristina Vargas, Deputy

Case No. BC421528

ASSIGNED FOR APPROVAL OF CLASS
ACTION SETTLEMENT TO:
Hon. Daniel Buckley, Dept. 1

ASSIGNED FOR TRIAL TO:
Hon. Marc Marmaro, Dept. 37

**DECLARATION OF MICHAEL J.
AVENATTI IN SUPPORT OF PLAINTIFFS'
MOTION FOR FINAL APPROVAL OF
CLASS ACTION SETTLEMENT AND
APPLICATION FOR ATTORNEYS' FEES,
COSTS AND INCENTIVE AWARDS AND
RESPONSE TO THE OBJECTION OF
SUSAN FRYDRYCH**

*[Plaintiffs' Motion for Final Approval of Class
Action Settlement; Application for Attorneys'
Fees, Costs & Incentive Awards; Declarations of
Jason M. Frank, Kenneth Jue, Dr. David Stewart,
Professor Brian Fitzpatrick, Robert Scott, Sean
Frank, Rabbi Howard Laibson, Barry Chapman,
Warren Binder, Ivy Greenstein, Linda Pore,
Miriam Sue Roth and Habib Naeim; [Proposed]
Final Approval Order; and [Proposed] Judgment
filed concurrently herewith]*

Date: May 15, 2014
Time: 9:00 a.m.
Dept.: 1

**DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF MOTION FOR FINAL APPROVAL OF CLASS
ACTION SETTLEMENT & APPLICATION FOR ATTORNEYS' FEES, COSTS & INCENTIVE AWARDS**

DECLARATION OF MICHAEL J. AVENATTI

I, Michael J. Avenatti, declare as follows:

1. I am an attorney licensed to practice before all of the courts of the State of California. I am a partner with the law firm of Eagan Avenatti, LLP (“EA”), counsel of record for Plaintiffs and the certified Class in this action (“Plaintiffs”). I submit this declaration in support of Plaintiffs’ Unopposed Motion for Final Approval of Class Settlement and Application for Attorneys’ Fees, Costs, and Incentive Awards and Response to the Objection of Susan Frydrych. I have personal knowledge as to all matters set forth in this Declaration, and if called to testify, could and would competently testify thereto.

2. Attached hereto as Exhibit 1 is a true and correct copy of the Settlement Agreement reached in this action. This Settlement was only reached after extensive arms-length negotiations before the Honorable Louis Meisinger (Ret.), which spanned over numerous days both prior to and during the class action jury trial in this matter. After the fourth week of the trial, the parties attended another full day mediation session before Judge Meisinger and spent the majority of the day negotiating over the permanent measures required by the Settlement. Late in the evening, the parties were finally able to reach the attached Settlement.

3. By order dated February 27, 2014, this Court granted preliminary approval of the Settlement, and ordered that notice be provided to the Class by the Claims Administrator, Gilardi & Co., LLC (the “Claims Administrator”). Attached hereto as Exhibit 2 is a true and correct copy of the Preliminary Approval Order.

4. My firm has served as Class Counsel in this matter since the filing of this lawsuit on September 10, 2009. To date, my firm has incurred approximately \$18,785,150 in legal fees based on regular market rates. The time records kept by my firm reflect that the attorneys and paralegals at my firm have spent approximately 27,798 hours working on this case over the last four and half years. Based on the amount of time incurred by our firm since the Settlement, I anticipate that my firm will incur at least an additional \$150,000 in fees in the upcoming months overseeing the performance of the Settlement, and responding to calls and assisting Class Members. Attached as Exhibit 3 is a summary of

1 the time records by the attorneys and paralegals at my firm who were involved in this litigation, and the
2 lodestar calculation based on my firm's current billing rates. The summary was prepared from time
3 records compiled and maintained by my firm.

4 5. The four attorneys who spent the most time working on this case were: (a) Michael
5 Avenatti (formerly of Greene Broillet & Wheeler, LLP and O'Melveny & Myers, LLP) at \$885 per
6 hour; (b) Jason Frank (a former litigation partner at Paul Hastings Janofsky & Walker, LLP) at \$875 per
7 hour; (c) Scott Sims (formerly of Paul Hastings Janofsky & Walker) at \$675 per hour; and (d) John
8 Arden (formerly of Latham & Watkins, LLP New York City Office) at \$600 per hour.

9 6. To date, my firm has incurred \$4,587,719 in unreimbursed costs and expenses. This
10 includes money spent to obtain a \$500,000 bond in order to secure the Preliminary Injunction Order in
11 this matter for the benefit of the Class. Attached as Exhibit 4 is a summary cost bill which reflects the
12 unreimbursed funds advanced and incurred by my firm in prosecuting this litigation. These records are
13 prepared from expense vouchers, invoices, check records, and other source materials and represent an
14 accurate recordation of the expenses incurred by my firm. These expenses were reasonable and
15 necessary to achieve the successful result reached in this case.

16 7. Given the serious and emotionally sensitive nature of a case involving claims of grave
17 desecration at a Jewish cemetery spanning over at least a 24-year period, my firm felt an obligation to
18 devote all of its skills and resources to this class action regardless of the risks. For this reason, virtually
19 every attorney at the Eagan Avenatti, LLP dedicated a significant amount of time on this case over the
20 last four and half years. Moreover, the firm's two principle business generators, myself and Jason
21 Frank, spent roughly 2/3rds of our time working exclusively on this matter, foregoing other
22 opportunities due to our time investment in this case.

23 8. Since the beginning of this litigation in September 10, 2009, there has not been any
24 period of time when this case has been dormant. The worked performed by my firm during this period
25 included:

26 (a) Taking and defending over 130 depositions spanning over 151 days, including nineteen
27 expert depositions, encompassing over 24,625 pages of deposition transcripts;

1 (b) Reviewing over 424,853 pages of documents and hundreds of thousands of native
2 electronic files produced by Defendants, comprising more than two million pages;

3 (c) Preparing and responding to voluminous rounds of written discovery;

4 (d) Traveling around the country to interview witnesses and uncover evidence supporting
5 Plaintiffs' claims;

6 (e) Conducting a four-day hearing with live witnesses in connection with Plaintiffs' motion
7 for a preliminary injunction;

8 (f) Defeating Defendants' demurrer to the operative complaint in this action;

9 (g) Defeating seven separate motions for summary adjudication;

10 (h) Prevailing on Plaintiffs' motion for class certification and motion to amend the class
11 definition to include a claim under the UCL;

12 (i) Defeating several writ petitions and petitions for review filed by Defendants;

13 (j) Litigating numerous discovery motions, including extensive briefing on privilege
14 issues;

15 (k) Incurring the cost of having three separate discovery referees preside over depositions
16 and various discovery disputes. The Discovery Referees in this matter were: the Honorable Gabriel
17 Gutierrez (Ret.); the Honorable Joe Hilberman (Ret.) and the Honorable Jacqueline Connor (Ret.).
18 Collectively, they billed hundreds of hours to this matter, which Class Counsel advanced for the
19 benefit of the Class;

20 (l) Consulting and retaining the services of numerous experts in the fields of cemetery
21 operations, cemetery remediation, land surveying, ground penetrating radar, cement failure analysis,
22 anthropology, market valuation, Jewish customs and law, corporate investigations, and damage
23 calculations;

24 (m) Conducting over 180 inspections of Eden, including a full three-day evaluation (across
25 three weekends) of the cemetery with ground penetrating radar and land surveyors analyzing the lot
26 pin locations in numerous cemetery gardens;

27 (n) Incurring the cost of multiple public opinion surveys to measure the materiality of the
28 alleged problems at Eden, and the negative effect on market price if the problems were disclosed;

- 1 (o) Briefing over 50 motions in limine and numerous motions for bifurcation;
- 2 (p) Preparing for and commencing the first month of an estimated four-month class action
- 3 jury trial, with over 1,710 trial exhibits listed on the parties' joint exhibit list and over 204 witnesses
- 4 listed on the parties' joint witness list;
- 5 (q) Retaining jury consultants and conducting mock trials; and
- 6 (r) Responding to substantial media coverage of this lawsuit.

7 Suffice it to say that this has been nothing short of four and half years of extremely active, hard

8 fought and difficult litigation. Attached hereto as Exhibit 5 is a true and copy of the Court docket in

9 this matter further illustrating the amount of work performed in this case.

10 9. The trial judges previously assigned to this matter – the Honorable John Shepard Wiley;

11 the Honorable Anthony Mohr, the Honorable Lee Smalley Edmon; and the Honorable Marc Marmaro –

12 have each commented on the record on a number of occasions as to the effort and quality of lawyering

13 that has been put forth in this litigation.

14 10. The amount of work performed by my firm was also necessary to overcome Defendants'

15 litigation strategy. Attached hereto as Exhibit 6 is a true and correct copy of excerpts of the transcript of

16 the December 15, 2010 hearing before the Honorable Anthony Mohr. During this hearing, Judge Mohr

17 commented how Defendants were employing a litigation strategy akin to "the NATO defense doctrine .

18 . . . which is defend every field and don't give an inch." Furthermore, in the Court's 2011 Order Setting

19 the Bond on the Preliminary Injunction issued in this action, Judge Mohr commented that "the defense

20 has determined to pursue a strategy to object to everything, even when the law is clear that their

21 objections are not well taken."

22 11. Attached hereto as Exhibit 7 is a true and correct copy of the Class Certification Order

23 dated May 4, 2012.

24 12. Attached hereto as Exhibit 8 is a true and correct copy of the Amended Class

25 Certification Order dated August 30, 2012.

26 13. During the Class Period, there were approximately 20,470 burials at Eden according to its

27 records. There were at least another 4,500 graves sold on a pre-need basis that were not used during the

28 class period, for a total of over 25,000 graves at issue in this lawsuit.

1 14. Because this case had already been certified as a class action, notice of the pendency of
2 this action was previously directly mailed to potential Class Members by the Claims Administrator: one
3 round in July 2012 and a second round of notices in November and December 2012 after the Court
4 amended the Class definition. This resulted in only 54 individuals opting out of the Class. These
5 individuals are not covered by the Settlement in this matter, because they opted-out prior to the parties
6 entering into the Settlement.

7 15. After the Settlement was announced on February 27, 2014, there were a number of news
8 reports in the national and local press regarding the Settlement, including in the Associated Press,
9 Business Week, and the *Los Angeles Times*, among others.

10 16. Plaintiffs' claims in this lawsuit were based on the theory that the Class was fraudulently
11 induced to select Eden over other cemeteries based upon Defendants' failure to disclose, and active
12 concealment of, the problems at Eden. Plaintiffs were seeking the following three types of relief: (1)
13 injunctive relief to prevent the alleged problems at Eden from occurring in the future; (2) the right for
14 class members to rescind their transactions at Eden, and obtain their money back, including having the
15 cemetery perform a disinterment free of charge; and (3) out-of-pocket loss for those customers who did
16 not wish to disinter their family members or rescind their transactions. The proposed Settlement largely
17 achieves each of these remedies.

18 17. The parties conducted extensive investigation and discovery during the four and half
19 years of this litigation, and had already commenced the first month of an estimated four-month class
20 action jury trial at the time of the Settlement.

21 18. The legal and factual issues in this lawsuit have been thoroughly briefed by the parties,
22 such that the parties are fully aware of the risks and benefits of continued litigation.

23 19. In this case, with a handful of exceptions, the groundskeepers who admitted to breaking
24 outer burial containers in order to make new burials fit were unable to specifically identify every grave
25 that was damaged. Efforts to identify the damaged graves through Ground Penetrating Radar ("GPR")
26 also proved to be unsuccessful, because the GPR was unable to capture reliable images underground.
27 As a result, in order to identify all of the damaged graves at the cemetery, Plaintiffs would have needed
28 to exhume every grave at the cemetery, which was obviously not a viable option.

1 20. Within a few weeks after filing the complaint, my firm received a tip that Eden's
2 employees were removing evidence of broken outer burial containers from the cemetery's dumping
3 grounds. I and my partner, Jason Frank, immediately drove out to the cemetery to investigate.
4 Unfortunately, Eden is bracketed by two major freeways (Interstate 405 and Interstate 5) on its west and
5 northern borders, and private property on its eastern border. As a result, we could not view the
6 cemetery's dumping grounds from street level. So, we pulled over to side of the freeway and climbed
7 up a steep embankment (dressed in our suits from an earlier court appearance) in order to get a view of
8 the dump. Sure enough, we were able to see activity in the dumping grounds. Within one hour, we
9 chartered a helicopter out of the Van Nuys airport, flew over the cemetery and captured Eden's
10 employees on video removing evidence from the dumping grounds. This video evidence later resulted
11 in severe sanctions against Defendants and was used during Plaintiffs' opening statement at trial.
12 Attached hereto as Exhibit 9 is a true and correct copy of the Court's November 19, 2010 Order
13 regarding sanctions.

14 21. Moreover, this video of evidence was the impetus for a Temporary Restraining Order
15 (stipulated to by Defendants) as well as a Court order for emergency discovery that ultimately resulted
16 in a successful Motion for Preliminary Injunction. This emergency discovery order (entered by Judge
17 Wiley) allowed Plaintiffs to take early depositions of several key witnesses and obtain numerous
18 admissions about the alleged improper burial practices at Eden that the Court described as "spectacularly
19 damning" in its Preliminary Injunction Order. Attached hereto as Exhibit 10 is a true and correct copy
20 of the Court's Order granting in part, and denying in part Plaintiffs' Motion for Preliminary Injunction.

21 22. My firm was aware of the risk associated with the possible denial of class certification in
22 this action and did not want Eden to be able to escape liability simply by defeating class certification.
23 Accordingly, we made the strategic decision to allow families with loved ones buried at Eden to retain
24 the firm on an individual basis in the event class certification was denied. This resulted in our firm
25 being retained by over 1,200 families. This allowed Plaintiffs to argue to the Court that class
26 certification would be the most efficient means to litigate these disputes because, otherwise, the Court
27 would be faced with the inefficient prospect of presiding over 1,200 individual lawsuits. However, this
28 strategy also tremendously increased the firm's workload in this case. For example, this strategy

1 allowed Defendants to engage in substantial offensive discovery, as Defendants were permitted to
2 depose and serve written discovery on numerous Class Members beyond the nine Class Representatives.

3 23. My firm was aware of the risk that if Plaintiffs lost, we would have obtained no
4 compensation for the last four and a half years of work, and no reimbursements for the substantial costs
5 incurred.

6 24. It has been an enormous honor for my firm to represent the families in this case, and we
7 are humbled by the faith these families have placed in the firm. Given the emotional nature of the
8 subject matter of this lawsuit, the attorneys and staff at our firm have placed a high priority on promptly
9 returning calls and taking as much time as necessary to sensitively address their concerns. Throughout
10 the litigation, we have fielded thousands of calls from concerned family members, often on a weekly
11 basis, and provided regular updates on the status of the litigation.

12 25. My firm is highly experienced in both prosecuting and defending class actions of this
13 nature. We have litigated numerous class action lawsuits involving claims of fraudulent non-disclosure,
14 which is the primary legal theory in this case. We have also been involved in a number of lawsuits
15 involving cemeteries across the country.

16 26. I am the recipient of the 2009 Trial Lawyer of the Year award from the Orange County
17 Trial Lawyers Association. I have been named a Super Lawyer or Southern California Rising Star
18 consecutively since 2004. I undertook undergraduate studies at the University of Pennsylvania and I
19 graduated at the top of my class from George Washington University Law School, where I presently
20 serve as a member of the Board of Advisors. In 2007, I was named as one of the "Top 20 Lawyers in
21 California Under 40" by The Daily Journal. Prior to founding Eagan Avenatti, I practiced law with
22 Greene Broillet & Wheeler and O'Melveny & Myers, LLP.

23 27. My partner, Jason Frank, has his J.D. degree from the University of Michigan in 1997.
24 Prior to joining Eagan Avenatti, Mr. Frank was a partner with the law firm Paul, Hastings, Janofsky &
25 Walker, LLP. Mr. Frank has been named a Southern California Rising Star for the last five years in a
26 row – a distinction reserved for just two and one-half percent of the attorneys in Los Angeles and
27 Orange County. Mr. Frank specializes in consumer class action on behalf of plaintiffs and defendants.
28

1 He is regularly retained by clients such as AT&T and L.A. Fitness to defend these companies in class
2 action lawsuits across the country.

3 28. The lawyers at Eagan Avenatti have substantial class action and complex litigation
4 experience, and have served as lead counsel for both plaintiffs and defendants in well over a hundred
5 complex matters involving claims totaling over a billion dollars in both state and federal courts
6 throughout the country. Within the last five years, the lawyers at Eagan Avenatti have secured verdicts
7 and settlements on behalf of Plaintiffs totaling over \$200 million.

8 29. Examples of multimillion dollar lawsuits in which the lawyers at Eagan Avenatti have
9 served as lead counsel include the following:

- 10 a. *Cast Art Industries v. KPMG, LLP* – as lead trial counsel, I secured a \$31.8 jury verdict in
11 the case (\$40 million with interest and costs), which was reported to be one of the largest in
12 the country in 2008.
- 13 b. *Targus Group International, Inc. v. KPMG* – As co-lead counsel, I reached a successful
14 settlement of a malpractice action on behalf of the plaintiff for an amount reported by the
15 *Wall Street Journal* as \$22.5 million.
- 16 c. *The AT&T Wiretapping Litigation* - Mr. Frank is the lead counsel representing defendant
17 AT&T in a class action and related individual lawsuits concerning the alleged wiretapping
18 of high profile and celebrity customers by notorious private investigator Anthony
19 Pellicano.
- 20 d. *The L.A. Fitness Class Actions* – Mr. Frank was the lead attorney representing Defendant
21 L.A. Fitness in a nationwide class action in Pennsylvania relating to LA Fitness' monthly
22 dues membership program, as well as a similar class action in New Jersey.

23 30. Eagan Avenatti employs a full staff and several other attorneys, many of whom has
24 experience litigating class actions on behalf of Plaintiffs.

25 I declare under penalty of perjury under the laws of the State of California that the foregoing is
26 true and correct. Executed this 9th day of May, 2014, at Los Angeles, California.

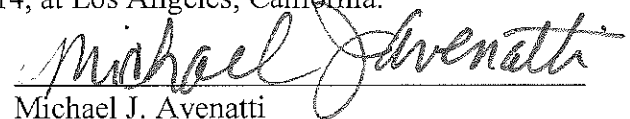
27 
28 Michael J. Avenatti

Exhibit 1

CLASS ACTION SETTLEMENT AGREEMENT AND RELEASE

This Class Action Settlement Agreement and Release (hereinafter "Agreement") is entered into by and between the plaintiffs (hereinafter the "Plaintiffs" as more specifically described in Sections 1.4, 2.1, 2.5 and 5(a) below) and the defendants (hereinafter the "Defendants" as more specifically described in Sections 1.2, 1.3 and 5b below) in the class action lawsuit now entitled *Scott v. Service Corporation International, et al*, Los Angeles Superior Court Case No. BC421528 (formerly titled *Sands et al. v. Service Corporation International, et al*) (the "Class Action"). The Plaintiffs and Defendants shall sometimes be collectively referred to herein as the "Parties." This Agreement is made as of February 26, 2014, and shall become effective upon entry of a final order and judgment (hereinafter the "Final Order" as more specifically described in Section 5) approving the settlement terms set forth in this Agreement. This Agreement is for settlement purposes only. The Class Action is being settled in its entirety by this Agreement and is conditioned upon the full and final settlement of all claims against Defendants as more fully described below.

1. **RECITALS**

1.1 This Agreement is entered into with reference to the following:

1.2 Eden Memorial Park ("Eden") is a Jewish cemetery located at 11500 Sepulveda Blvd in Mission Hills, California. Defendant SCI California Funeral Services, Inc. ("SCI Cal"), a California Corporation, has operated Eden since February 7, 1985 and has owned Eden since 1995. SCI Cal is an affiliate of Defendant Service Corporation International ("SCI"), a Texas corporation.

1.3 This Class Action was filed on September 10, 2009. The operative Second Amended Complaint was filed on May 12, 2010 (the "Class Complaint"). Plaintiffs allege that all decedents who are buried in the ground at Eden are required to be buried in cement outer burial containers designed to "protect the casketed remains." Plaintiffs allege that during the Class Period of February 7, 1985 through September 10, 2009, Defendants' employees were intentionally and negligently damaging outer burial containers in adjacent graves, in order to

make new graves fit. Plaintiffs allege that this conduct at times caused the human remains inside the containers to be disturbed and discarded on the cemetery grounds. Plaintiffs allege that when damage to outer burial containers occurred or was observed by Eden's staff, Eden allegedly failed to disclose this damage to families and failed to record which graves were damaged. In addition, Plaintiffs allege that Defendants had a duty to disclose these alleged problems to potential customers prior to purchase and interment, and that the failure to do so constituted fraud. Based on these allegations, Plaintiffs asserted claims for Intentional Infliction of Emotional Distress; Negligence; Tortious Interference with Right to Dispose of Remains; Tortious Interference with Dead Bodies; Violations of Business and Prof. Code § 17200; Violations of the Consumer Legal Remedies Act; Breach of Fiduciary Duty, Equitable and Injunctive Relief; Fraud/Concealment/Non-Disclosure and Continuing and Permanent Nuisance. Defendants denied and continue to deny each and every claim and allegation made against them in the Class Action, and further contend that at all times they have complied with all laws and operated Eden Memorial Park in a manner that met or exceeded all industry standards and protocols.

1.4 In ruling on Plaintiffs' motions for class certification, the trial court, by orders dated May 4, 2012 and August 30, 2012 (hereinafter, the "Litigation Certification Orders"), certified for litigation purposes four classes of plaintiffs (hereafter the "Litigation Classes") defined as follows:

- a. Fraudulent Nondisclosure/Concealment Class: This class includes (a) all persons¹ who purchased plots, goods or services at Eden from February 7, 1985 to September 10, 2009, and (b) all persons who entered into agreements authorizing their family members to be buried at Eden from February 7, 1985 to September 10, 2009.
- b. Consumer Legal Remedies Act ("CLRA") Class: This class includes (a) all persons who purchased goods and services at Eden from February 7, 1985 and to September 10, 2009, and (b) all persons who entered into agreements authorizing

¹ The Litigation Certification Orders defined "person" as including the "authorized representatives" of deceased individuals who fit the class definition. The "authorized representatives" are those individuals permitted to represent the decedents' interests as set forth in C.C.P. § 377.30.

their family members to be buried at Eden from February 7, 1985 to September 10, 2009.

c. **Affirmative Misrepresentation Class:** This class includes all persons who are members of the Fraudulent Non-Disclosure/Concealment Class and to whom Defendants represented that they would treat decedents with “dignity, care and respect at all times” from 2000 to 2009.

d. **California Business & Professions Code section 17200 Class:** This class includes (a) all persons who purchased interment rights (plots), goods or services at Eden from February 7, 1985 to September 10, 2009, and (b) all persons who entered into agreements authorizing their family members to be buried at Eden from February 7, 1985 to September 10, 2009.

1.5 The Parties recognize that the claims against the Defendants are disputed, and that Defendants, and each of them, deny all claims of liability and damages asserted against them in the Class Action. Defendants’ insurers have disputed the applicability of their policies to Plaintiffs’ claims and their obligations under such to defend and indemnify Defendants for the claims alleged in the Class Action.

1.6 In consideration of the risks and costs of continuing to prosecute and defend the litigation, the Parties desire to resolve all of the disputes between them by way of a settlement that completely and totally releases the Defendants and other Released Parties as defined in Section 5(b) below from all claims and causes of action arising out of or relating to the Class Action as more particularly described in Section 5 (c) below. To that end, the Parties by their counsel, have participated in prolonged settlement negotiations conducted by the Honorable Louis Meisinger (Ret.), and have now reached an agreement to settle all disputes between them on the terms and conditions set forth in this Agreement.

1.7 The Parties desire by this Agreement to memorialize the principal terms of this Agreement and such other terms as have been mutually agreed upon as necessary or conducive to the consummation of the principal terms of the Parties’ agreement.

1.8 The Parties to this Agreement intend to fully and completely settle and dispose of any and all claims, demands and causes of action, known or unknown, arising out of or related to the allegations in the Class Action, including but not limited to any requests for damages, legal,

equitable or other relief, which have been asserted or could have been asserted in the Class Action.

1.9 A condition precedent to this Agreement becoming final, binding and enforceable is the agreement by Defendants' insurers, prior to Monday, March 3, 2014, to pay Twenty-Five Million, Two Hundred Fifty Thousand Dollars (\$25,250,000) to the Settlement Fund upon issuance of the Final Order (as defined in Section 1.10 below). Should the insurers fail to so agree, this Agreement shall be deemed null and void and of no force and effect whatsoever, and may not be referred to or used as evidence or for any other purpose whatsoever in the Class Action and any other action or proceeding.

1.10 A further condition precedent to this Agreement becoming final, binding and enforceable is the entry of a Final Order approving this Agreement. For purposes of this Agreement, "**Final Order**" means the latter of: (i) upon entry of the final approval order by the trial court if there are no objections to this Agreement; (ii) 61 days after entry of the final approval order by the trial court if there is an objection rejected by the trial court or upon receipt of written notice by the objector that he or she will not be appealing the trial court's decision, whichever is earlier; or (iii) after the exhaustion of any appeals of the final approval order.

NOW THEREFORE, in consideration of the mutual promises and covenants set forth in this Agreement, the Parties agree as follows:

2. THE CLASS

2.1 The Parties hereby stipulate and agree that the Class covered by this Settlement and Release includes all of the following:

- (A) All persons who purchased interment rights (plots)², goods or services at Eden from February 7, 1985 through September 10, 2009; and/or

² For purposes of clarification, the term "plots" does not include interments in above-ground mausoleums.

- (B) All persons who entered into agreements authorizing their family members to be buried at Eden from February 7, 1985 through September 10, 2009; and/or
- (C) The authorized representative(s) of deceased persons who would have otherwise qualified under the definitions in Category (A) or Category (B) above pursuant to CCP § 377.30 *et seq.*

2.2 All persons that fit within the Class definition set forth in section 2.1 are "Class Members

2.3 The Class Period for the Class is from February 7, 1985 to September 10, 2009.

2.4 The Class Representatives are Robert Scott, Sean Frank, Howard Laibson, Warren Binder, Ivy Greenstein, Barry Chapman, Miriam Roth, Linda Pore and Habib Naiem.

2.5 Class Counsel refers to Eagan Avenatti, LLP.

2.7 In the event this Agreement is not finally approved by the Court, nothing in this Agreement shall prejudice Defendants' respective rights or any other person's rights to contest the Litigation Certification Orders issued in the Class Action or any other action or proceeding.

3. ADMISSIBILITY

This Agreement, any negotiations or proceedings related hereto, the implementation hereof, and any papers submitted in support of the motions for approval hereof (collectively, the "Settlement Proceedings") shall not be construed as, or deemed to be evidence of, any admission or concession by any of the Parties or any other person or entity regarding liability, damages, or the appropriateness of class treatment, and shall not be offered or received in evidence in any action or proceeding for any purpose whatsoever; provided, however, that this Agreement may be presented to the Court in connection with the process of obtaining preliminary and final approval of this Agreement, or as may be necessary or appropriate to further the purposes sought to be achieved by this Agreement.

4. **DENIAL OF LIABILITY**

By entering into this Agreement, it is understood that the Defendants, other Released Parties, their insurers, or any of them, do not admit and, to the contrary, expressly deny that they have breached any duty, obligation, or agreement; that they have engaged in any illegal, tortious, or wrongful activity; that they are liable for damages or any other relief to Plaintiffs, members of the Class, or any other persons or entities in any way arising out of or relating to transactions with or involving in any way Eden Memorial Park, Defendants, or any of them. The payment of any sums pursuant to this Agreement shall not be construed as an admission of liability or guilt for any of the acts alleged in the Class Action or for any other alleged wrongful conduct at Eden.

5. **RELEASE OF ALL CLAIMS AGAINST DEFENDANTS**

Upon final approval of this Agreement and entry of the Final Order dismissing the Class Action, the Releasing Parties (as defined in subparagraph (a) below) fully, finally, and forever settle, release, relinquish and discharge any and all Released Claims against the Released Parties (as defined in subparagraph (b) below).

- (a) The "Releasing Parties" include the Class Representatives, the Class Members, and each of their respective spouses, former spouses, close family members, successors, heirs, executors, administrators, representatives, agents, and assigns to the fullest extent permitted under California law.
- (b) The "Released Parties" are all of the Defendants, their affiliated or related entities, parent or subsidiary companies, their investors, shareholders, advisors, consultants, agents, representatives, attorneys, experts, directors, insurers, officers, owners, managers, and employees, acting in their individual or official capacities with respect to the Released Claims. For the purposes of this Release, "affiliate" shall mean, with respect to any person or entity, any other person or entity that directly or indirectly controls, is controlled by, or is under common control with such person or entity; "control" means the ownership, directly or indirectly, of voting securities representing the right generally to elect a majority of the directors (or similar officials) of a person or entity with the

possession, by contract or otherwise, of authority to direct the management and policies of a person or entity.

(c) "Released Claims" are all claims, causes of action, demands, judgments, damages, liabilities, whether known or unknown, contingent or non-contingent, of any sort or kind, including but not limited to, any and all attorneys' fees, costs, expenses, disbursements and interest, which the Releasing Parties now own or hold or have at any time owned or held, against the Released Parties and which arise out of or are in any way connected with the Class Action and/or the alleged wrongful conduct at Eden including, but not limited to, all of the alleged conduct described in Section 1.3. Released Claims also specifically include, but are not limited to, any claims that are alleged or should have been alleged in the Class Action against the Defendants or any Released Party. Without limiting the foregoing, the Released Claims specifically extend to claims that the Releasing Parties do not know or suspect to exist in their favor as of the date of this Agreement. In connection with such waiver and relinquishment, Plaintiffs, on behalf of themselves individually and in their representative capacities, and all Releasing Parties are deemed to acknowledge that they are aware that they may hereafter discover facts in addition to, or different from, those facts which they now know or believe to be true with respect to the subject matter of this Agreement, but that it is their intention to release fully, finally and forever all Released Claims, and in furtherance of such intention, the release of the Released Claims will be and remain in effect notwithstanding the discovery or existence of any such additional or different facts. In addition, Plaintiffs, individually and on behalf of the Releasing Parties, specifically understand that they may later discover additional injuries or damages that fall within the definition of "Released Claims" set forth above and that are not known to them at this time. This Agreement specifically applies to such later discovered injuries or damages, and Plaintiffs, individually and on behalf of the Releasing Parties, specifically accept the risk that they may later discover such injuries or damages. With respect to the "Released Claims" as

defined above, the Releasing Parties hereby expressly waive and release, upon this Agreement becoming final or effective, any and all provisions, rights and benefits conferred by Section 1542 of the California Civil Code which provides:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THIS RELEASE, WHICH IF KNOWN BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR.

The Releasing Parties also expressly waive and release any and all provisions, rights and benefits conferred on them by a statute, regulation or ordinance of any other jurisdiction which is similar to Section 1542, with respect to the "Released Claims" as defined above. Notwithstanding the foregoing, "Released Claims" do not include Eden's obligations pursuant to existing pre-need contracts for interment rights, goods or services to be provided in the future to the purchasers thereof who do not make claims for refunds from the Settlement Fund as set forth in Sections 8.4 and 8.5 herein.

6. **RELEASE OF ALL CLAIMS AGAINST PLAINTIFFS**

Upon final approval of this Agreement and entry of the Final Order dismissing the Class Action, the Releasing Defendants (as defined in subparagraph (a) below) fully, finally, and forever settle, release, relinquish and discharge any and all Released Claims against the Released Plaintiffs (as defined in subparagraph (b) below)

- (a) The "Releasing Defendants" are all of the Defendants, their affiliated or related entities, parent or subsidiary companies, their investors, shareholders, advisors, consultants, agents, representatives, attorneys, directors, insurers, officers, owners, managers, and employees, acting in their individual or official capacities with respect to the Released Claims. For the purposes of this Release, "affiliate" shall mean, with respect to any person or entity, any other person or entity that directly or indirectly controls, is controlled by, or is under common control with such person or entity; "control" means the ownership, directly or indirectly, of voting securities representing the right generally

to elect a majority of the directors (or similar officials) of a person or entity with the possession, by contract or otherwise, of authority to direct the management and policies of a person or entity.

- (b) The "Released Plaintiffs" include the Class Representatives, the members of the Class, their advisors, consultants, representatives, attorneys, experts, spouses and former spouses, heirs, executors, administrators, representatives, agents, and assigns to the fullest extent permitted under California law.
- (c) "Released Claims" are all claims, causes of action, demands, judgments, damages, liabilities, whether known or unknown, contingent or non-contingent, including but not limited to, any and all attorneys' fees, costs, expenses, disbursements and interest, which the Releasing Defendants may own or hold or have at any time owned or held, against the Released Plaintiffs and which arise out of or are in any way connected with the Class Action and/or the alleged conduct at Eden including, but not limited to, all of the alleged conduct described in Section 1.3. Without limiting the foregoing, the Released Claims specifically extend to claims that the Releasing Defendants do not know or suspect to exist in their favor as of the date of the Preliminary Approval Order of this Agreement. In connection with such waiver and relinquishment, Defendants, on behalf of themselves individually and in their representative capacities, and all Releasing Defendants are deemed to acknowledge that they are aware that they may hereafter discover facts in addition to, or different from, those facts which they now know or believe to be true with respect to the subject matter of this Agreement, but that it is their intention to release fully, finally and forever all Released Claims, and in furtherance of such intention, the release of the Released Claims will be and remain in effect notwithstanding the discovery or existence of any such additional or different facts. In addition, Defendants, individually and on behalf of the Releasing Defendants, specifically understand that they may later discover additional injuries or damages that fall within the definition of "Released Claims" set forth above and that are not known to them at this time. This

Agreement specifically applies to such later discovered injuries or damages, and Defendants, individually and on behalf of the Releasing Defendants, specifically accept the risk that they may later discover such injuries or damages. With respect to the "Released Claims" as defined above, the Releasing Defendants hereby expressly waive and release, upon this Agreement becoming final or effective, any and all provisions, rights and benefits conferred by Section 1542 of the California Civil Code which provides:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THIS RELEASE, WHICH IF KNOWN BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR.

The Releasing Defendants also expressly waive and release any and all provisions, rights and benefits conferred on them by a statute, regulation or ordinance of any other jurisdiction which is similar to Section 1542, with respect to the "Released Claims" as defined above. Notwithstanding the foregoing, "Released Claims" do not include the Released Plaintiffs' obligations pursuant to existing contracts for the purchase of interment rights, goods or services at or from Eden Memorial Park.

7. CONSIDERATION

In consideration for the releases and dismissals set forth in Sections 5 and 11 of this Agreement, and upon final approval of this Agreement, Defendants agree to do each of the following:

7.1 Defendants and their insurers will deposit in an interest-bearing escrow account established by the Claims Administrator the aggregate sum of Thirty Five Million, Two Hundred Fifty Thousand Dollars (\$35,250,000) (hereinafter referred to as the "Settlement Fund") to be held in trust in an interest bearing account for the mutual benefit of the Parties pending distribution of the Settlement Fund and accrued interest in accordance with this Agreement and the Final Order approving this Agreement as defined in Section 1.10. Deposit of the Settlement

Fund shall occur within seven (7) business days following the entry of an order of final approval of this Agreement by the trial court as further described in Section 9 of this Agreement. The Claims Administrator shall be responsible for determining the allocation of individual payments to the Class Members or others in accordance with a distribution plan approved by the Court. Neither Defendants nor any Released Parties have made any representations or warranties, or shall have any responsibility or liability, regarding such allocations and shall have no further obligation to make any other payments or provide any other benefits whatsoever except as specifically provided for herein. Except as provided in this Agreement, all payments to be made to members of the Class, claims administration and notice costs, incentive awards to the Representative Plaintiffs, and attorney's fees and litigation costs as may be approved by Court will be paid solely out of the Settlement Fund. The Settlement Fund, including all accrued interest, shall be non-reversionary and non-recapture.

7.2 Upon receipt of appropriate invoices, Defendants and/or their insurers will pay directly to the vendor(s) the costs of class notice and claims administration in a total amount not to exceed \$250,000.00. Any such costs in excess of that amount shall be paid from the Settlement Fund.

7.3 Prior to excavating a new grave, Eden will probe the grave to determine if there is sufficient space to safely dig a new grave without damaging adjacent outer burial containers. If there is insufficient space, the excavation will not go forward.

7.4 Should Eden excavate a grave next to what is determined from its records to be a sectional outer burial container, Eden will take such precautions as are reasonably necessary in its judgment to perform the excavation and burial safely and appropriately, including shoring of the grave or other appropriate reinforcement methods.

7.5 If during an excavation of a new grave, Eden causes or discovers an adjacent outer burial container that has been damaged (e.g. cracked, broken, etc.) as determined by Eden, Eden will use its best efforts to notify the next of kin of the deceased in the affected outer burial container and offer to replace it free of charge. If Eden is unable to contact the next of kin within

a reasonable time, it will make appropriate repairs to the affected outer burial container prior to making the adjacent new interment. Eden will also make a record of the damage and repair in its permanent records.

7.6 Eden will conspicuously disclose (in bold type) in its Purchase Contracts and Interment Authorization forms, the following:

The digging of a grave may cause damage to an outer burial container in an adjacent grave. If the outer burial container is damaged by such digging, then the cemetery will use its best efforts to notify the next of kin as reflected in the cemetery's records. The cemetery will repair the damage if possible, or replace the outer burial container free of charge at the request of the next of kin.

7.7 Although Defendants do not believe it necessary, Plaintiffs may, on reasonable notice to Eden and as a deduction from the Settlement Fund, conduct a re-sanctification ceremony with a Rabbi of their choice.

7.8 Plaintiffs value the terms set forth in Sections 7.2 through 7.6 at an amount of approximately \$45,000,000 and Plaintiffs will assert such in seeking approval of this Agreement. Defendants agree they will not object to such valuation or take any contrary position related thereto.

7.9 In the event the Settlement Fund incurs tax liabilities, those tax liabilities will be the sole responsibility of the Fund and not the responsibility of the Defendants.

7.10 Upon entry of the Final Order, all interest generated by the Settlement Fund shall accumulate and shall be credited to the benefit of the Settlement Fund for distribution in accordance with the plan described below in Section 8 of this Agreement. If the Final Order is not issued or is issued and reversed on appeal, all interest generated by the Settlement Fund shall accumulate and shall be the property of the Persons funding the Settlement Fund.

7.11 Pursuant to this Agreement, Class Counsel will be filing an application to the Court for attorneys' fees and costs up to \$23,500,000. Defendants have agreed that they will not

object to or oppose any application for fees and costs. Any attorneys' fees and costs awarded by the Court will be paid from the Settlement Fund.

7.12 Pursuant to this Agreement, Plaintiffs will be filing an application for incentive awards for the Class Representatives in the amount of \$20,000 each. Defendants have agreed that they will not object to or oppose any application for incentive awards. Any incentive awards awarded by the Court will be paid from the Settlement Fund.

8. **PROPOSED DISTRIBUTION OF THE SETTLEMENT FUND**

All claims administration costs in excess of \$250,000, and all attorney fees, costs and incentive awards approved by the Court shall be paid out of the Settlement Fund, resulting in the Net Settlement Fund. The Net Settlement Fund shall be distributed as follows:

8.1 **Disinterment:** The next of kin or authorized representative of a deceased person³ buried at Eden during the Class Period shall have the right to request disinterment of said deceased person. By selecting this option, the Class Member will be entitled to a full refund from the Net Settlement Fund of any and all amounts previously paid to Eden for the deceased person's interment rights, goods and services, including any finance charges. The Class Member will also still be entitled to receive the eligible share of the Net Settlement Fund for the disinterred grave, in addition to any refunds.

8.1.1. **Disinterment Responsibilities.** Upon presentation of a properly issued Permit for Disposition of Human Remains (form VS-9) and execution by the next of kin or authorized representative (as denoted in Health and Safety Code section 7100) and the interment right owner of Eden's usual form for authorization of a disinterment and any other documents necessary to return the right of interment and any related goods or merchandise to Eden, Eden, in the presence of a licensed funeral director or embalmer will open the grave and otherwise assist in the disinterment at no cost to the Class Member. However, the Class Member will be responsible for any expenses charged by

³ The next of kin or authorized representative of the deceased person will be determined in accordance with California Health and Safety Code section 7100.

an outside licensed funeral director or embalmer and for the cost of transporting the disinterred remains from Eden's premises. In the event the entire outer burial container can be safely removed from the grave without opening or extricating the remains therefrom, Eden will transfer the outer burial container to an appropriate vehicle to be supplied by the said next of kin for transport from Eden's property. If, on the other hand, the outer burial container is of such a type (e.g. a sectional box) or in such condition as to prevent its safe removal from the grave, the removal of the remains from the grave shall be performed by a licensed funeral director or embalmer. The removed remains shall then be placed in an appropriate temporary container for transport to the place of final disposition as reflected in the Permit for Disposition of Human Remains. Eden shall have no obligation to replace any outer burial container or casket that may be found to be unusable.

8.2 Refund for Unused "Pre-Need" Purchases. Class Members who request a refund of all pre-need purchases, will receive a full refund of all amounts paid to Eden for plots, goods and services (including any finance charges) payable solely from the Settlement Fund. In the event of such a request, the Class member must first execute any documents Eden may reasonably require to rescind the existing contract(s), to extinguish any rights thereunder and to return to Eden any rights of interment and/or any goods or merchandise previously delivered. The Class Member will also still be entitled to receive their eligible share of the Net Settlement Fund, in addition to any refunds.

8.3 Eligible Share of Net Settlement Fund. After payments of the amounts described in sections 8.1 through 8.2 from the Net Settlement Fund, the remainder of the Net Settlement Fund will be equally divided, on a per grave basis, amongst those Class Members who submitted timely and valid Claim Forms for each grave for which they submit a claim. For instance, by way of example only, if the remainder of the Net Settlement Fund was \$10,000,000 and Class Members submitted claims in connection with 5,000 graves, then the Eligible Share of the Net Settlement Fund for each grave would be \$2,000 ($\$10,000,000 / 5000 \text{ graves} = \$2,000$)

per grave). In this example, a Class Member who submits claims for multiple graves would be entitled to \$2,000 for *each* grave. In the alternative, if multiple Class Members submitted claims for the *same* grave (for example, two siblings who both authorized the interment of a parent), then they would be required to divide the Eligible Share of \$2,000 per grave amongst themselves. In other words, Class Members cannot obtain a double recovery of the Eligible Share for the *same* grave. Class Members will be entitled to receive the Eligible Share for each grave, even if they are keeping the graves, goods and services purchased at Eden.

8.3.1. Qualifications to Receive Eligible Share of the Net Settlement Fund. A Class Member will be entitled to receive the “per grave” Eligible Share of the Net Settlement fund if: (A) they purchased any interment rights, goods or services at Eden in connection with said grave during the Class Period; (B) they authorized the interment of the decedent in said grave during the Class Period; or (C) they are the authorized representative of a deceased person who would have otherwise qualified under Category (A) or (B) pursuant to CCP § 377.30 *et seq.* The Claims Administrator will be responsible for confirming a Class Member’s eligibility under Categories (A) or (B). Defendants will cooperate with the Claims Administrator in the event there are any questions regarding eligibility.

8.4. Requirements to Qualify as Authorized Representative of Deceased Person. A Class Member who wishes to submit a claim for money on behalf of a deceased person will be required to attest to all of the following:

- (A) The decedent’s name;
- (B) The Class Member’s relationship to the decedent;
- (C) The Class Member is authorized to act on behalf of the decedent;
- (D)
 - (1) No other family member or other person has the same or superior right to act on behalf of the decedent; or,

(2) The Class Member has the permission to submit a claim on behalf of the decedent even though there are others family members or persons who have the same or superior rights to represent the decedent

(E) The Class Member agrees to indemnify and hold harmless any of the Parties and Claims Administrator for any misrepresentations made in this Claim Form.

8.5. **No Liability.** In the event that multiple Class Members submit claims on behalf of the same decedent or grave, the Claims Administrator will be responsible for determining how the amount of the claim should be divided amongst the Class Members. However, in no event will the Claims Administrator, Plaintiffs, Defendants or their Counsel incur any liability based upon the distribution and payment of amounts from the Settlement Fund.

8.6 Notwithstanding any other provision of this Agreement, none of the Defendants shall have any personal, corporate, shareholder, or individual obligation to provide any other monies or benefits to the Plaintiffs, the Class, or their attorneys.

9. **COURT APPROVAL OF THE PROPOSED SETTLEMENT**

9.1 Preliminary Approval and Notice. On or before February 27, 2014, Plaintiffs shall file a petition with the Court seeking an order granting preliminary approval of this Agreement under the legal standards relating to the preliminary approval of class action settlements. Plaintiffs' petition shall include all of the following elements:

- A. The essential terms of this Agreement.
- B. Deadlines and procedures for obtaining final approval of this Agreement, for giving notice to the Class, for presenting objections to this Agreement, for requesting exclusion or "opting out" of the Class, and for making claims by Class members to include but not limited to:

1. Members of the Class shall have no more than thirty (30) days after notice of this Agreement is first mailed as directed by the Court within which file with the Court any objections to this Agreement. The objection must be filed with the Court and served on Class Counsel and counsel for the Defendants. The objection must also be mailed to the Claims Administrator. In order for an objection to be valid, the objection must be in writing and include: (a) the objector's name, address, telephone number and signature; (b) documents sufficient to allow the Parties to confirm they are a member of the Class; (c) a detailed statement of their specific objection; and (d) the grounds for each such objection, as well as any authority or documents they wish the Court to consider. The Claims Administrator shall promptly forward copies of all objections to Class Counsel and counsel for Defendants.
2. Members of the Class shall have no more than sixty (60) days after notice of this Agreement is first mailed as directed by the Court within which to request exclusion or "opt out" of the Class. The request for exclusion must be mailed to the Claims Administrator at the address provided in the Class Notice. The Claims Administrator shall promptly forward copies of all requests for exclusion to Class Counsel and counsel for Defendants. Should more than 500 class members or 100 individual clients of the firm of Egan Avenatti, LLP⁴ opt out, Defendants reserve the right to rescind and cancel this Agreement.
3. The Court will hold a fairness hearing for final approval of this Agreement on May 15, 2014 or the first available date thereafter.

⁴ Plaintiffs' counsel warrant and represent that the list provided to Defendants contemporaneously with the executed version of this Agreement reflects the names of all such clients of the firm of Egan Avenatti LLP related to Eden.

4. All claims by members of the Class must be presented to the Claims Administrator not later than ninety (90) days after notice of this Agreement is first mailed as directed by the Court.

9.2 **Claims Administrator.** The Parties propose that Gilardi & Co, LLC (“Gilardi”) be appointed by the Court to continue to serve as the Claims Administrator. Gilardi was previously appointed by the Court to serve as the Claims Administrator in connection with mailing Notice of the Pendency of this Class Action to the Class. Subject to the Court’s supervision, the Claims Administrator shall have the authority to receive and hold the Settlement Fund in trust in an interest bearing account for the benefit of the Parties, to administer and distribute the Settlement Fund in accordance with the terms of this Agreement, to process and pay claims from the Settlement Fund, and to account therefore as the Court may direct. With or without good cause, the Parties’ counsel may jointly move the Court to replace the Claims Administrator. With good cause, any Party, through its counsel, may individually move the Court to replace the Claims Administrator. The Court may on its own motion replace the Claims Administrator at any time with or without cause.

9.3 The Parties stipulate and agree that the jury currently impaneled for the trial of the Class Action in Department 37 of the Los Angeles County Superior Court shall be discharged and the trial abated upon the Court (i) granting preliminary approval of this Agreement and (ii) satisfaction of the condition precedent specified in Section 1.9 above.

10. **FINAL ORDER AND JUDGMENT OF SETTLEMENT**

Upon final approval of this Agreement, the Court shall enter a final order and judgment which shall do all of the following:

- A. Grant final approval of this Agreement as fair, reasonable, adequate, in good faith and in the best interests of the Class Members as a whole, and order the Parties to carry out the provisions of this Agreement;
- B. Dismiss in their entirety and with prejudice this Class Action and each of the causes of action asserted in the Class Complaint;

C. Adjudge that Class Members are conclusively deemed to have released any and all rights, claims, and causes of action against Defendants and the Released Parties as defined in Section 5c of this Agreement;

D. Adjudge that Defendants are conclusively deemed to have released any and all rights, claims, and causes of action against the Released Plaintiffs as defined in Section 6c of this Agreement

E. Bar and permanently enjoin each Class Member from prosecuting against Defendants and the Released Parties as defined in Section 5b of this Agreement any and all Released Claims as defined in Section 5c of this Agreement;

F. Bar and permanently enjoin each Defendant from prosecuting against the Released Plaintiffs as defined in Section 6b of this Agreement any and all Released Claims as defined in Section 6c of this Agreement;

G. Reserve continuing jurisdiction as provided herein above;

H. Order that all terms and conditions of this Agreement and orders made pursuant thereto are applicable to any member of the Class under the age of majority and are fair, equitable, in good faith and proper as to the class claims of same;

I. Dissolve the Stipulated Order issued by the Court on October 15, 2009 and the Order re Preliminary Injunction issued by the Court on November 22, 2010, and vacate each of the terms and conditions contained in such Orders.

J. Bar and permanently enjoin each Class Member from objecting to or in any way impeding or attempting to impede any future development or construction at Eden Memorial Park, including but not limited to the area known as the Hills of Moses.

11. **FILING OF DISMISSALS**

No later than ten (10) days following the last date on which any appeal may be filed as to the court's order granting final approval of this Agreement or, if an appeal is filed, no later than ten (10) days after the exhaustion of any and all rights of appeal (and provided that any such appeal does not result in a reversal of the court's order granting final approval of this

Agreement), Class Counsel shall cause to be filed with the court a request for dismissal of the Action with prejudice as to all Defendants.

12. **EFFECT OF COURT'S FAILURE TO APPROVE SETTLEMENT**

This Agreement is subject to, and made expressly contingent upon, both the preliminary approval and final approval of this Agreement by the Court. If, for any reason, the Court declines to approve this Agreement, this Agreement shall be deemed null and void, and the Parties shall be restored to their respective litigation positions in the Class Action as of the date of the Agreement.

13. **EFFECT OF APPEAL OF ORDER RE FINAL APPROVAL OF SETTLEMENT**

In the event that an appeal of the Court's Final Order is filed, the duties and responsibilities of the Parties under this Agreement shall be suspended pending resolution of the appeal. The Settlement Fund shall continue to be held in trust by the Claim Administrator in an interest bearing account and no monies shall be disbursed therefrom until there has been a final appellate ruling approving this Agreement or the withdrawal of said appeal. If, however, the Court's Final Order is reversed on appeal, this Agreement shall be deemed null and void, the Parties shall be restored to their respective litigation positions in the Action immediately prior to the date of this Agreement, and the entire Settlement Fund, including any interest earned thereon, shall be returned to Defendants or as otherwise designated by the Defendants.

14. **REPRESENTATIONS AND WARRANTIES**

Each party represents and warrants that he, she or it has not heretofore assigned or transferred, or purported to assign or transfer, any of the claims released pursuant to this Agreement to any other person not a party hereto and that he, she or it is fully entitled to compromise and settle same.

15. **CALIFORNIA LAW**

All questions with respect to the construction of this Agreement and the rights and liabilities of the Parties hereto shall be governed by the laws of the State of California applicable to agreements to be wholly performed within the State of California.

16. **OWN COUNSEL**

The Parties acknowledge that they have been represented by counsel of their own choice throughout all of the negotiations which preceded the execution of this Agreement and in connection with the preparation and execution of this Agreement.

17. **FURTHER ACTS AND DOCUMENTS**

The Parties agree to do such acts and execute any and all such documents necessary to effectuate the intent of this Agreement.

18. **COUNTERPARTS**

This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

19. **HEADINGS**

The headings contained in this Agreement are for reference only and are not to be construed in any way as a part of the Agreement.

20. **ENTIRE AGREEMENT**

This Agreement represents the entire agreement between the Parties with respect to the subject matter hereof and supersedes all prior contemporaneous oral and written agreements and discussions. Each of the Parties covenant they have not entered into this Agreement as a result of any representation, agreement, inducement, or coercion, except to the extent specifically provided herein. Each of the Parties further covenant that the consideration recited herein is the only consideration for entering into this Agreement and that no promises or representations of other or further consideration have been made by any person. This Agreement may be amended only by an agreement in writing duly executed by all Parties hereto.

21. **BINDING EFFECT**

This Agreement shall be binding upon and inure to the benefit of the Parties hereto and to their respective heirs, assigns and successors-in-interest.

22. **DRAFTING**

Each party has cooperated in the drafting and preparation of this Agreement. Hence, in any construction to be made of this Agreement, the same shall not be construed against any party as drafter of the Agreement.

23. **SEVERABILITY**

In the event any covenant or other provision herein is held to be invalid, void or illegal, the same shall be deemed severed from the remainder of this Agreement and shall in no way affect, impair or invalidate any other covenant, condition or other provision herein. If any covenant, condition or other provision herein is held to be invalid due to its scope or breadth, such covenant, condition or other provision shall be deemed valid to the extent of the scope or breadth permitted by law.

24. **AUTHORITY**

Each of the Parties warrants and represents that each of the persons and/or entities executing this Agreement is duly empowered and authorized to do so.

25. **CONTINUING JURISDICTION**

The Los Angeles Superior Court shall reserve and retain continuing jurisdiction over the Parties in all matters relating to the administration of this Agreement, compliance with the terms of this Agreement, and the enforcement of the order entered at the time of final approval of this settlement. Unless otherwise directed by the trial court on its own motion, the present jury panel shall not be discharged until the Settlement Agreement has been signed and preliminary approval granted by the trial court. If the Court enters an order of final approval of this Agreement, the terms and conditions thereof and this Agreement are enforceable pursuant to Code of Civil Procedure section 664.6.

26. **RETURN OF CONFIDENTIAL DOCUMENTS**

Within 30 days of the Final Order, the original and all copies of all confidential or highly confidential documents and/or information produced subject to the Protective Order entered in this Action shall be returned to Defendants' counsel with a certification from Class Counsel that

no copies have been retained by Class Counsel or any of their clients or witnesses and that all electronic copies have been permanently deleted from all electronic storage media. Documents to be returned, deleted or destroyed include documents marked with any of the following terms: (1) "CONFIDENTIAL," (2) "HIGHLY CONFIDENTIAL," (3) "FOR ATTORNEYS' EYES ONLY," or (4) or any combination of those terms, including but not limited to those confidential documents which were marked as exhibits in depositions taken in the Class Action.

27. **LIMITED CONFIDENTIALITY**

Notwithstanding any other provision of this Agreement, the terms, conditions, settlement amounts and all other aspects of this Agreement described by this Agreement shall remain strictly confidential until such time as the Court has entered its order granting preliminary approval of this Agreement. If, for any reason, such an order is not obtained, the terms, conditions, settlement amounts and all other aspects of this Agreement described by this Agreement shall remain strictly confidential in perpetuity and will not be subject to disclosure to any person or entity other than the signatories hereto. Additionally, the fact that the Parties conducted settlement negotiations and any proposed terms or representations made during such negotiations by any party shall be inadmissible pursuant to California Evidence Code sections 1119 and 1152. Defendants may share this Agreement with their insurers who will agree to be bound by this confidentiality provision.

28. **NOTICE**

After the court enters its order granting final approval of this Agreement, all notices, requests, demands and other communications required or permitted to be given pursuant to this Agreement shall be in writing and shall be delivered personally, telecopied or mailed postage pre-paid by first class mail to the following persons at their addresses set forth as follows:

If to Class Plaintiffs' Counsel:

Eagan Avenatti, LLP
450 Newport Center Drive, Second Floor
Newport Beach, CA 92660
Tel: (949) 706-7000
Fax: (949) 706-7050

If to Defendants' Counsel:

Gurnee, Mason & Forestiere LLP
2240 Douglas Blvd, Suite 150
Roseville, CA 95661
Tel: (916) 797-3100
Fax: (916) 797-3131

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Exhibit 2

CONFORMED COPY
ORIGINAL FILED
Superior Court of California
County of Los Angeles

FEB 27 2014

Sheri R. Carter, Executive Officer/Clerk
By Armando Garcia, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

RECEIVED
FEB 27 2014
ROOM 102

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ROBERT SCOTT, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

vs.

SERVICE CORPORATION
INTERNATIONAL, a Texas corporation,
SCI CALIFORNIA FUNERAL SERVICES,
INC., a California corporation, EDEN
MEMORIAL PARK MANAGEMENT CO.,
a California corporation, EDEN
MEMORIAL PARK ASSOCIATION, a
California business entity, EDEN
MEMORIAL PARK, a California business
entity, JAMES R. BIBY, an individual and
DOES 1 through 100.

Defendants.

Case No. BC421528

ASSIGNED FOR APPROVAL OF CLASS
ACTION SETTLEMENT TO:
Hon. Daniel Buckley, Dept. 1

ASSIGNED FOR TRIAL TO:
Hon. Marc Marmaro, Dept. 37

~~PROPOSED~~ PRELIMINARY APPROVAL
ORDER

~~PROPOSED~~ PRELIMINARY APPROVAL ORDER

1 WHEREAS, by orders dated May 4, 2012 and August 30, 2012, the Court certified the
2 above entitled action to proceed as a class action (the "Class Action");

3 WHEREAS, the Class certified by the Court included:

4 A. All persons who purchased interment rights (plots), goods or services at
5 Eden for use in an in-ground burial from February 7, 1985 through
6 September 10, 2009; and/or

7 B. All persons who entered into agreements authorizing their family members
8 to be interred at Eden for use in an in-ground burial from February 7, 1985
9 through September 10, 2009; and/or

10 C. The authorized representative(s) of deceased persons who would have
11 otherwise qualified under the definitions in Category (A) or Category (B)
12 above pursuant to CCP § 377.30 *et seq.*

(the "Class");

13 WHEREAS, the Court approved plaintiffs Robert Scott, Sean Frank, Rabbi Howard
14 Laibson, Barry Chapman, Warren Binder, Ivy Greenstein, Linda Pore, Miriam Sue Roth and
15 Habib Naïem to serve as the Class Representatives (the "Class Representatives");

16 WHEREAS, the Court further appointed the law firm of Eagan Avenatti, LLP to serve as
17 class counsel ("Class Counsel");

18 WHEREAS, Notice of the Pendency of this Class Action was directly mailed to Class
19 members in 2012;

20 WHEREAS, only 54 individuals "opted-out" of the Class in response to the Notice of the
21 Pendency of this Class Action;

22 WHEREAS, the trial in this Class Action commenced on January 27, 2014 before the
23 Honorable Marc Marnaro;

24 WHEREAS, the Class Representatives on behalf of themselves and the Class
25 ("Plaintiffs"), on the one hand, and Defendants Service Corporation International and SCI
26 California Funeral Services, Inc. ("Defendants"), on the other hand, have reached a proposed
27 settlement and compromise of the disputes between them in the Class Action;

28

1 WHEREAS, the Parties have applied to the Court for preliminary approval of the
2 proposed Settlement, the terms and conditions of which are set forth in the Settlement Agreement
3 filed with the Court (the "Settlement" or "Settlement Agreement"), which is attached as Exhibit A
4 to the Plaintiffs' Unopposed Motion for Preliminary Approval of Class Action Settlement
5 ("Motion for Preliminary Approval");

6 WHEREAS, the Court has preliminarily considered the Settlement to determine, among
7 other things, whether the Settlement is sufficient for preliminary approval and to warrant the
8 issuance of notice to members of the Class;

9 AND NOW, the Court, having read and considered the Settlement Agreement and
10 accompanying documents and the Motion for Preliminary Approval and supporting papers, and
11 the Parties to the Settlement Agreement having consented to the entry of this order,
12 *for the reasons set forth in the attached ~~order~~ hereby*
IT IS HEREBY ORDERED AS FOLLOWS:

13 1. The Court has jurisdiction over the subject matter of the Class Action, the
14 Settling Parties, and all Class members.

15 2. The Court grants preliminary approval of the terms and conditions
16 contained in the Settlement Agreement.

17 3. The Court preliminarily finds that the Settlement Agreement was the
18 product of serious, informed, non-collusive negotiations conducted at arms' length by the Parties.
19 In making this preliminary finding, the Court considered the nature of the claims, the amounts
20 and kinds of benefits paid in Settlement, the allocation of Settlement proceeds among the Class
21 members, and the fact that a settlement represents a compromise of the Parties' respective
22 positions rather than the result of a finding of liability at trial. The Court further preliminarily
23 finds that the terms of the Settlement Agreement have no obvious deficiencies and do not
24 improperly grant preferential treatment to any individual Class member.

25 4. Subject to further consideration by the Court at the time of the Final
26 Approval Hearing, the Court preliminarily approves the Settlement as fair, reasonable and
27 adequate to the Class, as falling within the range of possible final approval, as meriting
28

DJB

1 submission to the Class for its consideration and directs the Settling Parties to proceed to provide
2 Notice of the Settlement to all members of the Class who did not previously "opt-out."

3 5. Subject to further consideration by the Court at the time of the Final
4 Approval Hearing, the Court preliminary finds that the incentive awards sought for the Class
5 Representatives and the attorneys' fees and costs as provided for in the Settlement Agreement are
6 fair and reasonable.

7 6. The Class Representatives and Class Counsel are authorized to enter into
8 the Settlement Agreement on behalf of the Class, subject to final approval by this Court of the
9 Settlement. The Class Representatives and Class Counsel are authorized to act on behalf of the
10 Class with respect to all acts required by the Settlement Agreement or such other acts which are
11 reasonably necessary to consummate the proposed Settlement set forth in the Settlement
12 Agreement.

13 7. The Court approves Gilardi & Co. LLC to continue to serve as the Claims
14 Administrator and to administer the notice and claims procedures of the Settlement.

15 8. The Court approves, as to form and content, the Notice to be mailed to the
16 Class (the "Notice"), the Summary Notice to be published in the Jewish Journal in Los Angeles
17 (the "Summary Notice") and the Claim Form, which are attached to the Motion for Preliminary
18 Approval as Exhibits B, C and D respectively. The Court hereby instructs the Claims
19 Administrator to directly mail the Notice to all Class members (who did not previously "opt-out")
20 based on the mailing list created by the Claims Administrator from the review of Defendants'
21 cemetery records. The Court further directs the Claims Administrator to cause the Summary
22 Notice to be published in the Jewish Journal in Los Angeles on four consecutive weeks during the
23 Claims Period. By agreement, the Claims Administrator and the Parties may make non-material
24 changes to the Notice and/or the Claim Form if necessary for formatting purposes or to reflect
25 any changes directed by the Court or this Order.

26 9. The Notice also will be published on the Internet at the settlement website
27 operated by the Claims Administrator at www.edenclassaction.com.

28 10. The Court orders notice to the Class as follows:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

- A. By **March 7, 2014**, the Claims Administrator will directly mail the Notice and the Claim Form to all Class members who did not previously opt-out of the Class Action.
- B. By the week of **March 10, 2014**, or soon thereafter as is practical, the Claims Administrator will ensure the Summary Notice is published in the Jewish Journal in Los Angeles on four consecutive weeks during the Claims Period.
- C. By **March 7, 2014**, the Claims Administrator will also include the Notice and Claim Form on its settlement website (www.edenclassaction.com), along with the fully executed Settlement Agreement, the operative Second Amended Complaint in this Class Action, the Motion for Preliminary Approval and this Order.

11. The Court finds the notice to the class ordered herein and the Claim Form complies fully with the requirements of the California Rules of Court, the California Code of Civil Procedure, the California Civil Code, the Constitution of the State of California, the United States Constitution, and any other applicable law and constitutes the best notice practicable under the circumstances and shall constitute due and sufficient notice to the Class, and will adequately inform members of the Class of their right to exclude themselves from the Class so as not to be bound by the terms of the Settlement Agreement:

12. Members of the Class shall have no more than thirty (30) days after Notice of the Settlement Agreement is first mailed within which to file with the Court any objections to the Settlement Agreement (the "Objection Deadline"). It is contemplated by this Order that the **Objection Deadline will be April 7, 2014**. The objection must be filed with the Court and served on Class Counsel and counsel for the Defendants. The objection must also be mailed to the Claims Administrator. In order for an objection to be valid, the objection must be in writing and include: (a) the objector's name, address, telephone number and signature; (b) documents sufficient to allow the Parties to confirm they are a member of the Class; (c) a detailed statement

1 of their specific objection; and (d) the grounds for each such objection, as well as any authority or
2 documents they wish the Court to consider. The Claims Administrator shall promptly forward
3 copies of all objections to Class Counsel and counsel for Defendants.

4 13. Members of the Class shall have no more than sixty (60) days after Notice
5 of the Settlement Agreement is first mailed within which to request exclusion or "opt out" of the
6 Class (the "Request for Exclusion Deadline"). It is contemplated by this Order that the Request
7 for Exclusion Deadline will be May 6, 2014. The request for exclusion must be mailed to the
8 Claims Administrator at the address provided in the Class Notice. The Claims Administrator
9 shall promptly forward copies of all requests for exclusion to Class Counsel and counsel for
10 Defendants, and not later than three days following the conclusion of this period, the Claims
11 Administrator shall prepare and deliver to Class Counsel, who shall file it with the Court, a report
12 stating the total number of Class members who have submitted timely and valid requests for
13 exclusion from the Class, and the names of such individuals. Should more than 500 Class
14 members or should Defendants demonstrate to the Court that 100 or more of the individual clients
15 of Class Counsel have requested exclusion from the Settlement, then Defendants shall have the
16 right to rescind and cancel the Settlement Agreement.

17 14. Any member of the Class who elects to be excluded shall not be entitled to
18 receive any of the benefits of the Settlement, shall not be bound by the release of any claims
19 pursuant to the Settlement Agreement, and shall not be entitled to object to the Settlement
20 Agreement or appear at the Final Approval Hearing.

21 15. On or before May 9, 2014, Plaintiffs shall file their Motion for Final
22 Approval, an Application for Attorneys' Fees and Costs, and their responses to any objections if
23 applicable.

24 16. A Final Approval Hearing shall be held before this Court at 9:00 a.m. on
25 May 15, 2014 in Dept. 1 of the Los Angeles Superior Court, to address: (a) whether the proposed
26 Settlement should be finally approved as fair, reasonable and adequate, and whether the Final
27 Approval Order and Judgment should be entered; and (b) whether Class Counsel's application for
28 attorneys' fees, costs, expenses and incentive awards should be approved. The date and time of

1 the Fairness Hearing shall be set forth in the Class Notice. The Court retains jurisdiction to
2 consider all further applications arising out of or in connection with the Settlement Agreement.

3 17. Any member of the Class that does not request exclusion may appear at the
4 Final Approval Hearing, in person or by counsel (if an appearance is filed and served), and may
5 be heard, to the extent allowed by the Court, in support of or in opposition to, the fairness,
6 reasonableness, and adequacy of the Settlement, the application for an award of attorneys' fees,
7 cost, and expenses to Class Counsel, and any incentive awards to be provided to the Class
8 Representatives. Unless such requirement is excused by the Court, no person shall be heard in
9 opposition to the Settlement, the application for an award of attorneys' fees, costs, and expenses
10 to Class Counsel, or to any incentive awards to be provided to the Class Representatives unless,
11 no later than the Objection Deadline, such member of the Class files with the Clerk of the Court
12 and with the Claims Administrator a notice of an intention to appear together with a statement
13 that indicates a basis for such opposition along with any supporting documentation, including
14 proof of membership in the Class, and legal authority, if any, supporting the objection. Copies of
15 such notice, statement, and documentation, together with copies of other papers or briefs filed
16 with the Court, must be simultaneously delivered to Class Counsel and counsel for Defendants.
17 Any Class member who does not object in the foregoing manner shall be deemed to have waived
18 all objections and shall be foreclosed from making any objection to the Agreement. Only Class
19 members who have filed with the Court and/or submitted to the Claims Administrator valid and
20 timely notices of intention to appear, together with supporting papers, shall be entitled to be heard
21 at the Final Approval Hearing.

22 18. Any Class member who does not make an objection in the time and manner
23 provided shall be deemed to have waived such objection and forever shall be foreclosed from
24 making any objection to the fairness or adequacy of the proposed settlement as incorporated in
25 the Settlement Agreement, the payment of attorneys' fees and costs, or the Final Approval Order
26 and Judgment.

27 19. Class members who wish to receive distributions from the Settlement Fund
28 must submit a timely and valid Claim Form to the Claims Administrator no later than ninety (90)

1 days after notice of the Settlement Agreement is first mailed. It is contemplated by this Order
2 that the Claim Deadline will be June 5, 2014. The Claim Form must be submitted to the Claims
3 Administrator by U.S. Mail or electronically online at www.edenclassaction.com. The Claims
4 Administrator will be the final arbiter as to whether a Claim Form is valid, unless the Parties seek
5 further review by the Court.

6 20. Pending the final determination of whether the Settlement should be
7 approved, all trial proceedings in the instant case are stayed. If the Settlement is terminated or
8 final approval does not for any reason occur, the stay shall be immediately terminated and the
9 parties should report to the Honorable Marc Marmaro.

10 21. With the exception of such proceedings as are necessary to implement,
11 effectuate and grant final approval to the terms of the Settlement Agreement, all proceedings are
12 stayed in this Class Action and all Class members are enjoined from commencing or continuing
13 any action or proceeding in any court or tribunal asserting any claims encompassed by the
14 Settlement Agreement, unless the Class member "opts out" by filing a timely and valid Request
15 for Exclusion.

16 22. If the Settlement is finally approved by the Court, the Court shall retain
17 jurisdiction over the Settling Parties, the Class members, and this Class Action, only with respect
18 to matters arising out of, or in connection with, the Settlement, and may issue such orders as
19 necessary to implement the terms of the Settlement. The Court may approve the Settlement, with
20 such modifications as may be agreed to by the Settling Parties, without further notice to the Class.

21 23. The Settlement Agreement and any and all negotiations, documents and
22 discussions associated with it, shall not be deemed or construed to be an admission or evidence of
23 any violation of any statute, law, rule, regulation or principle of common law or equity, of any
24 liability or wrongdoing by Defendants or the truth of any of the claims, and evidence relating to
25 the Settlement Agreement shall not be discoverable or used, directly or indirectly, in any way,
26 whether in the Class Action or in any other action or proceeding, except for purposes of
27 demonstrating, describing, implementing or enforcing the terms and conditions of the Settlement
28 Agreement, this Order and/or the Final Judgment and the Order of Dismissal.

1 24. In the event that the proposed Settlement is not approved by the Court, or
2 in the event that the Settlement Agreement becomes null and void pursuant to its terms, this Order
3 and all orders entered in connection therewith shall become null and void, shall be of no further
4 force and effect, and shall not be used or referred to for any purpose whatsoever in this civil
5 action or in any other case or controversy; in such event the Settlement Agreement and all
6 negotiations and proceedings directly related thereto shall be deemed to be without prejudice to
7 the rights of any and all of the Parties, who shall be restored to their respective positions as of the
8 date and time immediately preceding the execution of the Settlement Agreement.

9 25. The Court may, for good cause, extend any of the deadlines set forth in this
10 Order without further notice to the Class members. The Court reserves the right to adjourn and/or
11 reschedule the Final Approval Hearing without further notice of any kind; therefore, any Class
12 member intending to attend the Final Approval Hearing should (in addition to complying with all
13 instructions and requirements above) confirm the date, time, and location of the Final Approval
14 Hearing with Class Counsel. The Final Approval Hearing may from time to time be continued by
15 order of the Court and without further notice to the Class.

16
17 **IT IS SO ORDERED.**

18 Dated: Feb 27, 2014

19 *Daniel Buckley*
20 Honorable Daniel Buckley

CASE	<i>Scott v. Service Corporation International</i>
Case No.	BC 421 528

Tentative Ruling

The unopposed Motion for Preliminary Approval is granted.

This certified class action is the result of the alleged malfeasance of Defendant Service Corporation International (SCI) and its California affiliate, SCI California Funeral Services, Inc. (SCI California), in disturbing graves at the Eden Jewish cemetery in Mission Hills, California, without disclosure of such to the Defendants' customers, who are represented by the Plaintiffs in this case. The Plaintiffs sought (1) injunctive relief, (2) rescission of interment transactions, and (3) out-of-pocket losses of Eden customers. The Plaintiffs undisputedly established that Eden sold approximately \$99.6 million in plots and were prepared to establish that Eden would have lost 95% of its business if the supposed problems had been disclosed. The Plaintiffs accepted \$45 million in restored value and have thus filed an unopposed motion for preliminary approval of their class action settlement.

To prevent fraud, collusion or unfairness to the class, the settlement or dismissal of a class action requires court approval. CRC 3.769(a); *Dunk v. Ford Motor Co.* (1996) 48 Cal.App.4th 1794, 1800 – 1801. The court must determine whether the settlement is fair, adequate, and reasonable in order to protect those class members, including the named plaintiffs, whose rights may not have been given due regard by the negotiating parties. *Id.* Any party to such a settlement agreement may serve and file with the court a written notice of motion for preliminary approval of the settlement; the motion must be accompanied by the settlement agreement, the proposed notice to class members, and the proposed order. CRC 3.769(c). *The present motion satisfies these formal requirements.*

With respect to this and any such motion, the court has broad discretion to determine whether the settlement is fair. *Dunk*, supra, 48 Cal.App.4th at 1801. It should consider relevant factors, such as the strength of plaintiffs' case, the risk, expense, complexity and likely duration of further litigation, the risk of maintaining class action status through trial, the amount offered in settlement, the extent of discovery completed and the stage of the proceedings, the experience and views of counsel, and the reaction of the class members to the proposed settlement. *Id.* The list of factors is not exhaustive and should be tailored to each case. *Id.* Due regard should be given to what is otherwise a private consensual agreement between the parties. *Id.* The inquiry must be limited to the extent necessary to reach a reasoned judgment that the agreement is not the product of fraud or overreaching by, or collusion between, the negotiating parties, and that the settlement, taken as a whole, is fair, reasonable and adequate to all concerned. *Id.* Ultimately, the court's determination is nothing more than an amalgam of delicate balancing, gross approximations and rough justice. *Id.*

The court cannot, however, accept a settlement that the proponents have not shown to be fair, reasonable and adequate. *Id.*, at 1801 – 1802. Assuming the burden is on the proponents, a presumption of fairness exists where: (1) the settlement is reached through arm's-length bargaining; (2) investigation and discovery are sufficient to allow counsel and the court to act intelligently; (3) counsel is experienced in similar litigation; and (4) the percentage of objectors is small. *Id.*, at 1802.

The settlement was reached after trial began on January 27, 2014, before Judge Marc Marmaro. With substantial assistance from retired Judge Louis Meisinger, the parties arrived at the following settlement terms through "arm's-length" bargaining on February 21, 2014:

- A global settlement fund of \$35,250,000.00 to be distributed pursuant to the settlement agreement, including one or more of the following;
- A full refund for those class members who wish to disinter their loved ones from Eden;
- A full refund available for those interested class members who have pre-purchased unused graves;
- Settlement proceeds distributed on a per-grave basis among the class members that submit claims during the claims period;
- Administration costs of \$250,000.00 will be paid by Defendants;
- Defendants are to implement a series of measures that will prevent future wrongful conduct;
- Defendants and Plaintiffs have agreed to a mutual release of liability;
- An incentive award of \$20,000.00 for each of the nine class representatives;
- Out-of-pocket costs of \$4.2 million for class counsel, who conducted 151 days of depositions, reviewed 424,853 pages of paper and electronic files, prepared voluminous responses to discovery, conducted over 180 inspections of Eden cemetery, etc.
- A notice plan executed by the reputedly largest, full-service class action notice and claims administration company in the country, Gilardi & Co., LLC;
 - [Gilardi & Co., LLC will conduct direct mailing notice and publication notice in the Los Angeles Jewish Journal for four consecutive weeks.]
 - The direct mailing Notice [Exhibit B of the Motion] satisfies the legal requirements for such notice: (1) A brief explanation of the case, including the basic contentions or denials of the parties; (2) A statement that the court will exclude the member from the class if the member so requests by a specified date; (3) A procedure for the member to follow in requesting exclusion from the class;

(4) A statement that the judgment, whether favorable or not, will bind all members who do not request exclusion; and (5) A statement that any member who does not request exclusion may, if the member so desires, enter an appearance through counsel. *Cellphone Termination Fee Cases* (2010) 186 Cal.App.4th 1380, 1390.

- A three-month claims period;
- A thirty-day objection period;
- A sixty-day "opt-out" period;
- Attorney fees of \$23.5 million (in comparison to \$99.6 million in plots sold by Eden); etc.

To the extent a conflict exists between this tentative ruling and the Order, the Order will take precedence. This Court approves the language of the Order.

Among the parties, the percentage of objectors in this instance is nil. This Court has also considered that the trial court's broad discretion to determine whether a settlement was fair and reasonable, the notice to the class was adequate, and the certification of the class was proper. The Court finds the present settlement is fair, adequate, and reasonable.

Exhibit 3

SANDS V. SERVICE CORPORATION INTERNATIONAL

ATTORNEY	ROLE	HOURS	RATE (\$/hr)	TOTAL
M. Avenatti	Partner	5,635	\$885	\$ 4,986,975.00
J. Frank	Partner	7,831	\$875	\$ 6,852,125.00
M. Eagan	Partner	375	\$1,000	\$ 375,000.00
S. Sims	Partner	3,744	\$675	\$ 2,527,200.00
J. Arden	Senior Associate	3,811	\$600	\$ 2,286,600.00
A. Ibrahim	Senior Associate	381	\$600	\$ 228,600.00
A. Conti	Senior Associate	49	\$600	\$ 29,400.00
Lisa Wegner	Associate	625	\$375	\$ 234,375.00
C. Colorado	Associate	739	\$375	\$ 277,125.00
S. Murphy	Associate	262	\$375	\$ 98,250.00
S. Noble	Associate	116	\$375	\$ 43,500.00
J. Regnier / M. Nowowiejski / M. Bicknell	Paralegal	4,230	\$200	\$ 846,000.00
TOTALS		27,798		18,785,150

Exhibit 4

SCOTT v. SERVICE CORPORATION INTERNATIONAL

CATEGORY	TOTAL
Arbitrator/Discovery Referee/Mediation	\$226,626.39
Bond	\$40,000.00
Communications (Website, etc.)	\$71,273.74
Courier	\$145,112.63
Depositions/Court Reporters	\$661,874.35
Document Production/Review/Electronic Discovery	\$871,390.80
Experts/Consultants	\$1,099,927.75
Filing Fees	\$11,385.00
Forensics	\$311,654.74
Graphics/Models/Demonstratives	\$410,338.20
Miscellaneous	\$27,236.90
Postage	\$70,501.21
Research	\$301,733.54
Travel Expense	\$337,043.26
Witness Fees	<u>\$1,620.49</u>
TOTAL	<u><u>\$4,587,719.00</u></u>

Exhibit 5

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: BC421528

F CHARLES SANDS VS SERVICE CORPORATION INTERNATIONAL ET AL

Filing Date: 09/10/2009

Case Type: Other PI/PD/WD (General Jurisdiction)

Status: Pending

Cases Related: BC445566 on 09/27/2010

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:

B - F G - P R - Y

[BERGER CAROLE - Plaintiff](#)

[BERMAN MORE GONZALEZ ATTORNEYS AT LAW - Attorney for Real Pty in Interest](#)

[BIBY JAMES R. - Defendant](#)

[BINDER WARREN - Plaintiff](#)

[CALLAHAN & BLAINE APLC - Attorney for Plaintiff/Petitioner](#)

[CBS NEWS CORPORATION - Requestor](#)

[CHAPMAN BARRY - Plaintiff](#)

[CHEIFER RONALD - Plaintiff](#)

[COLE DONALD - Plaintiff](#)

[CONNOR JACQUELINE A. HON. \(RET.\) - Referee](#)

[EAGAN AVENATTI LLP - Attorney for Plaintiff/Petitioner](#)

[EDEN MEMORIAL PARK - Defendant/Respondent's DBA](#)

[EDEN MEMORIAL PARK ASSOCIATION - Defendant](#)

[EDEN MEMORIAL PARK MANAGEMENT CO. - Defendant](#)

[EDWARD M. RICCI PA - Attorney for Plaintiff/Petitioner](#)

[ELDRIDGE LYN-DEE - Plaintiff](#)

EXHIBIT 5

ELKIN JASON - Plaintiff

FRANK ARONSON ARLENE - Plaintiff

FRANK SEAN - Plaintiff

FRIEDMAN DOROTHY M. - Plaintiff

FRIEDMAN MICHAEL - Plaintiff

FRUITMAN STEVEN - Plaintiff

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

TOP B - F G - P R - Y

GILBERT KELLY CROWLEY & JENNET LLP - Attorney for Defendant/Respondent

GREENSTEIN IVY - Plaintiff

GURNEE MASON & FORESTIERE LLP - Attorney for Defendant/Respondent

HARRIS FLORENCE - Plaintiff

HEYMAN-KANTOR REUBEN - Personal Representative

HILBERMAN JOE W. HON. - Referee

HON. ANTHONY J. MOHR (DEPARTMENT 309) - Judge

HUBBARD MARILYN - Plaintiff

HUBERT DIANE - Plaintiff

KRIEGER LEWIS - Plaintiff

KRIEGER NORMAN - Plaintiff

LABMERT DAVID - Plaintiff

LAIBSON HOWARD - Plaintiff

MARSHALL BARBARA - Plaintiff

MINTZ GORDON - Plaintiff

MINTZ JEANNE - Plaintiff

NAEIM HABIB - Plaintiff

O'MALLEY JOHN C. - Plaintiff

O'MALLEY JOHN C. APC - Plaintiff

PANISH SHEA & BOYLE LLP - Attorney for Plaintiff/Petitioner

PASHAIE WILLIAM - Plaintiff

PORE LINDA - Plaintiff

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

TOP B - F G - P R - Y

RIVLIN SHERRYL - Plaintiff

ROGOWAY JANICE - Plaintiff

ROTH MARIAM SUE - Plaintiff
SANDS F. CHARLES - Plaintiff
SAVAGE ERMA - Plaintiff
SCI CALIFORNIA FUNERAL SERVICES INC. - Defendant
SCOTT ROBERT - Plaintiff
SERVANDO HILARIO - Interested Party
SERVICE CORPORATION INTERNATIONAL - Defendant
SOLOW ANDREW - Interested Party
SPIEGEL ALLAN - Plaintiff
STEINBRECHER & SPAN LLP {IN BC430926} - Attorney for Plaintiff/Petitioner
WEISS MARTIN - Plaintiff
YOKA & SMITH LLP - Attorney for Defendant/Respondent

Click on any of the below link(s) to see names that begin with the letter indicated:
TOP B - F G - P R - Y

[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:

01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

03/14/2014 Stipulation (EVIDENTIARY STIPULATION NO. TWO)
Filed by Attorney for Plaintiff/Petitioner

03/03/2014 Stip & Order-use CSR (MEEMO TAMASSIAN, CSR# 10435)
Filed by Certified Shorthand Reporter

02/27/2014 Motion (PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL)
Filed by Attorney for Plaintiff/Petitioner

02/27/2014 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL)
Filed by Attorney for Plaintiff/Petitioner

02/27/2014 Declaration (OF KENNETH JUE RE: AMENDED NOTICE OF PENDENCY AND REQUESTS FOR EXCLUSION)
Filed by Attorney for Plaintiff/Petitioner

02/27/2014 Order (PRELIMINARY APPROVAL, WITH ATTACHED RULING)
Filed by Court

02/27/2014 Declaration (OF DENNIS GILARDI IN SUPPORT OF UNOPPOSED MOTION FOR PRELIMINARY

APPROVAL)

Filed by Attorney for Plaintiff/Petitioner

02/24/2014 Miscellaneous-Other (CIVIL DEPOSIT)

Filed by Attorney for Defendant/Respondent

02/19/2014 Miscellaneous-Other (PLFT'S SUBMISSION RE JESUS SOTELO VIDEO DESIGNATION)

Filed by Attorney for Plaintiff/Petitioner

02/18/2014 Miscellaneous-Other (PLFT'S REQUEST FOR A CURATIVE INSTRUCTION RE DEFT'S COUNSEL'S REMARKS IN OPENING STATEMENTS RE GARCIA v. SCI)

Filed by Attorney for Plaintiff/Petitioner

02/18/2014 Miscellaneous-Other (CIVIL DEPOSIT FORM)

Filed by Attorney for Plaintiff/Petitioner

02/18/2014 Miscellaneous-Other (CIVIL DEPOSIT)

Filed by Attorney for Plaintiff/Petitioner

02/13/2014 List of Exhibits (JOINT LIST OF EXHIBITS)

Filed by Attorney for Plaintiff/Petitioner

02/13/2014 Brief (DEFT'S BENCH BRIEF RE AUTHORITY TO REVISIT PRIOR ORDERS)

Filed by Attorney for Defendant/Respondent

02/11/2014 Miscellaneous-Other (MEDIA REQUEST TO PHOTOGRAPH, RECORD OR BROADCAST - KCBS DENIED)

Filed by Clerk

02/11/2014 Miscellaneous-Other (CIVIL DEPOSIT - JURY FEES \$496.44 FOR 2/4/14)

Filed by Attorney for Plaintiff/Petitioner

02/11/2014 Miscellaneous-Other (CIVIL DEPOSIT - JURY FEES \$505.98 FOR 2/4/14)

Filed by Attorney for Plaintiff/Petitioner

02/11/2014 Miscellaneous-Other (CIVIL DEPOSIT-PD BY PLFT. \$639.71 - FOR 2/3/14)

Filed by Attorney for Plaintiff/Petitioner

02/11/2014 Miscellaneous-Other (MEDIA REQUEST TO PHOTOGRAPH, RECORD OR BROADCAST - KNBC DENIED)

Filed by Clerk

02/11/2014 Notice (DEFT'S NOTICE OF LODGING DEPO TRANSCRIPTS RE GARCIA v. SERVICE CORP. INTL.)

Filed by Attorney for Defendant/Respondent

02/11/2014 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLFT'S BENCH BRIEF RE THE LOPEZ NOTES)

Filed by Attorney for Plaintiff/Petitioner

02/11/2014 Miscellaneous-Other (PLFT'S BENCH BRIEF RE THE LOPEZ NOTES)

Filed by Attorney for Plaintiff/Petitioner

02/11/2014 Miscellaneous-Other (DEFT'S BENCH MEMORANDUM RE ADMISSABILITY OF THE LOPEZ NOTES)

Filed by Attorney for Defendant/Respondent

02/11/2014 Miscellaneous-Other (CIVIL DEPOSIT - JURY FEES \$468.67 FOR 2/5/14)

Filed by Attorney for Plaintiff/Petitioner

02/07/2014 Points and Authorities (IN OPPOSITION TO MOTION TO COMPEL COMPLIANCE WITH SUBPOENA SEEKING PRODUCTION OF BACKHOE BUCKET FOR USE DURING TRIAL)

Filed by Attorney for Defendant/Respondent

02/07/2014 Order (ON MEDIA REQUEST TO PERMIT COVERAGE)

Filed by Court

02/07/2014 Reply to Motion (PLT'S REPLY BRIEF IN FURTHER SUPPORT OF MOTION TO COMPEL COMPLIANCE WITH SUBPOENA SEEKING PRODUCITON OF BACKHOE BUCKET FOR USE DURING TRIAL)

Filed by Attorney for Plaintiff/Petitioner

02/07/2014 Declaration (OF CANDACE H. SHIRLEY IN OPPOSITION TO MOTION TO COMPEL COMPLIANCE WITH SUBPOENA SEEKING PRODUCTION OF BACKHOE BUCKET FOR USE DURING TRIAL)

Filed by Attorney for Defendant/Respondent

02/07/2014 Request (MEDIA REQUEST TO PHOTOGRAPH, RECORD, OR BROADCAST)

Filed by Requestor

02/07/2014 Declaration (OF ANTHONY LAMPE IN OPPOSITION TO MOTION TO COMPEL COMPLIANCE WITH SUBPOENA SEEKING PRODUCTION OF BACKHOE BUCKET FOR USE DURING TRIAL)

Filed by Attorney for Defendant/Respondent

02/06/2014 Miscellaneous-Other (CIVIL DEPOSIT - PLTFF. \$505.98 FOR 02/04/14)

Filed by Court

02/06/2014 Miscellaneous-Other (CIVIL DEPOSIT - PLTFF. \$468.67 - 02/05/14)

Filed by Court

02/06/2014 Miscellaneous-Other (CIVIL DEPOSIT - PLTFF. \$639.71 FOR 02/03/14)

Filed by Court

02/05/2014 Order (ON MEDIA REQUEST TO PERMIT COVERAGE)

Filed by Court

02/05/2014 Miscellaneous-Other (MEDIA REQUEST TO PHOTOGRAPH, RECORD, OR BROADCAST)

Filed by Court

01/29/2014 Miscellaneous-Other (list of jurors for potential private voir dire)

Filed by Attorney for Plaintiff/Petitioner

01/27/2014 List of Witnesses (JOINT WITNESS LIST & TIME ESTIMATES)

Filed by Attorney for Plaintiff/Petitioner

01/24/2014 List of Exhibits (JOINT EXHIBIT LIST)

Filed by Attorney for Plaintiff/Petitioner

01/23/2014 Miscellaneous-Other (KNBC MEDIA REQUEST TO PHOTOGRAPH, RECORD OR BROADCAST)

Filed by Clerk

01/23/2014 Miscellaneous-Other (BY KABC-TV, MEDIA REQUEST TO PHOTOGRAPH, RECORD, OR BROADCAST)

Filed by Clerk

01/22/2014 Miscellaneous-Other (APPROVED JOINT STATEMENT OF THE CASE)

Filed by Attorney for Plaintiff/Petitioner

01/22/2014 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

01/22/2014 Declaration (OF MICHALE J. AVENATTI IN SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFT'S MOTION FOR THE JURY TO VIEW EDEN MEMORIAL PARK)

Filed by Attorney for Plaintiff/Petitioner

01/22/2014 Opposition Document (TO DEFT'S MOTION FOR THE JURY TO VIEW EDEN MEMORIAL PARK)
Filed by Attorney for Plaintiff/Petitioner

01/17/2014 Miscellaneous-Other (MEDIA REQUEST TO PHOTOGRAPH, RECORD, OR BROADCAST
(Courtroom View Network))
Filed by Clerk

01/17/2014 Miscellaneous-Other (MEDIA REQUEST TO PHOTOGRAPH, RECORD OR BROADCAST
(KABC-TV))
Filed by Clerk

01/17/2014 Miscellaneous-Other (MEDIA REQUEST TO PHOTOGRAPH, RECORD OR BROADCAST (KTLA))
Filed by Clerk

01/17/2014 Request (media request to photograph, record, or broadcast; 3X, all denied)
Filed by Court

01/15/2014 Motion (MTION FOR A JURY VIEW OF EDEN MEMORIAL PARK)
Filed by Attorney for Defendant/Respondent

01/14/2014 Miscellaneous-Other (FINAL APPROVED JUROR QUESTIONNAIRE)
Filed by Attorney for Plaintiff/Petitioner

01/14/2014 Response (TO DEFT'S 1/8/14 SUBMISSION RE "RELIGION RELATED" QUESTIONNAIRE)
Filed by Attorney for Plaintiff/Petitioner

01/08/2014 Statement of Case ((Amended Proposed) and their Proposed CACI 101 Instruction by Defendants
SCI California Funeral Services, Inc. and Service Corporation International)
Filed by Attorney for Defendant/Respondent

01/08/2014 Brief (by Defendants SCI California Funeral Services, Inc. and Service Corporation International RE
Propriety of Religion-Related Questions in Jury Questionnaire)
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

01/07/2014 Request for Jury Instructions ((Amended) by Defendants SCI California)
Filed by Attorney for Defendant/Respondent

01/07/2014 Statement of Case ((Amended Proposed) by Defendants SCI California Funeral Services, Inc. and
Service Corporation International)
Filed by Attorney for Defendant/Respondent

01/03/2014 Miscellaneous-Other (Revised Preliminary Instruction per Court Order RE Prohibition Against
Conducting Research, Communications or Engaging in Social Media)
Filed by Attorney for Defendant/Respondent

12/27/2013 Miscellaneous-Other (DEFENDANTS' PROPOSED GLOSSARY OF TERMS TO BE GIVEN TO THE
JURY)
Filed by Attorney for Defendant/Respondent

12/23/2013 Stip & Order-use CSR (CSR JENNIFER SMITH, #13577 SANDS CASE)
Filed by Certified Shorthand Reporter

12/23/2013 Miscellaneous-Other (PLAINTIFFS' PROPOSED PRETRIAL JUROR QUESTIONNAIRE)
Filed by Attorney for Plaintiff/Petitioner

12/20/2013 Declaration (DEC OF M. AVENATTI IN SUPPORT OF PLTF OMNIBUS OBJECTION)
Filed by Attorney for Plaintiff/Petitioner

12/20/2013 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

12/20/2013 Objection Document (PLTF OMNIBUS OBJ AND RESPONSE TO DEFT UNAUTHORIZED MOTIONS)

Filed by Attorney for Plaintiff/Petitioner

12/20/2013 Objection Document (DEFENDANT'S OBJECTIONS TO PLAINTIFFS' JURY INSTRUCTIONS)

Filed by Attorney for Defendant/Respondent

12/20/2013 Notice (NTC OF LODGING PLTF'S PREV FILED OPPOSITIONS TO DEFTS MOTIONS TO REGULATE THE ORDER OF PROOF IN SUPPORT OF PLTF OMNIBUS OBJECTION)

Filed by Attorney for Plaintiff/Petitioner

12/19/2013 Amended List of Witnesses

Filed by Attorney for Defendant/Respondent

12/13/2013 Statement of Case (PROPOSED JOINT)

Filed by Attorney for Plaintiff/Petitioner

12/13/2013 List of Exhibits (JOINT EXHIBIT LIST)

Filed by Attorney for Plaintiff/Petitioner

12/13/2013 Notice (OF LODGING PARTIES' TRIAL DOCS)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Miscellaneous-Other (JOINT SUMMARY OF RULINGS ON PRE-TRIAL MOTIONS)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Brief (TRIAL BRIEF)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Proof of Service (RE PLTF'S OPP TO M.I.L. #21)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Opposition Document (PLTF OPP TO DEFT M.I.L. #21)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Miscellaneous-Other (PLTF'S UPDATE ON PLTF'S M.I.L. #6)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Opposition Document (PLTF OPP TO DEFT M.I.L. #23)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Opposition Document (PLTF OPP TO DEFT M.I.L. 30)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Objection Document (PLTF OBJECTIONS TO DEFT AMENDED REQ JURY INST.)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Declaration (DEC OF M. AVENATTI IN SUPPORT OF PLTF OPP TO M.I.L. 21)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Proof of Service (RE PLTF'S OPP TO M.I.L. 23)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Miscellaneous-Other (LILST OF PENDING TRIAL MATTERS)

Filed by Attorney for Plaintiff/Petitioner

12/06/2013 Declaration (DEC OF M. AVENATTI IS SUPPORT OF PLTF OPP TO M.I.L. 23)

Filed by Attorney for Plaintiff/Petitioner

12/04/2013 Proof of Service

Filed by Attorney for Defendant/Respondent

12/04/2013 Declaration (OF CANDACE SHIRLEY IN SUPPORT OF DEFT'S MTN TO REGULATE THE ORDER OF PROOF TO TRY THE BREAKAGE ISSUES BEFORE THE FRAUD ISSUES)

Filed by Attorney for Defendant/Respondent

12/04/2013 Declaration (OF CANDACE SHIRLEY IN OPP TO PLTF'S M.I.L. #24)

Filed by Attorney for Defendant/Respondent

12/04/2013 Declaration (OF CANDACE SHIRLEY IN SUPPORT OF MOTION TO COMPEL PLAINTIFFS TO FILE A TRIAL PLAN)

Filed by Attorney for Defendant/Respondent

12/04/2013 Opposition Document (TO M.I.L. #22)

Filed by Attorney for Defendant/Respondent

12/04/2013 Opposition Document (TO PLTF'S M.I.L. #24)

Filed by Attorney for Defendant/Respondent

12/04/2013 Opposition Document (TO PLTF'S M.I.L. #26)

Filed by Attorney for Defendant/Respondent

12/04/2013 Declaration (OF CANDACE SHIRLEY IN SUPPORT OF DEFT'S MOTION TO REGULATE THE ORDER OF PROOF TO HAVE THE COURT DETERMINE EQUITABLE REMEDIES AFTER JURY TRIAL ON LEGAL ISSUES.)

Filed by Attorney for Defendant/Respondent

12/04/2013 Declaration (OF CANDACE SHIRLEY IN OPP TO PLTF'S M.I.L. #20)

Filed by Attorney for Defendant/Respondent

12/04/2013 Miscellaneous-Other (PROPOSED PRETRIAL JUROR QUESTIONNAIRE)

Filed by Attorney for Defendant/Respondent

12/04/2013 Opposition Document (OPP TO PLTF'S M.I.L. #25)

Filed by Attorney for Defendant/Respondent

12/04/2013 Declaration (IF SHARON GONG IN OPP TO PLTF M.I.L. #24)

Filed by Attorney for Defendant/Respondent

12/04/2013 Opposition Document (DEFT'S LIMITED OPP TO PLTF M.I.L. #23)

Filed by Attorney for Defendant/Respondent

12/04/2013 Declaration (OF CANDACE SHIRLEY IN OPP TO PLTF'S M.I.L. #25)

Filed by Attorney for Defendant/Respondent

12/04/2013 Motion (DEFT MOTION TO REGULATE THE ORDER OF PROOF TO TRY THE BREAKAGE ISSUES BEFORE THE FRAUD ISSUES)

Filed by Attorney for Defendant/Respondent

12/04/2013 Opposition Document (TO PLTF M.I.L. 20)

Filed by Attorney for Defendant/Respondent

12/04/2013 Motion (TO REGULATE THE ORDER OF PROOF TO TRY THE LIABILITY ISSUES BEFORE THE DAMAGES ISSUES)

Filed by Attorney for Defendant/Respondent

12/04/2013 Motion (TO REGULATE THE ORDER OF PROOF TO HAVE THE COURT DETERMINE EQUITABLE REMEDIES AFTER JURY TRIAL ON LEGAL ISSUES)

Filed by Attorney for Defendant/Respondent

12/04/2013 Motion to Compel (PLTF'S TO FILE A TRIAL MANAGEMENT PLAN)

Filed by Attorney for Defendant/Respondent

- 12/02/2013** Miscellaneous-Other (STATUS CONFERENCE STATEMENT)
Filed by Attorney for Plaintiff/Petitioner
- 12/02/2013** Order (PI TRANSFER ORDER - CASE TRANSFERRED TO DEPT. 37(MOSK) FOR TRIAL)
Filed by Court
- 12/02/2013** Miscellaneous-Other (ELECTION NOT TO FILE AFFIDAVIT CCP 170.6)
Filed by Attorney for Defendant/Respondent
- 12/01/2013** Statement of Case
Filed by Attorney for Plaintiff/Petitioner
- 11/04/2013** Notice-Change-Firm Name / Address
Filed by Attorney for Defendant/Respondent
- 10/22/2013** Order (ORDER RE APPLICATION OF TED C. CRAIG TO APPEAR AS COUNSEL PRO HAC VICE
_____ ORDER SIGNED AND FILED 10/22/13 BY JUDGE LEE SMALLEY EDMON)
Filed by Attorney for Defendant/Respondent
- 10/09/2013** Ord-Appt Apprv Rptr as Rptr protem (CLAUDIA VECCHI-CORTEZ (11630) (213)471-2966)
Filed by Attorney for Defendant/Respondent
- 10/08/2013** List of Witnesses (JOINT WITNESS LIST & TIME ESTIMATES)
Filed by Attorney for Plaintiff/Petitioner
- 10/04/2013** Miscellaneous-Other (JOINT SUMMARY OF RULINGS ON PRE-TRIAL MOTIONS)
Filed by Attorney for Defendant/Respondent
- 10/04/2013** Miscellaneous-Other (PENDING PRE-TRIAL MOTIONS)
Filed by Attorney for Defendant/Respondent
- 10/02/2013** Notice (AMENDED NOTICE REGARDING MOTIONS TO BE HEARD ON OCTOBER 10, 2013)
Filed by Attorney for Defendant/Respondent
- 10/01/2013** Miscellaneous-Other (COURT'S TENTATIVE RULING RE: PLAINTIFFS' MOTION FOR
PERMISSION TO SHOW CERTAIN VIDEO AND PHOTOGRAPHIC EVIDENCE AT TRIAL)
Filed by Court
- 10/01/2013** List of Witnesses (PLAINTIFFS' PROPOSED CURRENT JOINT WITNESS LIST & TIME ESTIMATES
)
Filed by Attorney for Plaintiff/Petitioner
- 10/01/2013** Miscellaneous-Other (RULING ON PLTFF'S MOTION TO EXCLUDE WITNESSES UNDISCLOSED
IN DISCOVERY UNLESS THEY ARE DEPOSED AT LEAST 48 HOURS BEFORE TESTIFYING AT TRIAL)
Filed by Court
- 09/30/2013** Motion in Limine (NO 21 TO EXCLUDE TIMOTHY FLYNN'S OPINIONS OR TESTIMONY; OR,
ALTER- NATIVELY, TO PRECLUDE HIM FROM DISCUSSING THE FLORIDA LITIGATION OR EVIDENCE
PROTECTED BY THE ATTY CLIENT PREVILEGE)
Filed by Attorney for Defendant/Respondent
- 09/30/2013** Declaration (OF STEVEN H GURNEE IN SUPPORT OF MOTION IN LIMINE TO EXCLUDE
TIMOTHY FLYNN'S OPINIONS OR TESTI- MONY; OR ALTERNATIVELY TO PRECLUDE HIM FROM
DISCUSSINT FLORIDA LITIGA TION OR EVIDENCE PROTECTED)
Filed by Attorney for Defendant/Respondent
- 09/30/2013** Response (TO DEFENDANTS' OBJECTIONS FILED ON SEPTEMBER 27, 2013; REQUEST TO
STRIKE SUR-REPLY AND ADDITIONAL EVIDENCE SUBMITTED BY DEFENDANTS)
Filed by Attorney for Plaintiff/Petitioner
- 09/30/2013** Motion in Limine (NO 26 TO PRECLUDE D JAN DUFFY FROM OFFERING OPINIONS BEYOND
THE PROPER SCOPE OF HER TESTIMONY AND FROM OFFERING IMPROPER LEGAL OPINION RE THE

QUALIFICATIONS AND OPINIONS OF EXPERT WITNESSES. DEC.)

Filed by Attorney for Plaintiff/Petitioner

09/30/2013 Proof of Service (AMENDED REQUESTED JURY INSTRUCTIONS)

Filed by Attorney for Defendant/Respondent

09/30/2013 Proof of Service (PROPOSED JOINT WITNESS LIST)

Filed by Attorney for Defendant/Respondent

09/30/2013 Proof of Service (MOTION IN LIMINE NO 21)

Filed by Attorney for Defendant/Respondent

09/30/2013 Jury Instructions (AMENDED REQUESTED JURY INSTRUCTION)

Filed by Attorney for Defendant/Respondent

09/30/2013 Miscellaneous-Other (PROPOSED JOINT WITNESS LIST)

Filed by Attorney for Defendant/Respondent

09/27/2013 Reply/Response (DECLARATION OF ANTHONY LAMPE IN OPPOSITION TO NEW EVIDENCE PLAINTIFFS SUBMITTED WITH THE REPLY IN SUPPORT OF MOTION FOR SANCTIONS BASED ON DEFENDANTS' ALLEGED SPOILIATION OF EVIDENCE)

Filed by Attorney for Defendant/Respondent

09/27/2013 Objection Document (TO AND REQUEST TO STRIKE PLAINTIFFS' REPLY IN SUPPORT OF MOTION FOR PERMISSION TO SHOW THE JURY VIDEO AND PHOTOGRAPHIC EVIDENCE REGARDING THE DIFFICULTY OF VISIBLY SEEING HUMAN REMAINS)

Filed by Attorney for Defendant/Respondent

09/27/2013 Reply/Response (SUR-REPLY IN OPPOSITION TO NEW EVIDENCE PLAINTIFFS SUBMITTED WITH THE REPLY IN SUPPORT OF PLAINTIFFS MOTION FOR SANCTIONS BASED ON DEFENDANTS ALLEGED SPOILIATION OF EVIDENCE)

Filed by Attorney for Defendant/Respondent

09/27/2013 Reply/Response (DECLARATION OF CANDACE H. SHIRLEY IN OPPOSITION TO NEW EVIDENCE PLAINTIFFS SUBMITTED WITH THE REPLY IN SUPPORT OF MOTION FOR SANCTIONS BASED ON DEFENDANTS' ALLEGED SPOILIATION OF EVIDENCE)

Filed by Attorney for Defendant/Respondent

09/27/2013 Declaration (VANESSA HUBERT IN OPPOSITION TO NEW EVIDENCE PLAINTIFFS SUBMITTED WITH THE REPLY IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS BASED ON DEFENDANTS' ALLEGED SPOILIATION OF EVIDENCE)

Filed by Attorney for Defendant/Respondent

09/27/2013 Objection Document (TO AND REQUEST TO STRIKE PLAINTIFFS' REPLY IN SUPPORT OF MOTION TO EXCLUDE FROM TRIAL TESTIMONY BY WITNESSES NOT DISCLOSED DURING DISCOVERY UNLESS DEPOSED 48 HRS BEFORE TESTIFYING)

Filed by Attorney for Defendant/Respondent

09/27/2013 Objection Document (TO NEW EVIDENCE PLAINTIFFS SUBMITTED WITH THE REPLY IN SUPPORT OF MTN FOR PERMISSION TO SHOW JURY VIDEO AND PHOTOGRAPHIC EVIDENCE REGARDING DIFFICULTY OF SEEING HUMAN REMAINS IN THE SOIL)

Filed by Attorney for Defendant/Respondent

09/27/2013 Proof of Service

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

09/24/2013 Proof of Service (RE REPLY BRIEFS IN SUPPORT OF MOTIONS TO EXCLUDE FROM TRIAL TESTIMONY BY WITNESSES NOT DISCLOSED DURING DISCOVERY UNLESS DEPOSED AT LEAST 48 HOURS BEFORE TESTIFYING)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Statement of Case (DEFENDANT'S PROPOSED STATEMENT OF THE CASE)

Filed by Attorney for Defendant/Respondent

09/24/2013 Statement of Case (PLAINTIFFS' PROPOSED JOINT STATEMENT OF THE CASE)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Brief-Reply (IN SUPPORT OF MOTION TO EXCLUDE FROM TRIAL TESTIMONY BY WITNESSES NOT DISCLOSED DURING DISCOVERY UNLESS THEY ARE DEPOSED AT LEAST 48 HOURS BEFORE TESTIFYING AT TRIAL)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Reply/Response (PLAINTIFF'S REPLY IN SUPPORT OF MOTION FOR PERMISSION TO SHOW THE JURY VIDEO AND PHOTOGRAPHIC EVIDENCE RE DIFFICULTY OF VISIBLY SEEING HUMAN REMAINS IN THE SOIL)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Reply/Response (DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF MOTION FOR PERMISSION TO SHOW THE JURY VIDEO AND PHOTOGRAPHIC EVIDENCE RE THE DIFFICULTY OF VISIBLY SEEING HUMAN REMAINS IN THE SOIL)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Declaration (MICHAEL NEFF IN SUPPORT OF MOTION FOR PERMISSION TO SHOW THE JURY VIDEO AND PHOTOGRAPHIC EVIDENCE RE DIFFICULTY OF VISIBLY SEEING HUMAN REMAINS IN THE SOIL)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Brief-Reply (IN SUPPORT OF MOTION FOR SANCTIONS BASED ON DEFENDANTS' SPOILIATION OF EVIDENCE)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Reply/Response (DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' REPLY BRIEF IN SUPPORT OF MOTION FOR SANCTIONS BASED ON DEFENDANTS' SPOILIATION OF EVIDENCE)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Declaration (MICHAEL NEFF IN SUPPORT OF PLAINTIFFS' REPLY BRIEF IN SUPPORT OF MOTION FOR SANCTIONS BASED ON DEFENDANTS' SPOILIATION OF EVIDENCE)

Filed by Attorney for Plaintiff/Petitioner

09/24/2013 Reply/Response (TO EVIDENTIARY OBJECTIONS IN OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS BASED ON DEFENDANTS' SPOILIATION OF EVIDENCE)

Filed by Attorney for Plaintiff/Petitioner

09/20/2013 Ord-Appt Apprv Rptr as Rptr protem (MARK SCHWEITZER CSR NO. 10514)

Filed by Attorney for Plaintiff/Petitioner

09/19/2013 Opposition Document (to Plaintiffs Ex Parte Application for an order precluding defendants from filing non-expert related Motions in Limine)

Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (OF ANTHONY M. LAMPE IN SUPPORT OF OPPOSITION TO MOTION FOR PERMISSION TO SHOW THE JURY VIDEO AND PHOTOGRAPHIC EVIDENCE RE THE DIFFICULTY OF VISIBLY SEEING HUMAN REMAINS IN THE SOIL)

Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (CANDACE H. SHIRLEY IN SUPPORT OF OPPOSITION TO PLTFF'S MTN FOR PERMISSION TO SHOW THE JURY VIDEO AND PHOTOGRAPHIC EVIDENCE RE DIFFICULTY OF VISIBLY

SEEING HUMAN REMAINS IN THE SOIL)
Filed by Attorney for Defendant/Respondent

09/18/2013 Proof of Service
Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (OF VANESSA H. HUBERT IN SUPPORT OF DEFTS OPPOSITION TO MTN TO EXCLUDE TESTIMONY BY WITNESSES NOT DISCLOSED DURING DISCOVERY UNLESS THEY ARE DEPOSED AT LEAST 48 HRS BEFORE TESTIFYING AT TRIAL)
Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (OF STEVEN H. GURNEE IN OPPOSITION TO PLAINTIFFS MOTION FOR SANCTIONS BASED ON DEFENDANTS ALLEGED SPOILIATION OF EVIDENCE)
Filed by Attorney for Defendant/Respondent

09/18/2013 Request for Judicial Notice (IN OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS BASED ON DEFENDANTS ALLEGED SPOILIATION OF EVIDENCE)
Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (ANTHONY M. LAMPE IN OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS BASED ON ALLEGED SPOILIATION OF EVIDENCE)
Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (OF MARTIN LEE NELSON IN OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS BASED ON DEFENDANTS' ALLEGED SPOILIATION OF EVIDENCE)
Filed by Attorney for Defendant/Respondent

09/18/2013 Objection Document (DEFENDANTS' EVIDENTIARY OBJECTIONS IN OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS BASED ON DEFENDANTS' ALLEGED SPOILIATION OF EVIDENCE)
Filed by Attorney for Defendant/Respondent

09/18/2013 Motion in Limine
Filed by Attorney for Defendant/Respondent

09/18/2013 Supporting Docs/ P's & A's (IN SUPORT OF MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF RAYMOND KNOPKE AS SPECULATIVE AND WITHOUT FOUNDATION; OR, FOR HEARING PURSUANT TO EVIDENCE CODE 402)
Filed by Attorney for Defendant/Respondent

09/18/2013 Request for Judicial Notice (IN SUPPORT OF MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF RAYMOND KNOPKE AS)
Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (OF STEVEN H. GURNEE IN SUPPORT OF MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF RAYMOND KNOPKE)
Filed by Attorney for Defendant/Respondent

09/18/2013 Opposition Points & Authorities (IN OPPOSITION TO MOTION FOR SANCTIONS BASED ON DEFENDANTS' ALLEGED SPOILIATION OF EVIDENCE)
Filed by Attorney for Defendant/Respondent

09/18/2013 Reply/Response (EDWARD A. AGUILAR'S RESPONSE TO DEFENDANT UNIVERSAL PROTECTION SERVICE LP'S PETITION TO COMPEL ARBITRATION AND TO DISMISS CLASS/ REPRESENTATIVE CLAIMS)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Supporting Docs/ P's & A's (in support of motion to compel plaintiffs to file a trial plan)
Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (of Candace H. Shirley in support of Motion to Compel Plaintiffs to file a trial plan)
Filed by Attorney for Defendant/Respondent

09/18/2013 Motion in Limine (no. 30 Notice of Motion to Exclude Admission of or references to 60 minutes and CNN Broadcasts and other pieces of media)
Filed by Attorney for Defendant/Respondent

09/18/2013 Request for Judicial Notice (in support of motion to exclude admission of or references to 60 minutes and CNN Broadcasts and other pieces of media)
Filed by Attorney for Defendant/Respondent

09/18/2013 Declaration (of Steven H. Gurnee in support of Motion to Exclude Admission of or references to 60 minutes and CNN Broadcasts and other pieces of media)
Filed by Attorney for Defendant/Respondent

09/18/2013 Motion in Limine (no. 31 Motion in Limine to Exclude evidence or mention of Lawn Crypts)
Filed by Attorney for Defendant/Respondent

09/18/2013 Motion in Limine (no. 32 Motion in Limine to Exclude evidence or mention of alleged damage to unoccupied OBCS and disinternments)
Filed by Attorney for Defendant/Respondent

09/18/2013 Motion in Limine (no. 20 Motion in Limine to Preclude defendants from offering duplicative expert opinions; declaration of Michael J. Avenatti)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Motion in Limine (no. 21 Motion in Limine to preclude Lawrence Anspach from offering opinions re whether disclosure of the problems at Eden would affect market value; decl. of Avenatti)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Motion in Limine (no. 22 Motion in Limine to preclude Edward Bronson from offering opinions beyond scope of initial declaration; declaration of Michael J. Avenatti)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Motion in Limine (no. 23 Motion in Limine to preclude defendants' expert Paul Elvig from offering testimony re the investigation of Eden; declaration of Michael J. Avenatti)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Motion in Limine (no. 24 Motion in Limine to exclude Rabbi Jerry Cutler from testifying at trial; declaration of Michael J. Avenatti)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Motion in Limine (no. 25 Motion in Limine to preclude John Resich from offering legal opinions; opinions on witness credibility; and opinions on sectional collapse experiment)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Declaration (Omnibus declaration of Michael J. Avenatti in support of plaintiffs' expert motions in limine nos. 20-25)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Proof of Service (re plaintiffs' motions in limine re experts filed September 18, 2013)
Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Opposition Points & Authorities (TO MOTION FOR PERMISSION TO SHOW THE JURY VIDEO AND PHOTOGRAPHIC EVIDENCE REGARDING THE DIFFICULTY OF VISIBLY SEEING HUMAN REMAINS IN THE SOIL)
Filed by Attorney for Defendant/Respondent

09/18/2013 Opposition Points & Authorities (IN OPPOSITION TO MOTION TO EXCLUDE FROM TRIAL TESTIMONY BY WITNESSES NOT DISCLOSED DURING DISCOVERY UNLESS THEY ARE DEPOSED AT LEAST 48 HOURS BEFORE TESTIFYING AT TRIAL)
Filed by Attorney for Defendant/Respondent

09/18/2013 Ex-Parte Application (PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER PRECLUDING

DEFENDANTS FROM FILING ADDITIONAL NON EXPERT MOTIONS IN LIMINE IN VIOLATION OF PREVIOUS COURT ORDERS AND DEADLINES AND)

Filed by Attorney for Plaintiff/Petitioner

09/18/2013 Motion to Compel (Plaintiffs to file a trial plan)

Filed by Attorney for Defendant/Respondent

09/03/2013 Declaration (OF TED C. CRAIG IN SUPPORT OF PRO HAC VICE APPLICATION)

Filed by Attorney for Defendant/Respondent

08/09/2013 Notice of Continuance (RE RELATED ORDERS)

Filed by Attorney for Plaintiff/Petitioner

08/09/2013 Notice of Continuance (RE: HEARING DATE ON MOTIONS TO QUASH TRIAL SUBPOENAS TO JP MORGAN SECURITIES, LLC AND SHEARMAN & STERLING LLP)

Filed by Attorney for Plaintiff/Petitioner

08/05/2013 Response (RE: TO DEFT'S STATEMENT RE ISSUES TO BE ADDRESSED DURING AUG 7 2013 CONFERENCE)

Filed by Attorney for Plaintiff/Petitioner

08/02/2013 Notice of Continuance (RE: MOTION TO QUASH TO: 11/01/13 FROM:08/05/13)

Filed by Attorney for Defendant/Respondent

07/31/2013 Miscellaneous-Other (STATEMENT REGARDING ISSUES TO BE ADDRESSED DURING AUGUST 7, 2013 CONFERENCE CALL)

Filed by Attorney for Plaintiff/Petitioner

07/30/2013 Proof of Service (BY NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Defendant/Respondent

07/30/2013 Proof of Service (GURNEE & DANIELS LLP BY NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Defendant/Respondent

07/30/2013 Proof of Service (BY NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Defendant/Respondent

07/30/2013 Proof of Service (BY SHEARMAN & STERLING LLP)

Filed by Attorney for Defendant/Respondent

07/29/2013 Reply/Response (TO OPPOSITION TO PLAINTIFFS' OPPOSITION TO MOTIONS TO QUASH TRIAL SUBPOENAS TO JP MORGAN SECURITIES LLC AND SHEARMAN & STERLING LLP)

Filed by Attorney for Defendant/Respondent

07/29/2013 Reply/Response (REPLY MEMO OF POINTS AND AUTHORITIES IN FURTHER SUPPORT OF MOTION TO QUASH PLAINTIFFS TRIAL SUBPOENA ISSUED TO SHEARMAN & STERLING LLP ALTERNATIVE MOTION FOR PROT. ORDER [BY NON PARTY SHEARMAN & STERLING])

Filed by Attorney for Defendant/Respondent

07/23/2013 Proof of Service (PARTY SERVED: BRIAN J PANISH FILED BY: JOHN M SORICH, ESQ ON BEHALF JP MORGAN SECURITIES LLC)

Filed by Interested Party

07/23/2013 Opposition Document (RE: TO MOTIONS TO QUASH TRIAL SUBPONEAS TO JP MORGAN SECURITIES, LLC AND SHEARMAN & STERLING LLP)

Filed by Attorney for Plaintiff/Petitioner

07/23/2013 Proof of Service (PARTY SERVED: MICHAEL J AVENATTI FILED BY JOHN M SORICH ON BEHALF NON-PARTY JP MORGAN)

Filed by Interested Party

07/22/2013 Motion (TO EXCLUDE FROM TRIAL TESTIMONY BY WITNESSES NOT DISCLOSED DURING

DISCOVERY UNLESS THEY ARE DEPOSED AT LEAST 48 HOURS BEFORE TESTIFYING AT TRIAL;
DECLARATION OF MICHAEL J. AVENATTI)
Filed by Attorney for Plaintiff/Petitioner

07/22/2013 Motion for Sanctions (BASED ON DEFENDANTS' SPOILIATION OF EVIDENCE)
Filed by Attorney for Plaintiff/Petitioner

07/22/2013 Motion (FOR PERMISSION TO SHOW THE JURY VIDEO AND PHOTOGRAPHIC EVIDENCE RE
DIFFICULTY OF VISIBLY SEEING HUMAN REMAINS IN THE SOIL; DECLARATION OF MICHAEL J. AVENATTI
)
Filed by Attorney for Plaintiff/Petitioner

07/22/2013 Proof of Service (RE: PLAINTIFFS' MOTIONS FOR PERMISSION TO SHOW THE JURY VIDEO
AND PHOTOGRAPHIC EVIDENCE REGARDING THE DIFFICULTY OF VISIBLY SEEING HUMAN REMAINS IN
THE SOIL, FOR SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

07/22/2013 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTION
BASED ON DEFENDANTS' SPOILIATION OF EVIDENCE)
Filed by Attorney for Plaintiff/Petitioner

07/15/2013 Brief (RE DEPOSITION OF TIMOTHY FLYNN)
Filed by Attorney for Plaintiff/Petitioner

07/15/2013 Proof of Service (GURNEE & DANIELS, LLP FILED BY SHEARMAN & STERLING LLP FOR
NON-PARTY J.P. MORGAN SEC.)
Filed by Attorney for Plaintiff/Petitioner

07/15/2013 Proof of Service (EAGAN AVENATTI, LLP SHEARMAN & STERLING LLP FOR NON-PARTY J.P.
MORGAN SEC.)
Filed by Attorney for Plaintiff/Petitioner

07/15/2013 Proof of Service (PANISH SHEA & BOYLE, LLP SHEARMAN & STERLING LLP FOR NON-PARTY
J.P. MORGAN SEC.)
Filed by Attorney for Plaintiff/Petitioner

07/15/2013 Proof of Service (GILBERT KELLY CROWLEY & JENNETT LLP SHEARMAN & STERLING LLP FOR
NON-PARTY J.P. MORGAN SEC.)
Filed by Attorney for Plaintiff/Petitioner

07/15/2013 Proof of Service (YOKA & SMITH LLP SHEARMAN & STERLING LLP FOR NON-PARTY J.P.
MORGAN SEC.)
Filed by Attorney for Plaintiff/Petitioner

07/15/2013 Motion (TO EXCLUDE WITNESS TIMOTHY FLYNN FROM TESTIFYING OR ALTERNATIVELY, TO
COMPEL PLAINTIFFS TO PRODUCE HIM FOR DEPOSITION)
Filed by Attorney for Defendant/Respondent

07/12/2013 Motion to Quash (TRIAL SUBPOENAS ISSUED TO J.P. MORGAN AND SHEARMAN & STERLING
LLP)
Filed by Attorney for Defendant/Respondent

07/12/2013 Motion to Quash (OR IN THE ALTERNATIVE TO MODIFY PLAINTIFFS' TRIAL SUBPOENAS AS TO
J.P. MORGAN SECURITIES LLC)
Filed by Attorney for Defendant/Respondent

07/12/2013 Declaration (JOHN A. MARZULLI, JR. IN SUPPORT OF MOTION TO QUASH TRIAL SUBPOENA
OR, IN THE ALTERNATIVE, FOR A PROTECTIVE ORDER NON-PARTY SHEARMAN & STERLING LLP)
Filed by Attorney for Defendant/Respondent

07/12/2013 Declaration (OF GARETT D. POSTON IN SUPPORT OF J.P. MORGAN SECURITIES LLC'S

MOTION TO QUASH/MODIFY TRIAL SUBPOENAS ALVARADO SMITH NON-PARTY J.P. MORGAN SECURITIES)

Filed by Attorney for Defendant/Respondent

07/12/2013 Motion to Quash (TRIAL SUBPOENA ISSUED TO SHEARMAN & STERLING LLP OR, IN THE ALTERNATIVE, MOTION FOR PROTECTIVE ORDER [SHEARMAN & STERLING] FOR NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Defendant/Respondent

07/12/2013 Declaration (TONY J. CHENG IN SUPPORT OF JP MORGAN SECURITIES LLC'S MOTION TO QUASH OR MODIFY TRIAL SUBPOENAS ALVARADO SMITH FOR NON-PARTY J.P. MORGAN SEC.)

Filed by Attorney for Defendant/Respondent

07/12/2013 Declaration (CHRISTOPHER P. LEVEL IN SUPPORT OF MOTION TO QUASH TRIAL SUBPOENAS ISSUED TO JP MORGAN AND TO SHEARMAN & STERLING LLP)

Filed by Attorney for Defendant/Respondent

07/08/2013 Reply/Response (TO MOTIONS TO QUASH TRIAL SUBPOENAS TO JP MORGAN SECURITIES LLC AND SHEARMAN & STERLING LLP; DECLARATION OF MICHAEL J. AVENATTI)

Filed by Attorney for Plaintiff/Petitioner

07/03/2013 Notice (OF WITHDRAWAL OF MOTION TO QUASH PLAINTIFFS' TRIAL SUBPOENAS ISSUED TO J.P. MORGAN AND TO SHEARMAN & STERLING LLP)

Filed by Attorney for Defendant/Respondent

07/01/2013 Notice of Continuance (TRIAL DATE AND FINAL STATUS CONFERENCE)

Filed by Attorney for Plaintiff/Petitioner

07/01/2013 Notice of Ruling (RE: DEFENDANTS' RENEWED MOTION TO COMPEL EXCAVATION OF GRAVES AT EDEN MEMORIAL PARK)

Filed by Attorney for Plaintiff/Petitioner

07/01/2013 Notice (OF MANDATORY SETTLEMENT CONFERENCE)

Filed by Attorney for Plaintiff/Petitioner

06/27/2013 Miscellaneous-Other (COURT'S RULING ON DEFENDANTS' RENEWED MOTION TO COMPEL EXCAVATION OF GRAVES AT EDEN MEMORIAL PARK)

Filed by Court

06/27/2013 Ord-Appt Apprv Rptr as Rptr protem (DAVID SALYER CSR#4410 (213)382-1032)

Filed by Certified Shorthand Reporter

06/26/2013 Statement-Case Management (JOINT STATUS CONFERENCE STATEMENT)

Filed by Attorney for Plaintiff/Petitioner

06/26/2013 Statement-Case Management (JOINT)

Filed by Attorney for Plaintiff/Petitioner

06/26/2013 List of Witnesses (JOINT)

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

06/25/2013 Notice (OF WITHDRAWAL OF MAY 31, 2013 TRIAL SUBPOENAS TO JP MORGAN SECURITIES, LLC AND SHEARMAN & STERLING LLP)

Filed by Attorney for Plaintiff/Petitioner

06/20/2013 Proof of Service (FILED BY ALVARADO SMITH, APC FOR NON-PARTY J.P. MORGAN SECURITIES)

Filed by Attorney for Objector

06/20/2013 Notice (NON-OPPOSITION TO APPLICATION OF TED C. CRAIG TO APPEAR AS COUNSEL PRO HAC VICE)

Filed by Attorney for Defendant/Respondent

06/20/2013 Proof of Service (FILED BY ALVARADO SMITH, APC NON-PARTY J.P. MORGAN SECURITIES)

Filed by Attorney for Objector

06/18/2013 Notice (OF ENTRY OF ORDER RE MOTION FOR MODIFICATION AND/OR RESCISSION OF THE COURT'S NOVEMBER 19, 2010 SANCTION ORDER)

Filed by Attorney for Defendant/Respondent

06/17/2013 Proof of Service (BY SHEARMAN & STERLING LLP FOR NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Plaintiff/Petitioner

06/17/2013 Miscellaneous-Other (RE: OF PAYMENT TO CALIFORNIA STATE BAR RE: PROHAC VICE APPL RE: TED CRAIG)

Filed by Attorney for Defendant/Respondent

06/17/2013 Proof of Service (FILED BY SHEARMAN & STERLING FOR NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Objector

06/17/2013 Proof of Service (BY SHEARMAN & STERLING LLP FOR NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Objector

06/17/2013 Proof of Service (FILED BY SHEARMAN & STERLING FOR NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Objector

06/14/2013 Declaration (OF GARETT D. POSTON IN SUPPORT OF J.P. MORGAN SECURITIES LLC'S MOTION TO QUASH/MODIFY TRIAL SUBP. FILED BY ALVARADO SMITH FOR NON-PARTY J.P. MORGAN SECURITIES)

Filed by Attorney for Objector

06/14/2013 Motion to Quash (OR MODIFY TRIAL SUBPOENAS ISSUED TO J.P. MORGAN SECURITIES LLC FILED BY ALVARADOSMITH NON-PARTY J.P. MORGAN SECURITIES)

Filed by Attorney for Objector

06/14/2013 Declaration (JOHN A. MARZULLI, JR. IN SUPPORT OF MOTION TO QUASH TRIAL SUBPOENA TO QUASH OR FOR PROTECTIVE ORDER FILED BY SHEARMAN & STERLING LLP FOR NON-PARTY SHEARMAN & STERLING)

Filed by Attorney for Objector

06/14/2013 Motion to Quash (TRIAL SUBPOENA ISSUED TO SHEARMAN & STERLING LLP OR ALTERNATIVELY MOTION FOR PROTECTIVE ORDER FILED BY SHEARMAN & STERLING LLP NON-PARTY SHEARMAN & STERLING LLP)

Filed by Attorney for Objector

06/14/2013 Declaration (TONY J. CHENG IN SUPPORT OF J.P. MORGAN SECURITIES LLC'S MTN TO QUASH OR IN THE ALTERNATIVE TO MODIFY PLAINTIFFS' TRIAL SUBP. FILED BY ALVAADO SMITH FOR NON-PARTY J.P. MORGAN SECURITIES)

Filed by Attorney for Objector

06/14/2013 Motion to Quash (J.P. MORGAN AND TO SHEARMAN & STERLING LLP MOTION FOR PROTECTIVE ORDER PRECLUDING THE PRODUCTION OF THESE DOCUMENTS)

Filed by Attorney for Defendant/Respondent

06/14/2013 Declaration (CHRISTOPHER P. LEVEL IN SUPPORT OF DEFENDANTS' MOTION TO QUASH TRIAL SUBPOENAS ISSUED TO J.P. MORGAN AND TO SHEARMAN & STERLING LLP)

Filed by Attorney for Defendant/Respondent

06/13/2013 Reply/Response (REPLY DECLARATION OF CANDACE H. SHIRLEY IN SUPPORT OF RENEWED MOTION TO COMPEL INSPECTION OF PLOTS AND OUTER BURIAL CONTAINERS)
Filed by Attorney for Defendant/Respondent

06/13/2013 Reply/Response (REPLY MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF RENEWED MOTION TO COMPEL INSPECTION OF PLOTS AND OUTER BURIAL CONTAINERS)
Filed by Attorney for Defendant/Respondent

06/04/2013 Opposition Document (to defendants' "renewed" motion to compel The Excavation of Graves)
Filed by Attorney for Plaintiff/Petitioner

06/04/2013 Declaration (of Michael J. Avenatti in support of plaintiffs' opposition to defendants "Renewed" motion to compel the excavation of graves)
Filed by Attorney for Plaintiff/Petitioner

06/04/2013 Declaration (of Michael Neff in support of plaintiffs' opposition to defendants' "renewed" motion to compel the excavation of graves)
Filed by Attorney for Plaintiff/Petitioner

06/04/2013 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

05/31/2013 Application-Pro Hac Vice (TED C. CRAIG TO APPEAR PRO HAC VICE)
Filed by Attorney for Defendant/Respondent

05/30/2013 Brief (re request for hearing date re defendants' motion to compel DNA testing)
Filed by Attorney for Defendant/Respondent

05/24/2013 Declaration (of Steven H. Gurnee in opposition to plaintiffs' ex parte application for an order setting a date for the deposition of defendants' expert witness)
Filed by Attorney for Defendant/Respondent

05/24/2013 Brief (in support of ex parte application for an order setting a date for the deposition of defendants' expert witness Craig Enos and the Production of his documents;)
Filed by Attorney for Plaintiff/Petitioner

05/24/2013 Opposition Document (to plaintiffs' ex parte application for an order setting a date for the deposition of defendants' expert witness Craig Enos and The Production of his documents)
Filed by Attorney for Defendant/Respondent

05/23/2013 Ex-Parte Application (FOR ORDER SETTING DEPOSITION OF EXPERT WITNESSES)
Filed by Attorney for Plaintiff/Petitioner

05/22/2013 Supplement (brief in opposition to defendants' motion to recind or modify the sanctions ordered of 11/19/10)
Filed by Attorney for Plaintiff/Petitioner

05/22/2013 Supplement (brief in support of motion seeking modification of the court's sanctions order of 11/19/10)
Filed by Attorney for Defendant/Respondent

05/13/2013 Opposition Points & Authorities (TO MOTION IN LIMINE NO. 4)
Filed by Attorney for Defendant/Respondent

05/10/2013 Brief (PLAINTIFFS' BRIEF RE ALLEGED EXPERT DEPOSITIONS DISPUTE)
Filed by Attorney for Plaintiff/Petitioner

05/09/2013 Points and Authorities (REPLY MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION FOR LEAVE TO COMMENCE DEVELOPMENT OF HILLS OF MOSES AT EDEN MEMORIAL PARK)
Filed by Attorney for Defendant/Respondent

05/09/2013 Objection Document (OBJECTIONS TO THE UNTIMELY SUPPLEMENTAL DECLARATION OF JASON M. FRANK IN SUPPORT OF PLAINTIFFS' MOTIONS IN LIMINE NO. 1-19)

Filed by Attorney for Defendant/Respondent

05/09/2013 Opposition Document (to request to file renewed motion to compel inspection of plots and outer burial containers)

Filed by Attorney for Plaintiff/Petitioner

05/09/2013 Points and Authorities (REPLY MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF THEIR MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Defendant/Respondent

05/09/2013 Declaration (REPLY DECLARATION OF STEVEN H. GURNEE IN SUPPORT OF MOTION FOR LEAVE TO COMMENCE DEVELOPMENT OF HILLS OF MOSES AT EDEN MEMORIAL PARK)

Filed by Attorney for Defendant/Respondent

05/09/2013 Declaration (REPLY DECLARATION OF STEVEN H. GURNEE IN SUPPORT OF MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Defendant/Respondent

05/09/2013 Brief (RE EXPERT DISCOVERY DISPUTE)

Filed by Attorney for Defendant/Respondent

05/08/2013 Miscellaneous-Other (SUMMARY OF MEET AND CONFER EFFORTS RE DISCOVERY DISPUTE (DEFENDANTS' RENEWED MOTION TO INSPECT PLOTS AND LAND))

Filed by Attorney for Defendant/Respondent

05/07/2013 Declaration (MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFF'S BRIEF IN OPPOSITION TO MOTION FOR LEAVE TO COMMENCE DEVELOPMENT OF HILLS OF MOSES AT EDEN MEMORIAL PARK)

Filed by Attorney for Plaintiff/Petitioner

05/07/2013 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF OPPOSITION TO MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Plaintiff/Petitioner

05/07/2013 Declaration (OF JASON M. FRANK IN SUPPORT OF OPPOSITION TO MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Plaintiff/Petitioner

05/07/2013 Opposition Document (TO MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Plaintiff/Petitioner

05/07/2013 Declaration (OF JASON M. FRANK IN SUPPORT OF PLAINTIFFS' BRIEF IN OPPOSITION TO DEFENDANTS' MOTION FOR LEAVE TO COMMENCE DEVELOPMENT OF HILLS OF MOSES AT EDEN MEMORIAL PARK)

Filed by Attorney for Plaintiff/Petitioner

05/07/2013 Proof of Service (RE: PLAINTIFFS' OPPOSITIONS TO DEFENDANTS' MOTION TO AUGMENT EXPERT WITNESS DESIGNATION AND MOTION FOR LEAVE TO COMMENCE DEVELOPMENT OF HILLS OF MOSES AT EDEN MEMORIAL PARK)

Filed by Attorney for Plaintiff/Petitioner

05/07/2013 Opposition Document (TO MOTION FOR LEAVE TO COMMENCE DEVELOPMENT OF HILLS OF MOSES AT EDEN MEMORIAL PARK)

Filed by Attorney for Plaintiff/Petitioner

05/06/2013 Request for Judicial Notice (IN OPPOSITION TO MOTIION IN LIMINE NO. 6)

Filed by Attorney for Defendant/Respondent

05/06/2013 Declaration (jason frank supplemental 5-13 in support of motions in limine #1 -19)

Filed by Attorney for Plaintiff/Petitioner

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 13)

Filed by Attorney for Defendant/Respondent

05/06/2013 Declaration (STEVEN H. GURNEE IN OPPOSITION TO MOTION IN LIMINE NO. 4)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 6)

Filed by Attorney for Defendant/Respondent

05/06/2013 Notice (OF QUALIFIED NON-OPPOSITION TO PLAINTIFFS' MOTION IN LIMINE NO. 10)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION I N LIMINE N O. 16)

Filed by Attorney for Defendant/Respondent

05/06/2013 Notice (OF NON-OPPOSITION TO MOTION IN LIMINE NO. 7)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 3)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 11)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 14)

Filed by Attorney for Defendant/Respondent

05/06/2013 Notice (OF NON-OPPOSITION TO MOTION IN LIMINE NO. 12)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE 1)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 2)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 8)

Filed by Attorney for Defendant/Respondent

05/06/2013 Request for Judicial Notice (IN OPPOSITION TO MOTION IN LIMINE NO. 2)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 5)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 18)

Filed by Attorney for Defendant/Respondent

05/06/2013 Opposition Document (TO MOTION IN LIMINE NO. 19)

Filed by Attorney for Defendant/Respondent

05/03/2013 Opposition Document (to defendants' motion in limine no. 10 to exclude the notes prepared by

Patricia Lopez and all references to the notes;)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 11 to exclude expert opinions not offered at

deposition and to exclude undisclosed exprt witnesses;)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 8 for preliminary admonition to all potential

jurors not to read newspapers or follow media coverage)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 7 to exclude evidence of or references to any alleged wrong doing at Eden which is not related to certified class claims)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 6 to exclude plaintiffs from referring to or introducing any evidence or commenting upon unrelated department of consumer affairs complaints)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 5 to exclude plaintiffs from introducing any opinions or citations issued by the department of consumer affairs)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 4 to exclude all references to discovery orders or other orders of the court including the November 19, 2010 sanctions)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 3 to rescind or modify the sanctions ordered of November 19, 2010)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 2 to exclude evidence of any other claims)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 1 to exclude plaintiffs from referring to or introducing any evidence)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Notice of Lodging (evidence in support of plaintiffs' opposition to defendants' motion in limine volume 1 of 4)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Notice of Lodging (evidence in support plaintiffs' opposition to defendants' motion in limine volume 2 of 4)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Notice of Lodging (evidence in support plaintiffs' oppositions to defendants' motion in limine volume 3 of 4)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Declaration (STEVEN H. GURNEE IN OPPOSITION TO PLAINTIFFS' MOTION IN LIMINE NO. 2)

Filed by Attorney for Defendant/Respondent

05/03/2013 Opposition Document (TO PLAINTIFFS' MOTION IN LIMINE NO. 9)

Filed by Attorney for Defendant/Respondent

05/03/2013 Opposition Document (TO PLAINTIFFS' MOTION IN LIMINE NO 17)

Filed by Attorney for Defendant/Respondent

05/03/2013 Opposition Document (TO PLAINTIFF'S MOTION IN LIMINE NO. 15)

Filed by Attorney for Defendant/Respondent

05/03/2013 Declaration (STEVEN H. GURNEE IN OPPOSITION TO MOTION IN LIMINE NO. 6)

Filed by Attorney for Defendant/Respondent

05/03/2013 Notice of Lodging (evidence in support plaintiffs' oppositions to defendants' motion in limine (volume 4 of 4))

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Proof of Service (re: plaintiffs' opposition to motions in limine)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Notice (of objection to defendants' Omnibus statement in support of pre-trial motions)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Notice (of and objection to the declaration of Edward J. Bronson filed in support of defendants motion in limine no. 19 to exclude opinion and testimony of David Stewart)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 29 to exclude references to pretrial publicity including CNN interviews, segment from 60 minutes television program)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Declaration (of Stephanie Kirschner in support of plaintiffs' opposition to defendants' motion in limine no. 28 to exclude evidence of or references to claims asserted in Kirschner vs. SCI)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Declaration (of Stephanie Kirschner in support of plaintiffs' opposition to defendants' motion in limine no. 28 to exclude evidence of or references to claims asserted in Kirschner v. SCI)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 28 to exclude evidence of or references to claims asserted in Kirschner vs SCI; Declaration of Michael J. Avenatti)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Response (to defendants' motion in limine 27 to exclude evidence of or references to claims asserted in Ytshaky v. SCI)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 26 to exclude reference to or introduction of evidence of the interment, disinterment and subsequent discovery of bone fragments in the grave)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine 20 to exclude testimony of Bob Roberts; declaration of Michael J. Avenatti)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 19 to exclude reference to or the interoduction of any evidence of the opinions or testimony of David Stewart)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (partial opposition to defendants' motion in limine no. 18 to exclude any reference, argument or allusion to the wealth or any insurance of the defendants)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 17 seeking to exclude evidence of non-recoverable damages; Declaration of Michael J. Avenatti)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 16 for an order excluding all inflammatory comments by plaintiffs)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 15 to preclude plaintiffs from commenting upon defendants' claim or privilege or introducing privledged testimony)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 14 to exclude plaintiffs from referring to or introducing any evidence concerning pre-1985 conduct at Eden Memorial park;)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 13 to exclude plaintiffs from introducing any evidence related to the Josh Harri Grave Skull incident;)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 12 to apply the protective order to trial and exclude references to defendants' efforts to maintain confidentiality)

Filed by Attorney for Plaintiff/Petitioner

05/03/2013 Opposition Document (to defendants' motion in limine no. 9 to exclude evidence of notes taken by Darryl Bowden;)

Filed by Attorney for Plaintiff/Petitioner

05/01/2013 Motion to Compel (INSPECTION OF PLOTS AND OUTER BURIAL CONTAINERS)

Filed by Attorney for Defendant/Respondent

05/01/2013 Supporting Docs/ P's & A's (IN SUPPORT OF RENEWED MOTION TO COMPEL INSPECTION OF PLOTS AND OUTER BURIAL CONTAINERS)

Filed by Attorney for Defendant/Respondent

05/01/2013 Declaration (STEVEN H. GURNEE IN SUPPORT OF RENEWED MOTION TO COMPEL INSPECTION OF PLOTS AND OUTER BURIAL CONTAINERS)

Filed by Attorney for Defendant/Respondent

05/01/2013 Declaration (OF ANTHONY LAMPE IN SUPPORT OF DEFENDANTS' RENEWED MOTION TO COMPEL INSPECTION OF PLOTS AND OUTER BURIAL CONTAINERS)

Filed by Attorney for Defendant/Respondent

05/01/2013 Request for Judicial Notice (IN SUPPORT OF RENEWED MOTION TO COMPEL INSPECTION OF PLOTS AND OUTER BURIAL CONTAINERS)

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

04/23/2013 Declaration (OF STEVEN H. GURNEE IN SUPPORT OF DEFENDANTS' MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Defendant/Respondent

04/23/2013 Proof of Service (MOTION FOR LEAVE TO COMMENCE DEVELOPMENT)

Filed by Attorney for Defendant/Respondent

04/23/2013 Declaration (OF STEVEN H. GURNEE IN SUPPORT OF MOTION FOR LEAVE TO COMMENCE DEVELOPMENT OF HILLS OF MOSES AT EDEN MEMORIAL PARK)

Filed by Attorney for Defendant/Respondent

04/23/2013 Proof of Service (OF MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Defendant/Respondent

04/23/2013 Supporting Docs/ P's & A's (OF MOTION FOR LEAVE TO COMMENCE DEVELOPMENT OF HILLS)

Filed by Attorney for Defendant/Respondent

04/23/2013 Supporting Docs/ P's & A's (IN SUPPORT OF THEIR MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Defendant/Respondent

04/23/2013 Motion in Limine (DEFENDANTS' MOTION IN LIMINE NO.19)

Filed by Attorney for Defendant/Respondent

04/23/2013 Motion for Leave (TO COMMENCE DEVELOPMENT OF HILLS OF MOSES AT EDEN MEMORIAL PARK)

Filed by Attorney for Defendant/Respondent

04/23/2013 Declaration (OF MICHAEL GREEN IN SUPPORT OF MOTION FOR LEAVE TO COMMENCE DEVELOPMENT)

Filed by Attorney for Defendant/Respondent

04/23/2013 Declaration (OF ANTHONY LAMPE IN SUPPORT OF MOTION FOR LEAVE TO COMMENCE DEVELOPMENT)

Filed by Attorney for Defendant/Respondent

04/23/2013 Declaration (OF DARRYL BOWDEN IN SUPPORT OF MOTION FOR LEAVE TO COMMENCE DEVELOPMENT)

Filed by Attorney for Defendant/Respondent

04/23/2013 Motion-Augment (WITNESS DESIGNATION)

Filed by Attorney for Defendant/Respondent

04/17/2013 Notice of Continuance (SECOND AMENDED NOTICE OF CONTINUANCE)

Filed by Attorney for Defendant/Respondent

04/11/2013 Stipulation and Order (MODIFYING PRE-TRIAL DEADLINES AFFECTING MOTIONS IN LIMINE REGARDING EXPERT TESTIMONY AND DEADLINE FOR COMPLETION OF MEDIATION)

Filed by Attorney for Plaintiff/Petitioner

03/14/2013 Notice of Continuance

Filed by Attorney for Defendant/Respondent

03/14/2013 Notice of Continuance (AMENDED)

Filed by Attorney for Defendant/Respondent

03/12/2013 Reply/Response (TO PL OBJ)

Filed by Attorney for Defendant/Respondent

03/12/2013 Reply/Response (IN SUPPORT OF MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

03/11/2013 Notice (of withdrawal of expert Josh Slocum)

Filed by Attorney for Defendant/Respondent

03/06/2013 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF NON PARTY F.CHARLES SANDS OPP.)

Filed by Attorney for Plaintiff/Petitioner

03/06/2013 Opposition Document (OF NON PARTY F. CHARLES SANDS)

Filed by Attorney for Plaintiff/Petitioner

03/05/2013 Notice (of Non Opposition to DNA testing of Bones found in the grave formerly occupied by Julius Rosinger)

Filed by Attorney for Plaintiff/Petitioner

03/05/2013 Reply to Motion (memorandum of points and authorities in support of Motion to Bifurcate Liability issues from damages issues)

Filed by Attorney for Defendant/Respondent

03/05/2013 Reply to Motion (memorandum of points and auth. in support of Motion to Bifurcate Equitable issues of restitution under UCL and CLRA and to exclude evidence of profits)

Filed by Attorney for Defendant/Respondent

03/05/2013 Brief (reply brief in further support of Motion for Monetary Sanctions to reimburse Plaintiffs for the time and expense in incurred in attending the hearing on deft. needless epa)

Filed by Attorney for Plaintiff/Petitioner

03/05/2013 Reply/Response (in support of Motion to enforce)

Filed by Attorney for Defendant/Respondent

03/05/2013 Order (DEFENDANT'S ORDER FOR DEFENDANT'S MOTIONS FOR SUMMARY ADJUDICATION ON FIFTH, SIXTH AND TENTH CAUSES OF ACTION)

Filed by Attorney for Defendant/Respondent

03/04/2013 Notice of Ruling (re referee's report and recommendation regarding discovery on deferred revenue)

Filed by Attorney for Plaintiff/Petitioner

03/04/2013 Notice of Ruling (re Referee's report and recommendation regarding Plaintiffs' Motion to Compel discovery and deposition of David Transue)

Filed by Attorney for Plaintiff/Petitioner

03/01/2013 Miscellaneous-Other (PLAINTIFFS' VERIFICATION PROVIDED PURSUANT TO THE COURT'S REQUEST AT THE FEBRUARY 19, 2013 HEARING)

Filed by Attorney for Plaintiff/Petitioner

02/26/2013 Proof of Service (RE: PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO BIFURCATE EQUITABLE ISSUES AND TO BIFURCATE LIABILITY ISSUES)

Filed by Attorney for Plaintiff/Petitioner

02/26/2013 Points and Authorities (in opp. to plaintiffs' Motion for Monetary Sanctions)

Filed by Attorney for Defendant/Respondent

02/26/2013 Objection Document (PLAINTIFF'S OBJECTION TO DEFENDANTS' OMNIBUS STATEMENT OF FACTS IN SUPPORT OF PRE-TRIAL MOTIONS)

Filed by Attorney for Plaintiff/Petitioner

02/26/2013 Declaration (OF NEILL FREEMAN IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO BIFURCATE EQUITABLE ISSUES AND TO BIFURCATE LIABILITY ISSUES)

Filed by Attorney for Plaintiff/Petitioner

02/26/2013 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO BIFURCATE EQUITABLE ISSUES OF RESTITUTION UNDER UCL AND CLRA AND TO EXCLUDE EVIDENCE OF PROFITS)

Filed by Attorney for Plaintiff/Petitioner

02/26/2013 Opposition Document (TO DEFENDANTS' MOTION TO BIFURCATE EQUITABLE ISSUES OF RESTITUTION UNDER UCL AND CLRA AND TO EXCLUDE EVIDENCE OF PROFITS)

Filed by Attorney for Plaintiff/Petitioner

02/26/2013 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO BIFURCATE LIABILITY ISSUES FROM DAMAGES ISSUES;)

Filed by Attorney for Plaintiff/Petitioner

02/26/2013 Opposition Document (TO DEFENDANTS' MOTION TO BIFURCATE LIABILITY ISSUES FROM DAMAGES ISSUES; OR IN THE ALTERNATIVE, TO REGULATE THE ORDER OF PROOF)

Filed by Attorney for Plaintiff/Petitioner

02/22/2013 Supplement (DECLARATION OF STEVEN H. GURNEE IN SUPPORT OF MOTION TO COMPEL F. CHARLES SANDS' COMPLIANCE WITH COURT ORDER AND REQUEST FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

02/19/2013 Ord-Appt Apprv Rptr as Rptr protem (Claudia Vecchi-Cortez No. 11630)

Filed by Attorney for Defendant/Respondent

02/19/2013 Motion to Compel (COMPLAINCE WITH COURT ORDER)

Filed by Attorney for Defendant/Respondent

02/19/2013 Points and Authorities

Filed by Attorney for Defendant/Respondent

02/19/2013 Declaration (of Steven H. Gurnee)

Filed by Attorney for Defendant/Respondent

02/13/2013 Report of Referee (Referee's Report and Recommendation regarding discovery on "deferred revenue"

)

Filed by Attorney for Referee

02/11/2013 Declaration (Of Martin Lee Nelson)

Filed by Attorney for Defendant/Respondent

02/11/2013 Motion (SUBMITTING ORDER AUTHORIZING ELECTRONIC SERVICE; ORDER)

Filed by Attorney for Defendant/Respondent

02/08/2013 Reply/Response (IN SUPPORT OF MOTION FOR ORDER PROSCRIBING EXTRAJUDICIAL STATEMENTS AND FOR THE REMOVAL OF EAGAN/AVENATTI WEBSITE, WWW.EDENCLAIMS.COM)

Filed by Attorney for Defendant/Respondent

02/08/2013 Reply/Response (MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION FOR MODIFICATION AND/OR RESCISSION OF THE COURT'S NOVEMBER 19, 2010 SANCTION ORDER)

Filed by Attorney for Defendant/Respondent

02/08/2013 Reply/Response (memo of points and authorities in support of motion to bifurcate class claims from individual claim)

Filed by Attorney for Defendant/Respondent

02/08/2013 Reply/Response (memorandum of points and authorities in support of motion to bifurcate liability issues)

Filed by Attorney for Defendant/Respondent

02/05/2013 Order (Approving Class Action Notice Plan)

Filed by Court

02/04/2013 Order (STATUS CONFERENCE ORDER)

Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Response (to defendants' motion to bifurcate class claims from individual claims, or, in the alternative, to regulate the order of proof)

Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Supplement (declaration of Nicolas P. Forestiere in support of defendants motion to enforce court order requiring plaintiffs' to provide further responses)

Filed by Attorney for Defendant/Respondent

02/01/2013 Declaration (of Michael J. Avenatti in support of plaintiffs' opposition to defendants' motion to bifurcate liability issues, or in the alternative, to regulate the order of proof)

Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Opposition Document (to defendants' motion to bifurcate liability issues, or in the alternative, to regulate the order of proof)

Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Opposition Document (to defendants' motion to rescind or modify the sanctions order of November 19, 2010)

Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Declaration (of Michael J. Avenatti in support of plaintiffs' opposition to defendants' motion for order proscribing extrajudicial statements and for removal of website)

Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Opposition Document (to defendants' motion for order proscribing extrajudicial statements and for removal of website)

Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Reply/Response

Filed by Attorney for Defendant/Respondent

02/01/2013 Declaration (of Michael J. Avenatti in support of plaintiffs' response to defendants' motion to bifurcate class claims from individual claims; or in the alternative, to regulate)
Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Proof of Service (re: plaintiffs' oppositions to motions for order proscribing extrajudicial statements and for removal of website;)
Filed by Attorney for Plaintiff/Petitioner

02/01/2013 Declaration (of Michael J. Avenatti in support of plaintiffs' opposition to defendants' motion to rescind or modify the sanctions order of November 19, 2010)
Filed by Attorney for Plaintiff/Petitioner

01/29/2013 Order (APPOINTING COURT APPROVED REPORTER AS OFFICIAL REPORTER PRO TEMPORE)
Filed by Certified Shorthand Reporter

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

TOP 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

01/28/2013 Declaration (of Michael Avenatti Vol 1 of 6)
Filed by Attorney for Plaintiff/Petitioner

01/28/2013 Declaration (of Michael J. Avenatti Vol 2 of 6)
Filed by Attorney for Plaintiff/Petitioner

01/28/2013 Declaration (of Michael J. Avenatti Vol 4 of 6)
Filed by Attorney for Plaintiff/Petitioner

01/28/2013 Motion (to enforce court order to compel DNA testing)
Filed by Attorney for Defendant/Respondent

01/23/2013 Opposition Document (to defendants Motion to enforce)
Filed by Attorney for Plaintiff/Petitioner

01/23/2013 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

01/23/2013 Declaration (of Micheal J. Avenatti Vol 6 of 6)
Filed by Attorney for Plaintiff/Petitioner

01/23/2013 Declaration (of Michale J. Avenatti Vol 5 of 6)
Filed by Attorney for Plaintiff/Petitioner

01/23/2013 Report-Status
Filed by Attorney for Plaintiff/Petitioner

01/23/2013 Declaration (of Michael J. Avenatti Vol 3 of 6)
Filed by Attorney for Plaintiff/Petitioner

01/22/2013 Statement-Case Management (STATUS CONFERENCE STATEMENT)
Filed by Attorney for Defendant/Respondent

01/18/2013 Miscellaneous-Other (Amended Motion for Monetary Sanctions)
Filed by Attorney for Plaintiff/Petitioner

01/16/2013 Motion for Sanctions (MONETARY SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

01/10/2013 Request for Judicial Notice (in support of defendants' motion in limine no. 2 to exclude evidence of any other claims, actions or problems at other cemeteries including Menorah Gardens)

Filed by Attorney for Defendant/Respondent

01/09/2013 Declaration (of Steven H. Gurnee in support of motion seeking modification of the court's sanctions order of November 19, 2010)

Filed by Attorney for Defendant/Respondent

01/09/2013 Supporting Docs/ P's & A's (in support of motion for modification and/or rescission of the court's November 19, 2010 sanction order)

Filed by Attorney for Defendant/Respondent

01/09/2013 Request for Judicial Notice (in support of motion seeking modification of the court's sanctions order of November 19, 2010)

Filed by Attorney for Defendant/Respondent

01/09/2013 Declaration (of Steven H. Gurnee in support of Motion to Bifurcate Class Claims from individual claims; or in the alternative, to regulate the order of proof)

Filed by Attorney for Defendant/Respondent

01/09/2013 Supporting Docs/ P's & A's (in support of motion to bifurcate class claims from individual claims, or, in the alternative, to regulate the order of proof)

Filed by Attorney for Defendant/Respondent

01/09/2013 Declaration (of Steven H. Gurnee in support of motion to bifurcate equitable issues of restitution under UCL and CLRA and to exclude evidence of profits)

Filed by Attorney for Defendant/Respondent

01/09/2013 Supporting Docs/ P's & A's (in support of motion to bifurcate equitable issues of restitution under UCL and CLRA and to exclude evidence of profits)

Filed by Attorney for Defendant/Respondent

01/09/2013 Declaration (of Steven H. Gurnee in support of motion to bifurcate liability issues from damages issues; or, in the alternative, to regulate the order of proof)

Filed by Attorney for Defendant/Respondent

01/09/2013 Supporting Docs/ P's & A's (in support of motion to bifurcate liability issues from damages issues; or, in the alternative, to regulate the order of proof)

Filed by Attorney for Defendant/Respondent

01/09/2013 Supporting Docs/ P's & A's (in support of motion to bifurcate liability issues; or, in the alternative, to regulate the order of proof)

Filed by Attorney for Defendant/Respondent

01/09/2013 Request for Judicial Notice (in support of defendants' motions to bifurcate; or in the alternative, to regulate the order of proof)

Filed by Attorney for Defendant/Respondent

01/09/2013 Notice of Motion (Seeking Modification of the court's sanctions order of 11-19-10)

Filed by Attorney for Defendant/Respondent

01/09/2013 Notice of Motion (TO BIFURCATE THE EQUITABLE ISSUES OF RESTITUTION UNDER UCL AND CLRA AND TO EXCLUDE EVIDENCE OF PROFITS)

Filed by Attorney for Defendant/Respondent

01/09/2013 Notice of Motion (TO BIFURCATE LIABILITY ISSUES FROM DAMAGES ISSUES)

Filed by Attorney for Defendant/Respondent

01/09/2013 Declaration (OF STEVEN H. GURNEE IN SUPPORT OF MOTION TO BIFURCATE LIABILITY ISSUES)

Filed by Attorney for Defendant/Respondent

01/09/2013 Notice of Motion (To Bifurcate Liability Issues)

Filed by Attorney for Defendant/Respondent

01/09/2013 Motion (to Bifurcate Class Claims from Individual Claims)
Filed by Attorney for Defendant/Respondent

01/03/2013 Report of Referee
Filed by Referee

12/21/2012 Motion in Limine (NO. 28 TO EXCLUDE EVIDENCE OF OR REFERENCES TO CLAIMS ASSETED IN KIRSCHNER V. SCI)
Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 29 TO EXCLUDE REFERENCES TO PRETRIAL PUBLICITY INCLUDING CNN INTERVIEWS, SEGMENT FROM THE 60 MINUTES TELEVISION PROGRAM OR ANY OTHER SIMILAR PROGRAM AND ANY RESPONSES MADE BY SCI ETC.)
Filed by Attorney for Defendant/Respondent

12/21/2012 Declaration (OMNIBUS DECLARATION OF JASON M. FRANK, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION IN LIMINE NOS. 1-19)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 1 TO EXCLUDE 1) REFERENCE TO THE CONCLUSION(S) OF FINDING(S) OF DEFENDANTS' INTERNAL INVESTIGATION OR 2) WHAT THE GROUNDSKEEPERS TOLD DEFENDANTS' ETC.)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 2 TO EXCLUDE ALL DEFENSE ARGUMENT OR EVIDENCE THAT OTHER CEMETERIES DAMAGE MORE THAN TWO OUTER BURIAL CONTAINERS IN A YEAR)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 3 TO PRECLUDE DEFENDANTS FROM REFERENCING OR INTRODUCING ANY EVIDENCE REGARDING PURPORTED "SURVEYS" CONDUCTED BY THE STATE REGARDING THE FREQUENCY OF DAMAGE TO OBCs)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 4 TO PRECLUDE DEFENDANTS FROM OFFERING EVIDENCE OR ARGUMENT AS TO THE RESULTS OF THE SURVEY THEY CONDUCTED OF EDEN MEMORIAL PARK AFTER THE MENORAH GARDENS LITIGATION ETC.)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 5 TO PRECLUDE DEFENDANTS FROM OFFERING ANY EVIDENCE OR ARGUMENT REGARDING ANY EFFECT OF NEGATIVE NEWS STORIES, PUBLICITY OR THE CLASS NOTICES ON DEFENDANTS' SALES AFTER THE FILING ETC.)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 6 TO (1) EXCLUDE REFERENCE TO DEFENDANTS' PRIOR REQUEST TO EXCAVATE THE GRAVES OF PLAINTIFFS OR THEIR FAMILY MEMBERS ETC.)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 7 TO PRECLUDE DEFENDANTS FROM REFERENCING THE IMMIGRATION STATUS RESIDENCY STATUS AND/OR CITIZENSHIP OF ANY INDIVIDUAL WITNESS IN THE CASE)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 8 TO EXCLUDE REFERENCES TO THE RESULT OF GARCIA V. SERVICE CORPORATION INTERNATIONAL)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 9 TO PRECLUDE DEFENDANTS FROM OFFERING INTO EVIDENCE ANY EMAILS BETWEEN PLAINTIFFS' COUNSEL AND ROBERT SPAN, KEITH MORE OR THEIR RESPECTIVE OFFICES)
Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 10 TO EXCLUDE ALL DEFENSE ARGUMENT OR EVIDENCE OFFERED TO

ESTABLISH THAT A THIRD PARTY, AND NOT A NAMED DEFENANT, IS THE EMPLOYER OF THE INDIVIDUALS WHO WORK AT EDEN MEMORIAL PARK)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 11 TO EXCLUDE THE EXPERT TESTIMONY OF RABBI ELLIOT DORFF)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 12 TO EXCLUDE EVIDENCE OF AN AWARD OF MONETARY SANCTIONS FOR DISCOVERY VIOLATIONS AGAINST EITHER PLAINTIFFS OR DEFENDANTS)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 13 TO EXCLUDE ANY REFERENCE TO OR EVIDENCE THAT JAMES BIBY WAS PREVIOUSLY A NAMED DEFENDANT AND/ OR THAT JAMES BIBY WAS DISMISSED FROM THIS ACTION)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 14 TO RECLUDE DEFENDANTS FROM OFFERING INTO EVIDENCE OR DISPLAYING TO THE JURY ANY PHOTOS OR VIDEOS WHICH CONTAIN PICTURES OF PLAINTIFFS' COUNSEL, STAFF OR EXPERTS ETC.)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 15 TO PRECLUDE DEFENDANTS FROM OFFERING ANY OPINIONS FROM THEIR EXPERTS THAT WERE NOT SPECIFICALLY DISCLOSED DURING THEIR DEPOSITIONS AS OPINIONS)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 16 TO PRECLUDE DEFENDNATS FROM ARGUING THAT THE WITNESS THEY DESIGNATED AS THE PERSON MOST QUALIFIED TO TESTIFY ON A TOPIC WAS NOT THE ACTUAL PERSON MOST QUALIFIED ETC.)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 18 TO PRECLUDE DEFENDANTS FROM MAKING ANY APOLOGIES DURING THE TRIAL)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 17 TO PRECLUDE DEFENDANTS AND THEIR WITNESSES FROM INTRODUCING INTO EVIDENCE OR REFERENCING ANY CHANGES TO DEPOSITION TESTIMONY THAT WERE NOT TIMELY MADE ETC.)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion in Limine (NO. 19 TO PRECLUDE DEFENDANTS FROM OFFERING ANY EVIDENCE OR ARGUMENT ABOUT ANY PLAINTIFFS' OR CLASS MEMBERS' RECEIPT OF COLLATERAL SOURCE BENEFITS)

Filed by Attorney for Plaintiff/Petitioner

12/21/2012 Motion (FOR ORDER PROSCRIBING EXTRAJUDICIAL STATEMENT AND FOR TH THE REMOVAL OF EAGA/AVENATTI WEBSITE, WWW.EDENCLAIMS.COM)

Filed by Attorney for Defendant/Respondent

12/21/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

12/21/2012 Declaration (OF WALTER M. YOKA IN SUPPORT OF DEFENDANTS' MOTION FOR ORDER PROSCRIBING EXTRAJUDICIAL STATEMENTS AND FOR THE REMOVAL OF EAGA/AVENATTI WEBSITE, WWW.EDENCLAIMS.COM)

Filed by Attorney for Defendant/Respondent

12/21/2012 Miscellaneous-Other (OMNIBUS STATEMENT OF FACTS IN SUPPORT OF PRE-TRIAL MOTIONS)

Filed by Attorney for Defendant/Respondent

12/21/2012 Declaration (OMNIBUS DECLARATION OF STEVEN H. GURNEE IN SUPPORT OF MOTIONS IN LIMINE NOS. 1 THROUGH 29)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 1 TO EXCLUDE PLAINTIFFS FROM REFERRING TO OR INTRODUCING ANY EVIDENCE CONCERNING ANY OTHER SCI AFFILIATES OR LOCATIONS OTHER THAN EDEN)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 2 TO EXCLUDE EVIDENCE OF ANY OTHER CLAIMS, ACTIONS OR PROBLEMS AT OTHER CEMETERIES INCLUDING MENORAH GARDENS)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 3 TO RESCIND OR MODIFY THE SANCTIONS ORDER OF NOVEMBER 19, 2010)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 4 TO EXCLUDE ALL REFERENCES TO DISCOVERY ORDERS OR OTHER ORDERS OF THE COURT INCLUDING THE NOVEMBER 19, 2010 SANCTIONS ORDER)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 5 TO EXCLUDE PLAINTIFFS FROM INTRODUCING ANY OPINIONS AND CITATIONS ISSUED BY THE DEPARTMENT OF CONSUMER AFFAIRS)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 6 TO EXCLUDE PLAINTIFFS FROM INTRODUCING ANY EVIDENCE OR COMMENTING UPON UNRELATED DEPARTMENT OF CONSUMER AFFAIRS COMPLAINTS)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 7 TO EXCLUDE EVIDENCE OF OR REFERENCES TO ANY ALLEGED WRONGDOING AT EDEN WICH IS NOT RELATED TO CERTIFIED CLASS CLAIMS)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 8 FOR PRELIMINARY ADMONITION TO ALL POTENTIAL JURORS NOT TO READ NEWSPAPERS OR FOLLOW MEDIA COVERAGE OR CONDUCT INTERNET RESEARCH AND TO COMPEL PLAINTIFFS' COUNSEL TO TAKE DOWN THEIR ETC.)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 9 TO PRECLUDE THE INTRODUCTION OF EVIDENCE OF NOTES TAKEN BY DARRYL BOWDEN FOR THE PURPOSE OF TRANSMITTING INFORMATION TO COUNSEL)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 10 TO EXCLUDE THE MEMORANDA PREPARED BY PATRICIAL LOPEZ AND ALL REFERENCES TO THE MEMORANDA)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 11 TO EXCLUDE EXPERT OPINIONS NOT OFFERED AT DEPOSITION AND TO EXCLUDE UNDISCLOSED EXPERT WITNESSES)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 12 TO APPLY THE PROTECTIVE ORDER TO TRIAL AND EXCLUDE REFERENCES TO DEFENDANTS' EFFORTS TO MAINTAIN CONFIDENTIALITY OF PROPRIETARY INFORMATION AND TRADE SECRETS)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 13 TO EXCLUDE PLAINTIFFS FROM INTRODUCING ANY EVIDENCE RELATED TO JOSEPH HARRIS GRAVE OR THE "SKULL INCIDENT")

Filed by Attorney for Defendant/Respondent

12/21/2012 Declaration (OF TOBY M. MAGARIAN IN SUPPORT OF DEFENDANTS' MOTION IN LIMINE TO

EXCLUDE PLAINTIFFS FROM INTRODUCING ANY EVIDENCE RELATED TO JOSEPH HARRIS GRAVE OR THE "SKULL INCIDENT")

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 14 TO EXCLUDE PLAINTIFFS FROM REFERRING TO OR INTRODUCING EVIDENCE CONCERNING PRE-1985 CONDUCT AT EDEN MEMORIAL PARK)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 15 TO PRECLUDE PLAINTIFFS FROM COMMENTING UPON DEFENDANTS' CLAIM OF PRIVILEGE OR INTRODUCING PRIVILEGED TESTIMONY OR DOCUMENTS AND TO REQUIRE THAT ALL DISCUSSIONS AT TRIAL ETC.)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 16 FOR ORDER EXCLUDING ALL INFLAMMATORY INSULTS AND PEJORATIVE COMMENTS BY PLAINTIFFS, THEIR ATTORNEYS, AND ALL WITNESSES AND EXPERT ABOUT EDEN MEMORIAL PARK ETC.)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 17 TO EXCLUDE EVIDENCE OF NONRECOVERABLE DAMAGES)

Filed by Attorney for Defendant/Respondent

12/21/2012 Points and Authorities (IN SUPPORT OF MOTION IN LIMINE TO EXCLUDE EVIDENCE OF NONRECOVERABLE DAMAGES)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 18 TO EXCLUDE ANY REFERENCE, ARGUMENT OR ALLUSION TO THE WEALTH OR ANY INSURANCE OF THE DEFENDANTS)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 19 TO EXCLUDE REFERENCE TO OR INTRODUCTION OF ANY EVIDENCE OF THE OPINIONS OR TESTIMONY OF DAVID STEWART OR ALTERNATIVELY, TO CONDUCT A HEARING PURSUANT TO EVIDENCE CODE SECTION 402)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 20 TO EXCLUDE TESTIMONY OF BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 21 TO EXCLUDE OPINION AND TESTIMONY OF TIMOTHY FLYNN)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 22 NOTICE OF INTENT TO FILE MOTION IN LIMINE TO EXCLUDE OPINION AND TESTIMONY OF NEILL FREEMAN)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 23 NOTICE OF INTENT TO FILE MOTION IN LIMINE TO EXCLUDE OPINION AND TESTIMONY OF RAYMOND KNOPKE)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 24 NOTICE OF INTENT TO FILE MOTION IN LIMINE TO EXCLUDE OPINION AND TESTIMONY OF D. DIRK BONDY)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 25 NOTICE OF INTENT TO FILE MOTION IN LIMINE TO EXCLUDE OPINION AND TESTIMONY OF JOSH SLOCUM)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 26 TO EXCLUDE REFERENCE TO OR INTRODUCTION OF EVIDENCE OF THE INTERMENT, DISINTERMENT AND SUBSEQUENT DISCOVERY OF BONE FRAGMENTS IN THE GRAVE PREVIOUSLY OCCUPIED BY JULIUS ROSINGER)

Filed by Attorney for Defendant/Respondent

12/21/2012 Motion in Limine (NO. 27 TO EXCLUDE EVIDENCE OF OR REFERENCES TO CLAIMS ASSERTED IN YTSHAKY V. SCI)

Filed by Attorney for Defendant/Respondent

12/19/2012 Miscellaneous-Other (LETTER DATED DECEMBER 12, 2012.)

Filed by Interested Party

12/19/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

12/18/2012 Opposition Document (TO PLAINTIFFS' EX PARTE APPLICATION)

Filed by Attorney for Defendant/Respondent

12/14/2012 Reply/Response (IN SUPPORT OF PLAINTIFF HOWARD LAIBSON'S EX PARTE)

Filed by Attorney for Plaintiff/Petitioner

12/14/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

12/14/2012 Objection Document (TO PLAINTIFFS' EX PARTE APPLICATION)

Filed by Attorney for Defendant/Respondent

12/13/2012 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

12/13/2012 Notice of Continuance

Filed by Clerk

12/12/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF ITS MOTION TO ENFORCE THE COURT ORDER ETC.)

Filed by Attorney for Defendant/Respondent

12/12/2012 Declaration (OF NICHOLAS P. FORESTIERE IN SUPPORT OF DEFENDANTS MOTION TO ENFORCE COURT ORDER ETC.)

Filed by Attorney for Defendant/Respondent

12/12/2012 Motion (TO ENFORCE COURT ORDER REQUIRING PLAINTIFFS' TO PROVIDE FURTHERE RESPONSES ETC.)

Filed by Attorney for Defendant/Respondent

12/10/2012 Miscellaneous-Other (STATEMENT RE PENDENCY OF CASE FOR TRIAL IN DEPARTMENT 309)

Filed by Attorney for Defendant/Respondent

12/07/2012 Ord-Appt Apprv Rptr as Rptr protem (Claudia Vecchi-Cortez No. 11630)

Filed by Clerk

12/06/2012 Ex-Parte Application

Filed by Attorney for Defendant/Respondent

12/06/2012 Request (FOR HEARING ON DEFENDANTS' OBJECTION TO PLAINTIFFS' PROPOSED ORDER DENYING DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION ON FIFTH, SIXTH AND TENTH CAUSES OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

12/05/2012 Notice of Reassignment and Order

Filed by Clerk

12/04/2012 Declaration (of Steven H. Gurnee in Support of SCI California's and Service Corporation's Objections to Plaintiffs' Proposed Order on Defendants' MSAI on the 5th, 6th and 10th Causes of Action)

Filed by Attorney for Defendant/Respondent

12/04/2012 Objection Document (by SCI California and Service Corporation to Plaintiffs' Proposed Order on

Defendants' Motions for Summary Adjudication on Fifth, Sixth, and Tenth Causes of Action)
Filed by Attorney for Defendant/Respondent

12/03/2012 Objection Document (TO UNTIMELY NOTICE OF HERING ON PLAINTIFFS' MOTION TO COMPEL FURTHER RESPONSES TO THE SPECIAL INTERROGATORIES, SET TWO ETC.)
Filed by Attorney for Defendant/Respondent

12/03/2012 Notice of Hearing (ON MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET TWO ETC.)
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

11/19/2012 Notice (OF ENTRY OF ORDER APPOINTING DISCOVERY REFEREE)
Filed by Attorney for Defendant/Respondent

11/19/2012 Notice (OF ENTRY OF ORDER GRANTING DEF. SCI CA FUNERAL SERVICE INC'S MOTION TO COMPEL FURTHER RESP. TO REQUEST FOR ADMISSION)
Filed by Attorney for Defendant/Respondent

11/09/2012 Notice (AMENDED NOTICE OF PENDENCY CLASS ACTION)
Filed by Court

11/07/2012 Order (RE APPOINTMENT OF DISCOVERY REFEREE)
Filed by Attorney for Defendant/Respondent

11/07/2012 Order (GRANTING DEFT SCI CALIF FUNERAL MOT TO COMPEL FURTHER RESPONSES)
Filed by Attorney for Defendant/Respondent

10/29/2012 Reply/Response (REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTION TO COMPEL COMPLIANCE BY GILARDI & CO. LLC)
Filed by Attorney for Defendant/Respondent

10/29/2012 Reply/Response (DECLARATION OF CANDANCE H. SHIRLEY IN SUPPORT OF MOTION TO COMPEL COMPLIANCE BY GILARDI & CO. LLC)
Filed by Attorney for Defendant/Respondent

10/29/2012 Reply/Response
Filed by Attorney for Defendant/Respondent

10/29/2012 Reply/Response (MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF AND AND MOTION TO BIFURCATE THE ALTER EGO AND PUNITIVE DAMAGES ISSUE)
Filed by Attorney for Defendant/Respondent

10/29/2012 Ex-Parte Application
Filed by Attorney for Defendant/Respondent

10/29/2012 Reply/Response (MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO COMPEL COMPLIANCE BY GILARDI & CO. LLC)
Filed by Attorney for Defendant/Respondent

10/23/2012 Brief (IN OPPOSITION TO DEFENDANTS' MOTION TO COMPEL)
Filed by Attorney for Plaintiff/Petitioner

10/23/2012 Opposition Document (PARTIAL OPPOSITION TO DEFENDANTS' MOTION TO BIFURCATE THE ALTER EGO AND PUNITIVE DAMAGES ISSUES ETC.)
Filed by Attorney for Plaintiff/Petitioner

10/23/2012 Opposition Document (TO DEFENDANTS' MOTION TO COMPEL)

Filed by Attorney for Plaintiff/Petitioner

10/23/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' BRIEF IN OPPOSITION TO DEFENDANTS' MOTION TO COMPEL)

Filed by Attorney for Plaintiff/Petitioner

10/23/2012 Opposition Document (TO DEFENDANTS' SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL)

Filed by Attorney for Plaintiff/Petitioner

10/23/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

10/19/2012 Order (Granting defedant SCI Calif Funera l service, Inc's Mot to compel further responses to request for admissions, set one, form interrog, set two request for prod of doc, sets 1, 2 and 3)

Filed by Attorney for Defendant/Respondent

10/17/2012 Objection Document (TO DEFENDANTS' [PROPOSED] ORDER GRANTING DEFENDANT'S MOTIONS TO COMPEL ETC.)

Filed by Attorney for Plaintiff/Petitioner

10/15/2012 Report of Referee (FILED BY HON. JOE W. HILBERMAN RE: DEPOSITION OF MR. WARING)

Filed by Judge

10/12/2012 Brief (PLAINTIFF'S REPLY BRIEF IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES)

Filed by Attorney for Plaintiff/Petitioner

10/09/2012 Consent (CONSENT AND CERTIFICATION [CRC 30904(a)(1)])

Filed by Referee

10/05/2012 Declaration (OF CANDANCE H. SHIRLEY IN OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

10/05/2012 Motion (TO BIFURCATE THE ALTER EGO AND PUNITIVE DAMAGES ISSUES FROM THE LIABILITY PHASE AND TO STAY RELATED DISCOVERY)

Filed by Attorney for Defendant/Respondent

10/05/2012 Points and Authorities (IN OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

10/03/2012 Declaration (NICHOLAS P. FORESTIERE IN SUPPORT OF MOTION TO COMPEL SEAN FRANK'S FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET NO. 4 AND FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

10/03/2012 Motion to Compel (SEAN FRANK'S FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET NO. 4 AND FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

10/03/2012 Supporting Docs/ P's & A's (IN SUPPORT OF MOTION TO COMPEL COMPLIANCE BY GILARDI & CO. LLC WITH DEPOSITION SUBPOENA AND REQUEST FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

10/03/2012 Declaration (OF STEVEN H. GURNEE IN SUPPORT OF MOTION TO COMPEL COMPLIANCE BY GILARDI & CO. LLC WITH DEPOSITION SUBPOENA AND REQUEST FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

10/03/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL SEAN FRANK'S FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET FOUR AND REQUEST FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

10/03/2012 Motion to Compel (COMPLIANCE BY GILARDI & CO LLC WITH DEPOSITION SUBPOENA AND REQUEST FOR MONETARY SANCTIONS)
Filed by Attorney for Defendant/Respondent

09/27/2012 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

09/27/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' RESPONSE TO DEFENDANTS' MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' NOTICE OF SUBMISSION OF PROPOSED CLASS NOTICE)
Filed by Attorney for Plaintiff/Petitioner

09/26/2012 Motion to Compel
Filed by Attorney for Plaintiff/Petitioner

09/26/2012 Exhibit (EXHIBIT A IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO CONTENTION INTERROGATORIES AND ALTER EGO DISCOVERY)
Filed by Attorney for Plaintiff/Petitioner

09/26/2012 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

09/26/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL ETC. VOL. 1 AND 2)
Filed by Attorney for Plaintiff/Petitioner

09/25/2012 Declaration (OF WALTER M. YOKA IN SUPPORT OF DEFENDANTS' NOTICE OF SUBMISSION OF PROPOSED CLASS NOTICE)
Filed by Attorney for Defendant/Respondent

09/25/2012 Notice (OF SUBMISSION OF PROPOSED CLASS NOTICE)
Filed by Attorney for Defendant/Respondent

09/25/2012 Points and Authorities (IN SUPPORT OF DEFENDANTS' NOTICE OF SUBMISSION OF PROPOSED CLASS NOTICE)
Filed by Attorney for Defendant/Respondent

09/25/2012 Declaration (OF STEVEN H. GURNEE IN SUPPORT OF DEFENDANTS' NOTICE OF SUBMISSION OF PROPOSED CLASS NOTICE)
Filed by Attorney for Defendant/Respondent

09/24/2012 Reply to Motion (brief in support of motion to compel further responses to special interrogatories, set two propounded by plaintiff Warren Binder)
Filed by Attorney for Plaintiff/Petitioner

09/21/2012 Proof of Service (re plaintiff's opp to defendants' ex parte application for the appointment of an interim discovery referee)
Filed by Attorney for Plaintiff/Petitioner

09/18/2012 Opposition Points & Authorities (TO MOTION TO COMPEL FURTHER RESPONSES TO THE SPECIAL INTERROGATORIES, SET TWO, PROPOUNDED BY WARREN BINDER)
Filed by Attorney for Defendant/Respondent

09/18/2012 Declaration (OF CANDACE H. SHIRLEY IN OPPOSITION TO MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET TWO)
Filed by Attorney for Defendant/Respondent

09/17/2012 Order (APPOINTING COURT APPROVED REPORTER AS OFFICIAL REPORTER PRO TEMPORE)
Filed by Court

09/17/2012 Amended Proof of Service (RE RESPONSE TO DEFENDANTS' OBJECTIONS TO REFEREE'S

REPORT AND RECOMMENDATION REGARDING NOTICES OF APEX EXECUTIVE AND PERSON MOST QUALIFIED)

Filed by Attorney for Plaintiff/Petitioner

09/14/2012 Opposition Document (TO EX PARTE APPLICATION FOR THE APPOINTMENT OF AN INTERIM DISCOVERY REFEREE)

Filed by Attorney for Plaintiff/Petitioner

09/14/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF RESPONSE TO OBJECTIONS TO DISCOVERY REFEREE'S REPORT AND RECOMMENDATIONS RE NOTICES OF APEX EXECUTIVE AND PERSON MOST QUALIFIED)

Filed by Attorney for Plaintiff/Petitioner

09/14/2012 Response (TO OBJECTIONS TO THE REFEREE'S REPORT AND RECOMMENDATIONS RE NOTICES OF APEX EXECUTIVE AND PERSON MOST QUALIFIED)

Filed by Attorney for Plaintiff/Petitioner

09/14/2012 Proof of Service (RE PLAINTIFFS' RESPONSE TO OBJECTIONS TO THE DISCOVERY REFEREE'S REPORT AND RECOMMENDATION)

Filed by Attorney for Plaintiff/Petitioner

09/14/2012 Points and Authorities (IN SUPPORT OF EX PARTE APPLICATION)

Filed by Attorney for Defendant/Respondent

09/14/2012 Declaration (OF CANDANCE H. SHIRLEY IN SUPPORT OF DEFENDANTS' EX PARTE APPLICATION)

Filed by Attorney for Defendant/Respondent

09/14/2012 Ex-Parte Application

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

09/12/2012 Reply/Response (IN SUPPORT OF MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Plaintiff/Petitioner

09/10/2012 Reply/Response (TO PLAINTIFFS' SEPARATE STATEMENT OBJECTION)

Filed by Attorney for Defendant/Respondent

09/10/2012 Ord-Appt Apprv Rptr as Rptr protem (Claudia Vecchi-Cortez No. 11630)

Filed by Court

09/10/2012 Reply/Response (IN SUPPORT OF ITS MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

09/06/2012 Declaration (OF WALTER M. YOKA IN SUPPRT OF DEFENDNTS' OPPOSITION TO PLAINTIFFS' MOTION TO AUGMENT THEIR EXPERT WITNESS DESIGNATION)

Filed by Attorney for Defendant/Respondent

09/06/2012 Objection Document (TO DEFENDANTS' SEPARATE STATEMENTS FILED IN SUPPORT OF THEIR MOTION TO COMPEL)

Filed by Attorney for Plaintiff/Petitioner

09/06/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFENDNATS' MOTION TO COMPEL)

Filed by Attorney for Plaintiff/Petitioner

09/06/2012 Opposition Document (TO DEFENDANTS' MOTION TO COMPEL)

Filed by Attorney for Plaintiff/Petitioner

09/06/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO COMPEL)

Filed by Attorney for Plaintiff/Petitioner

09/06/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

09/06/2012 Opposition Document (TO PLAINTIFS' MOTION TO AUGMENT THEIR EXPERT WITNESS DESIGNATION)

Filed by Attorney for Defendant/Respondent

09/04/2012 Objection Document (TO REFEREE'S REPORT AND RECOMMENDATIONS)

Filed by Attorney for Defendant/Respondent

09/04/2012 Declaration (OF CANDACE H. SHIRLEY IN SUPPORT OF DEFENDANTS' OBJECTIONS TO REFEREE'S REPORT AND RECOMMENDATIONS)

Filed by Attorney for Defendant/Respondent

09/04/2012 Declaration (OF THOMAS L. RYAN IN SUPPORT OF DEFENDANTS' OBJECTIONS TO REFEREE'S REPORT AND RECOMMENDATIONS)

Filed by Attorney for Defendant/Respondent

08/31/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

08/31/2012 Reply/Response (IN SUPPORT OF MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Plaintiff/Petitioner

08/31/2012 Supplemental Declaration (OF MICHAEL J. ANENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Plaintiff/Petitioner

08/30/2012 Declaration (OF ERNIE PRUDENTE, M.D.)

Filed by Attorney for Plaintiff/Petitioner

08/30/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

08/29/2012 Notice (OF INTENT THAT DEFENDANTS WILL OBJECT TO REFEREE'S REPORT AND RECOMMENDATIONS RE NOTICE OF DEPOSITIONS TO APEX EXECUTIVE TOM RYAN AND PERSON MOST QUALIFIED RE CHAPMAN INTERROGATORIES)

Filed by Attorney for Defendant/Respondent

08/27/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO THE SPECIAL INTERROGATORIES, SET TWO, PROPOUNDED BY PLAINTIFF WARREN BINDER)

Filed by Attorney for Plaintiff/Petitioner

08/27/2012 Motion to Compel (FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET TWO, PROPOUNDED BY PLAINTIFF WARREN BINDER)

Filed by Attorney for Plaintiff/Petitioner

08/27/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL FURTHER RESPONSES TO THE SPECIAL INTERROGATORIES, SET TWO, PROPOUNDED BY PLAINTIFF WARREN BINDER)

Filed by Attorney for Plaintiff/Petitioner

08/27/2012 Declaration (OF STEVEN H. GURNEE IN OPPOSITION TO MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

08/27/2012 Request for Judicial Notice (IN OPPOSITION TO MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SUREY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

08/27/2012 Points and Authorities (IN OPPOSITION TO MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

08/27/2012 Declaration (OF DAVID M. DANIELS IN OPPOSITION TO MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

08/27/2012 Declaration (OF CHRISTOPHER P. LEVEL IN OPPOSITION TO MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

08/27/2012 Miscellaneous-Other (EXHIBITS IN OPPOSITION TO MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

08/27/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

08/24/2012 Ord-Appt Apprv Rptr as Rptr protem (Claudia Vecchi-Cortez CSR No. 11630)

Filed by Attorney for Defendant/Respondent

08/23/2012 Declaration (OF JILL FUKUNAGA RE NOTICE TO CLASS MEMBERS)

Filed by Attorney for Plaintiff/Petitioner

08/23/2012 Miscellaneous-Other (CAALIFORNIA RULE OF COURT 3.766 STATEMENT REGARDING CLASS ACTION NOTICE PLAN)

Filed by Attorney for Plaintiff/Petitioner

08/23/2012 Ex-Parte Application (FOR AN ORDER SHORTENING TIME ON PLAINTIFFS' MOTION TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Plaintiff/Petitioner

08/23/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

08/23/2012 Motion (TO AUGMENT EXPERT WITNESS DESIGNATION)

Filed by Attorney for Plaintiff/Petitioner

08/23/2012 Proof of Service (RE MOTION TO AUGMENT)

Filed by Attorney for Plaintiff/Petitioner

08/23/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO AUGMENT)

Filed by Attorney for Plaintiff/Petitioner

08/20/2012 Statement-Case Management

Filed by Attorney for Defendant/Respondent

08/20/2012 Statement-Case Management

Filed by Attorney for Plaintiff/Petitioner

08/20/2012 Reply/Response (MEORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO COMPEL F. CHARLES SANDS' COMPLIANCE WITH DEPOSITION SUBPOENA AND REQUEST FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

08/20/2012 Reply/Response (IN SUPPORT OF MOTION FOR PROTECTIVE ORDER REGARDING DEFENDANTS' DESIGNATION OF EXPERT WITNESSES)

Filed by Attorney for Plaintiff/Petitioner

08/17/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL VOLS. 1-5)

Filed by Attorney for Defendant/Respondent

08/17/2012 Declaration (OF NICHOLAS P. FORESTIERE IN SUPPORT OF DEFENDANT'S MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

08/17/2012 Miscellaneous-Other (OMNIBUS SEPARATE STATEMENT IN SUPPORT OF DEFENDANT'S MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

08/17/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

08/17/2012 Motion to Compel

Filed by Attorney for Defendant/Respondent

08/17/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL VOLS. 1-5)

Filed by Attorney for Defendant/Respondent

08/15/2012 Declaration (AMENDED DECLARATION OF STEVEN H. GURNEE IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR PROTECTIVE ORDER)

Filed by Attorney for Defendant/Respondent

08/14/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

08/14/2012 Request for Judicial Notice

Filed by Attorney for Defendant/Respondent

08/14/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO COMPEL F. CHARLES SANDS' COMPLIANCE WITH THE DEPOSITION SUBPOENA ETC.)

Filed by Attorney for Plaintiff/Petitioner

08/14/2012 Opposition Document (TO DEFENDANTS' MOTION TO COMPEL F. CHARLES SANDS' COMPLIANCE WITH THE DEPOSITION SUBPOENA AND REQUEST FOR MONETARY SANCTIONS)

Filed by Attorney for Plaintiff/Petitioner

08/14/2012 Declaration (DECLARATION OF STEVEN H. GURNEE IN SUPPORT OF DEFENDANTS' OPPOS. TO PLAINTIFFS' MOTION FOR PROTECTIVE ORDER REGARDING DEFENDANTS' DESIGNATION OF EXPERT WITNESS)

Filed by Attorney for Defendant/Respondent

08/14/2012 Miscellaneous-Other (SEPARATE STATEMENT IN OPPOSITION TO DEFENDANTS' MOTION TO COMPEL F. CHARLES SANDS' COMPLIANCE WITH THE DEPOSITION SUBPOENA ETC.)

Filed by Attorney for Plaintiff/Petitioner

08/14/2012 Points and Authorities (DEFENDANTS' MEMORANDUM OF POINTS AND AUTHORITIES IN OPPOSITION TO PLAINTIFFS' MOTION FOR PROTECTIVE ORDER REGARDING DEFENDANTS' DESIGNATION OF EXPERT WITNESS; DECL. OF STEVEN H. GURNEE)

Filed by Attorney for Defendant/Respondent

08/07/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

08/07/2012 Motion (FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Plaintiff/Petitioner

08/07/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR ORDER REQUIRING DEFENDANTS TO PRODUCE THE SURVEY RE EDEN MEMORIAL PARK AND RELATED DOCUMENTS)

Filed by Attorney for Plaintiff/Petitioner

08/07/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

08/03/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

08/03/2012 Points and Authorities (IN SUPPORT OF MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

08/03/2012 Declaration (OF STEVEN H. GURNEE IN SUPPORT OF MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

08/03/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

08/03/2012 Motion to Compel

Filed by Attorney for Defendant/Respondent

08/01/2012 Miscellaneous-Other (LETTER DATED JULY 25, 2012)

Filed by Attorney for Plaintiff/Petitioner

08/01/2012 Miscellaneous-Other (LETTER DATE JULY 24, 2012)

Filed by Attorney for Defendant/Respondent

07/24/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TOR PROTECTIVE ORDER REGARDING DEFENDANTS' DESIGNATION OF EXPERT WITNESSES)

Filed by Attorney for Plaintiff/Petitioner

07/24/2012 Motion (FOR PROTECTIVE ORDER REGARDING DEFENDANTS' DESIGNATION OF EXPERT WITNESSES)

Filed by Attorney for Plaintiff/Petitioner

07/24/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

07/23/2012 Proof of Service (PROOF OF SERVICE RE: PLAINTIFFS' REPLY IN SUPPORT OF MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Pltff/Petrnr

07/23/2012 Response (PLAINTIFFS' RESPONSE TO DEFENDANTS APPENDIX OF EVIDENCE IN OPPOSITION TO MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Pltff/Petrnr

07/23/2012 Order (RULING ON BRIEFS RE. INADVERTENTLY DISCLOSED DOCUMENT)

Filed by Court

07/23/2012 Reply to Motion (PLAINTIFFS' REPLY IN SUPPORT OF MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Pltff/Petrnr

07/23/2012 Declaration (OF TRISTAM EVANS IN CONNECTION WITH PLAINTIFFS' REPLY IN SUPPORT OF MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Pltff/Petrnr

07/23/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' REPLY IN SUPPORT OF MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Pltf/Petnr

07/23/2012 Objection Document (PLAINTIFFS' OBJECTIONS TO DEFENDANTS' EVIDENCE FILED IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Pltf/Petnr

07/23/2012 Response (PLAINTIFFS' RESPONSE TO DEFENDANTS' EVIDENTIARY OBJECTION TO PLAINTIFFS' EVIDENCE IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Pltf/Petnr

07/19/2012 Miscellaneous-Other (LETTER DATED JULY 19, 2012)

Filed by Attorney for Defendant/Respondent

07/19/2012 Receipt (CIVIL DEPOSIT SLIP RE: POSTING OF JURY FEES)

Filed by Attorney for Deft/Respnt

07/19/2012 Receipt (CIVIL DEPOSIT SLIP JURY FEES \$150.00 POSTED BY DEFT. SERVICE CORPORATION INTERNATIONAL)

Filed by Attorney for Deft/Respnt

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

TOP 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

07/17/2012 Declaration (OF CANDACE H. SHIRLEY IN SUPPORT OF REQUEST FOR RELIEF FROM LATE FILING OF OPPOSITION TO MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Response (TO PLAINTIFFS' APPENDIX OF SUPPORTING EVIDENCE IN SUPPORT OF MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Miscellaneous-Other (EXHIBITS IN OPPOSITION TO MOTION TO AMEND CLASS CERTIFICATION ORDER VOLUME 1,2,3,4,5, AND 6)

Filed by Attorney for Defendant/Respondent

07/16/2012 Declaration (OF CANDACE H. SHIRLEY IN OPPOSITION TO MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

07/16/2012 Declaration (OF TOBY M. MAGARIAN IN OPPOSITION TO MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Objection Document (EVIDENTIARY OBJECTIONS TO PLAINTIFFS' EVIDENCE IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Declaration (OF STEVEN H. GURNEE IN OPPOSITION TO MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Declaration (OF DAVID M. DANIELS IN OPPOSITION TO MOTION TO AMEND CLASS

CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Opposition Document (TO PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Declaration (OF ARTHUR J. MCKEON IN OPPOSITION TO PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Request for Judicial Notice (IN OPPOSITION TO MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/16/2012 Miscellaneous-Other (APPENDIX OF EVIDENCE IN OPPOSITION TO MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Defendant/Respondent

07/12/2012 Order (APPOINTING COURT APPROVED REPORTER AS OFFICIAL REPORTER PRO TEMPORE)

Filed by Clerk

07/11/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

07/11/2012 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

07/05/2012 Reply/Response (MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS ETC.)

Filed by Attorney for Defendant/Respondent

06/28/2012 Opposition Document (TO DEFENDANTS RENEWED MOTION TO COMPEL FURTHER RESPONSES TO REQUESTS FOR PRODUCTION, SET TWO, PROPOUNDED TO PLAINTIFF SEAN FRANK)

Filed by Attorney for Plaintiff/Petitioner

06/28/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' RENEWED MOTION TO COMPEL FURTHER RESPONSES TO REQUESTS FOR PRODUCTION, SET TWO PROPOUNDED TO PLAINTIFF SEAN FRANK)

Filed by Attorney for Plaintiff/Petitioner

06/28/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF IVY GREENSTEIN IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF SEAN FRANK IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF BARRY CHAPMAN IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF WARREN BINDER IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF DENNIS GILARDI IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF KEVIN R. BOYLE, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER REGARDING QUALIFICATIONS OF PLAINTIFFS' COUNSEL)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER REGARDING THE QUALIFICATIONS OF PLAINTIFFS' COUNSEL)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER VOL. 1,2,3,4)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Miscellaneous-Other (APPENDIX OF SUPPORTING EVIDENCE IN SUPPORT OF MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Motion (TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF RABBI HOWARD LAIBSON IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF MIRIAM SUE ROTH IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF LINDA PORE IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF HABIB NAEIM IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF ROBERT SCOTT IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF BARRY BINDER IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF RICHARD BINDER IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF ROSEMARY SCOTT GOODMAN IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Declaration (OF JERALD GREENSTEIN IN SUPPORT OF PLAINTIFFS' MOTION TO AMEND CLASS CERTIFICATION AND ORDER)

Filed by Attorney for Plaintiff/Petitioner

06/15/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

06/14/2012 Declaration (OF CANDANCE H. SHIRLEY IN OPPOSITION TO PLAINTIFFS' EX PARTE APPLICATION FOR AN ORDER APPROVING PLAINTIFF WARREN BINDER' SPECIAL INTERROGATORIES)

Filed by Attorney for Defendant/Respondent

06/13/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

06/13/2012 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

06/11/2012 Declaration (OF DVID M. DANIELS IN SUPPORT OF MOTION TO RENEW MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. TWO, PROPOUNDED TO PLAINTIFF SEAN FRANK)

Filed by Attorney for Defendant/Respondent

06/11/2012 Points and Authorities (IN SUPPORT OF MOTION TO RENEW MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. TWO, PROPOUNDED TO PLAINTIFF SEAN FRANK)

Filed by Attorney for Defendant/Respondent

06/11/2012 Opposition Document (TO DEFENDANTS' BRIEF RE APRIL 5, 2002 MEMORANDA)

Filed by Attorney for Plaintiff/Petitioner

06/11/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

06/11/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' BRIEF RE APRIL 5, 2002 MEMORANDA)

Filed by Attorney for Plaintiff/Petitioner

06/11/2012 Request for Judicial Notice (IN SUPPORT OF MOTION TO RENEW MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. TWO, PROPOUNDED TO PLAINTIFF SEAN FRANK AND FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

06/11/2012 Notice of Ruling

Filed by Attorney for Plaintiff/Petitioner

06/11/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

06/11/2012 Motion (TO RENEW MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. TWO, PROPOUNDED TO PLAINTIFF SEAN FRANK AND FOR MONETARY SANCTIONS)

Filed by Attorney for Defendant/Respondent

06/08/2012 Miscellaneous-Other ([proposed notice, 2 pages])

Filed by Court

06/06/2012 Declaration (OF JOSEPH A. HAYES IN SUPPORT OF DEFENDANTS' BRIEF RE INADVERTENTLY DISCLOSED PRIVILEGED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

06/06/2012 Miscellaneous-Other (RULING ON SUBMITTED MOTION OF PLAINTIFFS TO COMPEL THE DEFENDANTS TO COMPLY WITH THE NOTICE OF DEPOSITION OF THE PERSON MOST QUALIFIED REGARDING DAMAGED OUTER BURIAL CONTAINERS AND...)

Filed by Referee

06/06/2012 Brief (RE INADVERTENTLY DISCLOSED PRIVILEGED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

06/06/2012 Declaration (OF CHRISTOPHER P. LEVEL IN SUPPORT OF DEFENDANTS' BRIEF RE INADVERTENTLY DISCLOSED PRIVILEGED DOCUMENTS)

Filed by Attorney for Defendant/Respondent

06/06/2012 Opposition Document (AND NICHOLAS P. FORESTIERE'S SUPPORTING DECLARATION TO PLAINTIFFS' EX PARTE APPLICATION FOR APPROVAL OF CLASS NOTICE)

Filed by Attorney for Defendant/Respondent

06/06/2012 Report of Referee (REFEREE'S REPORT & RECOMMENDATION RE: PLAINTIFFS' MOTION TO COMPEL THE DEPOSITION OF THE PERSON MOST QUALIFIED RE DAMAGED OUTER BURIAL CONTAINERS AND PLAINTIFFS' MOTION TO COMPEL THE DEPOSITION OF THE...)

Filed by Referee

06/05/2012 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

06/05/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

05/31/2012 Brief (REGARDIN IN CAMERA REVIEW OF DOCUMENTS LISTED ON DEFENDANTS' DEFICIENT PRIVILEGE LOGS)

Filed by Attorney for Plaintiff/Petitioner

05/31/2012 Brief (RE ATTORNEY CLIENT PRIVILEGE AND WORK PRODUCT DOCTRINE)

Filed by Attorney for Defendant/Respondent

05/30/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

05/30/2012 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

05/30/2012 Reply/Response (IN SUPPORT OF ITS MOTION TO COMPEL FURTHER RESPONSES FROM DEFENDANTS TO PLAINTIFF WARREN BINDER'S SPECIAL INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS)

Filed by Attorney for Plaintiff/Petitioner

05/24/2012 Declaration (OF CANDANCE H. SHIRLEY IN OPPOSITION TO PLAINTIFF WARREN BINDER'S MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS, SET ONE)

Filed by Attorney for Defendant/Respondent

05/24/2012 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

05/24/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

05/24/2012 Opposition Document (TO PLAINTIFFS' EX PARTE APPLICATION FOR PRODUCTION OF DOCUMENTS)

Filed by Attorney for Defendant/Respondent

05/24/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

05/24/2012 Declaration (OF ARTHUR J. MCKEON III IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' EX PARTE APPLICATION FOR PRODUCTION OF DOCUMENTS)

Filed by Attorney for Defendant/Respondent

05/24/2012 Points and Authorities (IN OPPOSITION TO PLAINTIFF WARREN BINDER'S MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS, SET ONE)

Filed by Attorney for Defendant/Respondent

05/18/2012 Notice of Change of Address

Filed by Attorney for Defendant/Respondent

05/16/2012 Notice of Ruling

Filed by Attorney for Plaintiff/Petitioner

05/16/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

05/15/2012 Points and Authorities (IN SUPPORT OF DEFENDANTS' EX PARTE APPLICATION)

Filed by Attorney for Defendant/Respondent

05/15/2012 Ex-Parte Application

Filed by Attorney for Defendant/Respondent

05/15/2012 Opposition Document (TO DEFENDANTS' EX PARTE APPLICATION)

Filed by Attorney for Plaintiff/Petitioner

05/15/2012 Declaration (OF KENT L. RICHLAND IN SUPPORT OF DEFENDANTS' EX PARTE APPLICATION)

Filed by Attorney for Defendant/Respondent

05/15/2012 Declaration (OF ARTHUR J. MCKEON III IN SUPPORT OF DEFENDANTS' EX PARTE)

Filed by Attorney for Defendant/Respondent

05/15/2012 Notice (of Unavailability of Defendants' Counsel Steven H. Gurnee [May 31 through June 27, 2012])

Filed by Attorney for Defendant/Respondent

05/15/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

05/10/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET ONE ETC.)

Filed by Attorney for Plaintiff/Petitioner

05/10/2012 Notice (OF UNAVAILABILITY OF DEFENDANTS' COUNSEL, WALTER M. YOKA)

Filed by Attorney for Defendant/Respondent

05/10/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET ONE ETC. VOLS. 1 AND 2)

Filed by Attorney for Plaintiff/Petitioner

05/10/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

05/10/2012 Motion to Compel

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012

05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011

11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

05/07/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES)

Filed by Attorney for Plaintiff/Petitioner

05/07/2012 Reply/Response (BRIEF IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES)

Filed by Attorney for Plaintiff/Petitioner

05/07/2012 Reply/Response (SEPARATE STATEMENT IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES)

Filed by Attorney for Plaintiff/Petitioner

05/07/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

05/04/2012 Order (ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)

Filed by Court

05/01/2012 Declaration (OF NICHOLAS P. FORESTIERE IN OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

05/01/2012 Points and Authorities (IN OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

05/01/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF THEIR OPPOSITION TO PLAINTIFFS MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

04/26/2012 Reply/Response (MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES)

Filed by Attorney for Defendant/Respondent

04/20/2012 Opposition Document (TO DEFENDANTS' MOTION TO COMPEL FURTHER RESPONSES TO REQUESTS FOR PRODUCTION, SET TWO, PROPOUNDED TO PLAINTIFF SEAN FRANK)

Filed by Attorney for Plaintiff/Petitioner

04/20/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

04/20/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS MOTION TO COMPEL FURTHER RESPONSES TO REQUESTS FOR PRODUCTION, SET TWO, ETC.)

Filed by Attorney for Plaintiff/Petitioner

04/13/2012 Reply/Response (IN SUPPORT OF MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT ETC.)

Filed by Attorney for Plaintiff/Petitioner

04/13/2012 Supplemental Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY ETC.)

Filed by Attorney for Plaintiff/Petitioner

04/13/2012 Supplemental Declaration (OF JASON WACHTER IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY ETC.)

Filed by Attorney for Plaintiff/Petitioner

04/13/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

04/09/2012 Declaration (OF LAWRENCE CONYERS IN OPPOSITION OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT AND SURVEY THE LAND/PROPERTY)

Filed by Attorney for Defendant/Respondent

04/09/2012 Opposition Document (TO PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT AND SURVEY THE LAND/PROPERTY)

Filed by Attorney for Defendant/Respondent

04/09/2012 Declaration (OF DAVID J. TRANSUE IN OPPOSITION OF PLAINTIFF'S MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT AND SURVEY THE LAND/PROPERTY)

Filed by Attorney for Defendant/Respondent

04/02/2012 Motion to Compel (FURTHER RESPONSES TO SPECIAL INTERROGATORIES SET ONE NOS. 1,2,3,6, 7 AND 8 ETC.)
Filed by Attorney for Plaintiff/Petitioner

04/02/2012 Notice (OF UNAVAILABILITY OF DEFENDANTS' COUNSEL, ARTHUR J. MCKEON, III)
Filed by Attorney for Defendant/Respondent

04/02/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET ONE, NOS. 1,2,3,6,7 AND 8 ETC.)
Filed by Attorney for Plaintiff/Petitioner

04/02/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET ONE, NOS. 1,2,3,6,7 AND 8 ETC.)
Filed by Attorney for Plaintiff/Petitioner

04/02/2012 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

03/29/2012 Motion to Compel
Filed by Attorney for Defendant/Respondent

03/29/2012 Declaration (OF MARTIN LEE NELSON IN SUPPORT OR MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. TWO PROPOUNDED TO PLAINTIFF SEAN FRANK)
Filed by Attorney for Defendant/Respondent

03/29/2012 Response (TO PLAINTIFFS' EVIDENTIARY OBJECTIONS TO DEFENDANTS' EVIDENCE IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH & TENTH CAUSES OF ACTION ETC.)
Filed by Attorney for Defendant/Respondent

03/29/2012 Objection Document (TO PLAINTIFFS' EVIDENCE SUBMITTED IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH & TENTH CAUSES OF ACTION ETC.)
Filed by Attorney for Defendant/Respondent

03/29/2012 Response (AND OBJECTIONS TO PLAINTIFFS' ADDITIONAL MATERIAL FACTS IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH & TENTH CAUSES OF ACTION ETC.)
Filed by Attorney for Defendant/Respondent

03/29/2012 Reply/Response (TO PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO FIFTH, SIXTH & TENTH CAUSES OF ACTION IN SECOND AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent

03/29/2012 Response (TO PLAINTIFFS' EVIDENTIARY OBJECTIONS TO DEFENDANTS' EVIDENCE IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH AND TENTH CAUSES OF ACTION ETC.)
Filed by Attorney for Defendant/Respondent

03/29/2012 Declaration (OF WALTER M. YOKA IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. TWO, PROPOUNDED TO PLINTIFF SEAN FRANK)
Filed by Attorney for Defendant/Respondent

03/29/2012 Points and Authorities (IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. TWO PROPOUNDED TO PLAINTIFF SEAN FRANK)
Filed by Attorney for Defendant/Respondent

03/29/2012 Declaration (OF DAVID M. DANIELS IN SUPPORT OF MOTION TO COMPEL FURTHER

RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. TWO, PROPUNDED TO PLAINTIFF SEN FRANK)

Filed by Attorney for Defendant/Respondent

03/28/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/28/2012 Declaration (OF CHRIS NELSON IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/28/2012 Declaration (OF JASON WACHTER IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/28/2012 Motion to Compel (COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT AND SURVEY THE LAND/PROPERTY PURSUANT TO CALIFORNIA CODE OF CIVIL PRCEDURE 2031.010(d))

Filed by Attorney for Plaintiff/Petitioner

03/28/2012 Declaration (OF RAYMOND KNOPKE SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/28/2012 Declaration (OF BOB ROBERTS IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT ETC.)

Filed by Attorney for Defendant/Respondent

03/28/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

03/28/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Objection Document (TO DEFENDANTS' EVIDENCE AND REQUEST FOR JUDICIAL NOTICE FILED IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH AND TENTH CAUSES ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF MIRIAM SUE ROTH IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Brief (IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF BARRY CHAPMAN IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Opposition Document (TO DEFENDANTS' SEPARATE STATEMENT OF UNDISPUTED MATERIAL FACTS AS TO THE FIFTH, SIXTH & TENTH CAUSES OF ACTION IN PLAINTIFFS' SECOND AMENDED COMPLAINT)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Miscellaneous-Other (SEPARATE STATEMENT OF ADDITIONAL MATERIAL FACTS IN

OPPOSITION TO DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH, AND TENTH CAUSES OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF SEAN FRANK IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF RABBI HOWARD LAIBSON IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF WARREN BINDER IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF LINDA PORE IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH AND TENTH ETC. vol. 1 to 5)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF IVY GREENSTEIN IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Notice of Continuance (OF MOTION FOR SUMMARY ADJUDICATION RE 5TH, 6TH AND 10TH CAUSES OF ACTION)

Filed by Attorney for Defendant/Respondent

03/22/2012 Declaration (OF ROBERT SCOTT IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIFTH CAUSE OF ACTION ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/22/2012 Declaration (OF HABIB NAEIM)

Filed by Attorney for Plaintiff/Petitioner

03/20/2012 Order (ORDER RE PLANITFF IVY GREENSTEIN'S MOTION TO FILE UNDER SEAL EXHIBITS 4 AND 6 TO THE DECLARATION OF MICHAEL J. AVENATTI FILED IN SUPPORT OF PLAINTIFF IVY GREENSTEIN'S MOTION TO COMPEL...)

Filed by Attorney for Plaintiff/Petitioner

03/20/2012 Receipt

Filed by Attorney for Defendant/Respondent

03/19/2012 Reply/Response (IN SUPPORT OF THEIR MOTION FOR PROTECTIVE ORDERS AND/OR TO DISQUALIFY BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

03/19/2012 Notice of Hearing (AMENDED NOTICE OF HEARING ON PLAINTIFFS' MOTION FOR CONTEMPT/ SANCTIONS ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/16/2012 Notice (OF UNAVAILABILITY OF DEFENDANTS' COUNSEL, ARTHUR J. MCKEON, III)
Filed by Attorney for Defendant/Respondent

03/12/2012 Response (TO DEFENDANTS' OBJECTIONS TO THE REFEREE'S REPORT AND RECOMMENDATIONS REGARDING DEFENDANTS' PERSON MOST KNOWLEDGEABLE RE BOB ROBERTS)
Filed by Attorney for Plaintiff/Petitioner

03/09/2012 Notice of Ruling
Filed by Attorney for Defendant/Respondent

03/09/2012 Miscellaneous-Other (EVIDENTIARY OBJECTIONS TO DECLARATION OF BOB ROBERTS IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR PROTECTIVE ORDER)
Filed by Attorney for Defendant/Respondent

03/09/2012 Notice of Lodging (DEPOSITIONS IN SUPPORT OF PLAINTIFFS' MOTION FOR CONTEMPT/ SANCTIONS RE: DEFENDANTS' FAILURE TO COMPLY WITH THE COURT'S ORDERS COMPELLING THE DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED)
Filed by Attorney for Plaintiff/Petitioner

03/09/2012 Declaration ((SUPPLEMENTAL) OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR CONTEMPT/SANCTIONS RE: DEFENDANTS' FAILURE TO COMPLY WITH THE COURT'S ORDERS COMPELLING THE DEPOSITIONS)
Filed by Attorney for Plaintiff/Petitioner

03/09/2012 Proof of Service (RE: PLAINTIFFS' REPLY IN FURTHER SUPPORT OF MOTION FOR CONTEMPTS/ SANCTIONS FOR FAILURE TO COMPLY WITH THE COURT'S ORDERS COMPELLING THE DEPOSITIONS OF PERSONS MOST QUALIFIED ON REMEDIAL MEASURES)
Filed by Attorney for Plaintiff/Petitioner

03/09/2012 Brief-Reply (IN FURTHER SUPPORT OF MOTION FOR CONTEMPTS/SANCTIONS FOR FAILURE TO COMPLY WITH THE COURT'S ORDERS COMPELLING THE DEPOSITIONS OF THE PERSONS MOST QUALIFIED ON REMEDIAL MEASURES)
Filed by Attorney for Plaintiff/Petitioner

03/08/2012 Notice (OF OBJECTION TO PLAINTIFFS' NOTICE OF RULING ON PLAINTIFFS' MOTION FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION TACTICS)
Filed by Attorney for Defendant/Respondent

03/06/2012 Supplemental Proof of Service
Filed by Attorney for Plaintiff/Petitioner

03/06/2012 Stipulation and Order (JOINT STIPULATION AND ORDER REGARDING TRIAL DATES)
Filed by Attorney for Plaintiff/Petitioner

03/06/2012 Request (Request for Refund submitted by Ace Attorney Service on 01-06-12, approved on 03-06-12.)
Filed by Requestor

03/05/2012 Opposition Document (TO DEFENDANTS' MOTIONS FOR PROTECTIVE ORDER AND TO DISQUALIFY BOB ROBERTS)
Filed by Attorney for Plaintiff/Petitioner

03/05/2012 Declaration (OF BOB ROBERTS IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR PROTECTIVE ORDER AND TO DISQUALIFY BOB ROBERTS)
Filed by Attorney for Plaintiff/Petitioner

03/05/2012 Opposition Document (TO DEFENDANTS' MOTION TO UPHOLD DOCUMENT DESIGNATION FOR DOCUMENTS PRODUCED IN RESPONSE TO REQUEST FOR PRODUCTION ETC.)
Filed by Attorney for Plaintiff/Petitioner

03/05/2012 Declaration (OF ARTHUR J. MCKEON III IN SUPPORT OF DEFENDANTS' OPPOSITION TO

PLAINTIFFS' MOTION FOR CONTEMPT/SANCTIONS)

Filed by Attorney for Defendant/Respondent

03/05/2012 Points and Authorities (IN OPPOSITION TO PLAINTIFFS' MOTION FOR CONTEMPT/SANCTIONS)

Filed by Attorney for Defendant/Respondent

03/05/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

03/05/2012 Miscellaneous-Other (SEPARATE STATEMENT IN OPPOSITION TO PLAINTIFFS' MOTION FOR CONTEMPT/SANCTIONS)

Filed by Attorney for Defendant/Respondent

03/05/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

03/05/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO UPHOLD DOCUMENTS ETC.)

Filed by Attorney for Plaintiff/Petitioner

03/05/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR PROTECTIVE ORDER AND TO DISQUALIFY BOB ROBERTS)

Filed by Attorney for Plaintiff/Petitioner

03/03/2012 Notice of Ruling

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

03/02/2012 Notice of Lodging (OF POWER POINT PRESENTATION)

Filed by Attorney for Defendant/Respondent

03/02/2012 Miscellaneous-Other (RECOMMENDATION ON SUBMITTED MATTER)

Filed by Referee

03/01/2012 Notice of Entry of Dismissal & P/S

Filed by Attorney for Plaintiff/Petitioner

02/29/2012 Miscellaneous-Other (PLAINTIFFS' POWERPOINT SLIDES FOR HEARING ON MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Plaintiff/Petitioner

02/29/2012 Reply/Response (IN FURTHER SUPPORT OF MOTION TO STRIKE DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH, AND TENTH CAUSES OF ACTION IN THE SECOND AMENDED COMPLAINT)

Filed by Attorney for Plaintiff/Petitioner

02/29/2012 Miscellaneous-Other (RULINGS ON DEFENDANTS' AMENDED EVIDENTIARY OBJECTIONS TO PLAINTIFFS' EVIDENCE IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)

Filed by Court

02/29/2012 Request for Judicial Notice (IN SUPPORT OF DEFENDANT'S OBJECTIONS TO REFEREE RECOMMENDATION RE DEFENDANT'S PERSON MOST KNOWLEDGEABLE RE EMPLOYMENT OF BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

02/29/2012 Objection Document (TO REFEREE RECOMMENDATION RE DEFENDANT'S PERSON MOST KNOWLEDGEABLE RE THE EMPLOYMENT OF BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

02/29/2012 Declaration (OF VANESSA H. HUBERT IN SUPPORT OF DEFENDANT'S OBJECTIONS TO REFEREE RECOMMENDATION RE DEFENDANT'S PERSON MOST KNOWLEDGEABLE RE EMPLOYMENT OF BOB ROBERTS)
Filed by Attorney for Defendant/Respondent

02/29/2012 Points and Authorities (IN SUPPORT OF OBJECTIONS TO REFEREE RECOMMENDATIONS RE DEFENDANT'S PERSON MOST KNOWLEDGEABLE RE BOB ROBERTS)
Filed by Attorney for Defendant/Respondent

02/29/2012 Proof of Service
Filed by Attorney for Defendant/Respondent

02/28/2012 Reply/Response (IN FURTHER SUPPORT OF PLAINTIFF IVY GREENSTEIN'S MOTION TO COMPEL RESPO NSES TO REQUESTS FOR PRODUCTION SET ONE)
Filed by Attorney for Plaintiff/Petitioner

02/27/2012 Reply/Response (TO DEFENDANTS' MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' NOTICE OF SUBMISSION OF PROPOSED CLASS NOTICE)
Filed by Attorney for Plaintiff/Petitioner

02/27/2012 Miscellaneous-Other (RULINGS ON PLAINTIFFS' OBJECTIONS TO DEFENDANTS' EVIDENCE FILED IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)
Filed by Court

02/24/2012 Declaration (OF ARTHUR J. MCKEON IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION TO STRIKE DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH AND TENTH CAUSES OF ACTION)
Filed by Attorney for Defendant/Respondent

02/24/2012 Opposition Document (TO PLAINTIFFS' MOTION TO STRIKE DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH AND TENTH CAUSES OF ACTION IN THE SECOND AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent

02/23/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR CONTEMPT/SANCTIONS RE DEFENDANTS' FAILURE TO COMPLY WITH THE COURT'S ORDERS ETC.)
Filed by Attorney for Plaintiff/Petitioner

02/23/2012 Motion (FOR CONTEMPT/SANTIONS RE: DEFENDANTS' FAILURE TO COMPLY WITH THE COURT'S ORDERS ETC.)
Filed by Attorney for Plaintiff/Petitioner

02/23/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION FOR CONTEMPT/SANCTIONS RE DEFENDANTS' FAILURE TO COMPLY WITH THE COURT'S ORDERS ETC.)
Filed by Attorney for Plaintiff/Petitioner

02/23/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR CONTEMPT SANCTIONS RE DEFENDANTS' FAILURE TO COMPLY WITH THE COURT'S ORDERS ETC.)
Filed by Attorney for Plaintiff/Petitioner

02/23/2012 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

02/23/2012 Miscellaneous-Other (AMENDED EVIDENTIARY OBJECTIONS TO PLAINTIFFS' EVIDENCE IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)
Filed by Attorney for Defendant/Respondent

02/22/2012 Declaration (OF DAVID M. DANIELS IN OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS, SET ONE AND REQUEST FOR SANCTIONS)

Filed by Attorney for Defendant/Respondent

02/22/2012 Points and Authorities (IN OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL RESPONSES TO REQUESTS FOR PRODUCTION OF DOCUMENTS SET ONE AND REQUEST FOR SANCTIONS)

Filed by Attorney for Defendant/Respondent

02/21/2012 Opposition Document (TO DEFENDANTS' MOTION TO COMPEL REGARDING REQUEST FOR PRODUCTION SET ONE PROPOUNDED TO PLAINTIFF ROBERT SCOTT)

Filed by Attorney for Plaintiff/Petitioner

02/21/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTIONS TO COMPEL REGARDING RERQUEST FOR PRODUCTION SET ONE PROPOUNDED TO PLAINTIFF ROBERT SCOTT)

Filed by Attorney for Plaintiff/Petitioner

02/21/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF OPPOSITION TO DEFENDANTS' MOTIONS TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS SET NO. ONE, PROPOUNDED TO PLAINTIFF ROBERT SCOTT)

Filed by Attorney for Plaintiff/Petitioner

02/21/2012 Order (ORDER RE CONTINUATION OF HEARING DATE ON DEFENDANTS' MOTION TO COMPEL FURTHER RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS, SET NO. ONE, TO PLAINTIFF ROBERT SCOTT)

Filed by Attorney for Defendant/Respondent

02/21/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

02/14/2012 Receipt

Filed by Attorney for Plaintiff/Petitioner

02/14/2012 Declaration (OF CHRYL DAVIDSON IN SUPPORT OF MOTION FOR PROTECTIVE ORDER AND TO DISQUALIFY BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

02/14/2012 Declaration (OF JOSEPH A. HAYES IN SUPPORT OF MOTION FOR PROTECTIVE ORDER AND TO DISQUALIFY BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

02/14/2012 Proof of Service

Filed by Attorney for Defendant/Respondent

02/14/2012 Declaration (OF DENISH JOHNSON IN SUPPORT OF MOTION FOR PROTECTIVE ORDER AND TO DISQUALIFY BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

02/14/2012 Declaration (OF STEVEN H. GURNEE IN SUPPORT OF DEFENDANT'S MOTION FOR PROTECTIVE ORDER AND TO DISQUALIFY BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

02/14/2012 Points and Authorities (IN SUPPORT OF MOTION FOR PROTECETIVE ORDER AND TO DISQUALIFY BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

02/14/2012 Motion (FOR PROTECTIVE ORDER AND TO DISQUALIFY BOB ROBERTS)

Filed by Attorney for Defendant/Respondent

02/14/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO STRIKE VOL. 1 AND 2)

Filed by Attorney for Plaintiff/Petitioner

02/14/2012 Motion to Strike

Filed by Attorney for Plaintiff/Petitioner

02/14/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

02/10/2012 Partial Dismissal(not entire case) (With prejudice as to Defendant James R. Biby Only Unnamed class members are dismissed without prejudice)

Filed by Attorney for Plaintiff/Petitioner

02/10/2012 Motion (TO UPHOLD DOCUMENT DESIGNATION ****FILED UNDER SEAL****)

Filed by Attorney for Defendant/Respondent

02/10/2012 Motion (TO UPHOLD DOCUMENT DESIGNATION *****REDACTED*****)

Filed by Attorney for Defendant/Respondent

02/09/2012 Reply/Response (MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO COMPEL DEMAND TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND UNDERLYING RIGHTS OF INTERMENT PURCHAED BY HABIB NAEIM)

Filed by Attorney for Defendant/Respondent

02/09/2012 Reply/Response (RQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTION TO COMPEL DEMAND TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND UNDERLYING RIGHTS OF INTERMENT PURCHAED BY HABIB NAEIM)

Filed by Attorney for Defendant/Respondent

02/07/2012 Notice (OF ERRATA RE HEARING DATE)

Filed by Attorney for Plaintiff/Petitioner

02/07/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' DISMISSAL OF DEFENDANT JAMES R. BIBY)

Filed by Attorney for Plaintiff/Petitioner

02/07/2012 Notice (OF WITHDRAWAL OF NOTICE OF LIEN)

Filed by Attorney for Plaintiff/Petitioner

02/06/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFF IVY GREENSTEIN'S MOTION TO COMPEL ***REDACTED****)

Filed by Attorney for Plaintiff/Petitioner

02/06/2012 Motion (TO FILE UNDER SEAL)

Filed by Attorney for Plaintiff/Petitioner

02/06/2012 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

02/06/2012 Declaration (UNREDACTED DECLATION OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFF IVY GREENSTEIN'S NOTICE OF MOTION AND MOTION TO COMPEL RESPONSES TOR REQUESTS)

Filed by Attorney for Plaintiff/Petitioner

02/06/2012 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES FROM DEFENDANT)

Filed by Attorney for Plaintiff/Petitioner

02/06/2012 Motion to Compel

Filed by Attorney for Plaintiff/Petitioner

02/03/2012 Opposition Document (TO DEFENDANTS' MOTION TO COMPEL DEMAND TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND)

Filed by Attorney for Plaintiff/Petitioner

02/03/2012 Stipulation (STIPULATION TO CONTINUE HEARING ON DEFENDANTS' MOTION TO COMPEL FURTHR RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS, SET NO. ONE, TO PLAINTIFF

ROBERT SCOTT)
Filed by Attorney for Defendant/Respondent

02/03/2012 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

02/03/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO COMPEL DEMANDS TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND)
Filed by Attorney for Plaintiff/Petitioner

02/02/2012 Receipt
Filed by Attorney for Plaintiff/Petitioner

01/27/2012 Motion to Compel (FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCUMENTS, SET NO. ONE, PROPOUNDED TO PLAINTIFF ROBERT SCOTT)
Filed by Attorney for Defendant/Respondent

01/20/2012 Reply/Response (TO DEFENDANTS' EVIDENTIARY OBJECTION TO PLAINTIFFS' EVIDENCE IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Declaration (OF BARRY MANN)
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Response (TO DEFENDANTS' APPENDIX OF EVIDENCE IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION)
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Declaration (OF DAVID J. TRANSUE IN SUPPORT OF MOTION TO COMPEL DEMAND TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND UNDERLYING RIGHTS OF INTERMENT PURCHASED BY HABIB NAEIM)
Filed by Attorney for Defendant/Respondent

01/20/2012 Proof of Service
Filed by Attorney for Defendant/Respondent

01/20/2012 Declaration (OF DAVID M. DANIELS IN SUPPORT OF MOTION TO COMPEL DEMAND TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND UNDERLYING RIGHTS OF INTERMENT PURCHASED BY HABIB NAEIM)
Filed by Attorney for Defendant/Respondent

01/20/2012 Request for Judicial Notice
Filed by Attorney for Defendant/Respondent

01/20/2012 Points and Authorities (IN SUPPORT OF MOTION TO COMPEL DEMAND TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND UNDERLYING RIGHTS OF INTERMENT PURCHASED BY HABIB NAEIM)
Filed by Attorney for Defendant/Respondent

01/20/2012 Opposition Document (TO DEFENDANTS' OBJECTION TO AND MOTION TO STRIKE ALL REFERENCES TO THE MENORAH GARDENS LITIGATION FROM PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Objection Document (TO DEFENDANTS EVIDENCE FILED IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Declaration (OF DENNIS GILARDI RE DISSEMINATION OF CLASS NOTICE AND FEASIBILITY OF CLASS ACTION NOTICE ADMINISTRATION)
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Reply/Response (IN SUPPORT OF MOTION FOR CLASS CERTIFICATION)
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO DEFENDANTS' OBEJCTION TO AND MOTION TO STRIKE ALL REFERENCES TO THE MENORAH GARDENS LITIGATION FROM PLAINTIFFS' MOTION FOR ETC.)
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

01/20/2012 Motion to Compel
Filed by Attorney for Defendant/Respondent

01/19/2012 Miscellaneous-Other (Letter dated January 19, 2012)
Filed by Attorney for Defendant/Respondent

01/12/2012 Receipt
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

01/06/2012 Declaration (DECLARATION OF TOBY M. MAGARIAN IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS)
Filed by Attorney for Defendant/Respondent

01/06/2012 Proof of Service
Filed by Attorney for Defendant/Respondent

01/06/2012 Request for Judicial Notice (DEFENDANTS' EXHIBITS IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION [VOLUME 4 OF 4])
Filed by Attorney for Defendant/Respondent

01/06/2012 Miscellaneous-Other (EXHIBITS IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS [VOLUME 2 OF 4])
Filed by Attorney for Defendant/Respondent

01/06/2012 Objection Document (DEFENDANTS' EVIDENTIARY OBJECTIONS TO PLAINTIFFS' EVIDENCE IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)
Filed by Attorney for Defendant/Respondent

01/06/2012 Miscellaneous-Other (EXHIBITS IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS [VOLUME 4 OF 4])
Filed by Attorney for Defendant/Respondent

01/06/2012 Request for Judicial Notice (DEFENDANTS' EXHIBITS IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION [VOLUME 2 OF 4]_____)
Filed by Attorney for Defendant/Respondent

01/06/2012 Declaration (DECLARATION OF ARTHUR J. MCKEON III IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS)
Filed by Attorney for Defendant/Respondent

01/06/2012 Request for Judicial Notice (REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTION TO STRIKE RE MENORAH GARDENS)
Filed by Attorney for Defendant/Respondent

01/06/2012 Declaration (DECLARATION OF STEVEN H. GURNEE IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Defendant/Respondent

01/06/2012 Declaration (DECLARATION OF CANDACE H. SHIRLEY IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Defendant/Respondent

01/06/2012 Declaration (DECLARATION OF TOBY M. MAGARIAN IN OPPOSITION TO CLASS CERTIFICATION)

Filed by Attorney for Defendant/Respondent

01/06/2012 Objection Document (DEFENDANTS' OBJECTION TO AND MOTION TO STRIKE ALL REFERENCES TO THE MENORAH GARDENS LITIGATION FROM PLAINTIFFS' MOTION FOR CLASS CERTIFICATION; MEMO. OF Ps AND As AND COMPILATION OF EVIDENCE IN...)

Filed by Attorney for Defendant/Respondent

01/06/2012 Miscellaneous-Other (DEFENDANTS' EXHIBITS IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION [VOLUME 1 OF 4])

Filed by Attorney for Defendant/Respondent

01/06/2012 Points and Authorities (DEFENDANTS' MEMORANDUM OF POINTS AND AUTHORITIES IN OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Defendant/Respondent

01/06/2012 Request for Judicial Notice (DEFENDANTS' EXHIBITS IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION [VOLUME 3 OF 4])

Filed by Attorney for Defendant/Respondent

01/06/2012 Miscellaneous-Other (DEFENDANTS' APPENDIX OF EVIDENCE IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Defendant/Respondent

01/06/2012 Miscellaneous-Other (DEFENDANTS' SEPARATE STATEMENT OF UNDISPUTED MATERIAL FACTS AS TO THE FIFTH, SIXTH & TENTH CAUSES OF ACTION IN PLAINTIFFS' SECOND AMENDED COMPLAINT)

Filed by Attorney for Defendant/Respondent

01/06/2012 Miscellaneous-Other (DEFENDANTS' APPENDIX OF FEDERAL AUTHORITIES IN SUPPORT OF DEFENDANTS' MSAI AS TO FIFTH, SIXTH, & TENTH CAUSES OF ACTION IN PLAINTIFFS' SECOND AMENDED COMPLAINT)

Filed by Attorney for Defendant/Respondent

01/06/2012 Declaration (DECLARATION OF STEVEN M. GURNEE IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS)

Filed by Attorney for Defendant/Respondent

01/06/2012 Mtn for Summary Adjud of Issues (NOTICE OF MOTION AND MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH & TENTH CAUSES OF ACTION IN PLAINTIFFS' SECOND AMENDED COMPLAINT)

Filed by Attorney for Defendant/Respondent

01/06/2012 Points and Authorities (IN SUPPORT OF DEFENDANTS' MSAI AS TO THE FIFTH, SIXTH, & TENTH CAUSES OF ACTION IN PLAINTIFFS' SECOND AMENDED COMPLAINT)

Filed by Attorney for Defendant/Respondent

01/06/2012 Miscellaneous-Other (EXHIBITS IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS [VOLUME 1 OF 4])

Filed by Attorney for Defendant/Respondent

01/06/2012 Declaration (DECLARATION OF DAVID M. DANIELS IN OPPOSITION TO CLASS CERTIFICATION)

Filed by Attorney for Defendant/Respondent

- 01/06/2012** Declaration (DECLARATION OF ARTHUR J. MCKEON IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS__ CERTIFICATION)
Filed by Attorney for Defendant/Respondent
- 01/06/2012** Declaration (DECLARATION OF ANTHONY LAMPE IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS)
Filed by Attorney for Defendant/Respondent
- 01/06/2012** Response (DEFENDANTS' RESPONSE TO PLAINTIFFS' APPENDIX OF SUPPORTING EVIDENCE IN SUPPORT OF MOTION FOR CLASS CERTIFICATION)
Filed by Attorney for Defendant/Respondent
- 01/06/2012** Miscellaneous-Other (EXHIBITS IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS [VOLUME 3 OF 4])
Filed by Attorney for Defendant/Respondent
- 01/06/2012** Declaration (DECLARATION OF DARRYL BOWDEN IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS)
Filed by Attorney for Defendant/Respondent
- 01/06/2012** Request for Judicial Notice
Filed by Attorney for Defendant/Respondent
- 01/06/2012** Miscellaneous-Other (INDEX OF EXHIBITS IN SUPPORT OF DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH, SIXTH & TENTH CAUSES OF ACTION IN PLAINTIFFS' SECOND AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent
- 01/06/2012** Declaration (DECLARATION OF DAVID M. DANIELS IN SUPPORT OF DEFENDANTS' MOTION TO STRIKE RE MENORAH GARDENS)
Filed by Attorney for Defendant/Respondent
- 01/06/2012** Order (RULINGS ON: DEFENDANT'S EVIDENTIARY OBJECTIONS TO BOB ROBERT'S DECLARATION IN SUPPORT OF MOTION TO COMPEL DEMANDS TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND)
Filed by Court
- 01/05/2012** Notice (OF CHANGE OF TIME OF HEARING)
Filed by Attorney for Defendant/Respondent
- 01/05/2012** Order (ORDER DENYING DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION)
Filed by Court
- 01/03/2012** Reply/Response (TO PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION TO COMPEL DEMANDS TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND)
Filed by Attorney for Defendant/Respondent
- 01/03/2012** Declaration (OF ANTHONY LAMPE IN SUPPORT OF REPLY TO PLAINTIFFS' OPPOSITION TO MOTION TO COMPEL DEMANDS TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND)
Filed by Attorney for Defendant/Respondent
- 01/03/2012** Declaration (OF DAVID M. DANIELS IN SUPPORT OF REPLY TO PLAINTIFFS' OPPOSITION TO MOTION TO COMPEL DEMANDS TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND)
Filed by Attorney for Defendant/Respondent
- 01/03/2012** Objection Document (EVIDENTIARY OBJECTIONS TO BOB ROBERT'S DECLARATION IN SUPPORT OF MOTION TO COMPEL DEMANDS TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND)
Filed by Attorney for Defendant/Respondent
- 12/30/2011** Report of Referee (REFEREE'S REPORT & RECOMMENDATION RE: PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED ON GROUND PENETRATING RADAR)

Filed by Court

12/30/2011 Report of Referee (REFEREE'S REPORT & RECOMMENDATION RE: PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED ON INVESTIGATIONS)

Filed by Court

12/29/2011 Notice (of the Court's December 21, 2011 Rulings)

Filed by Attorney for Defendant/Respondent

12/27/2011 Opposition Document (by Plaintiffs to Defendants' Motion to Compel Demands to Excavate, Inspect, Test and Sample Land; and Request for Monetary Sanctions)

Filed by Attorney for Plaintiff/Petitioner

12/27/2011 Proof of Service (of Plaintiffs' Opposition to Defendants' Motion to Compel Demands to Excavate, Inspect, Test and Sample Land; and Request for Monetary Sanctions)

Filed by Attorney for Plaintiff/Petitioner

12/27/2011 Declaration (of Bob Robers)

Filed by Attorney for Plaintiff/Petitioner

12/27/2011 Declaration (of Michael J. Avenatti in Support of Plaintiffs' Opposition to Defendants' Motion to Compel Demands to Excavate, Inspect, Test and Sample Land; and Request for Monetary Sanctions)

Filed by Attorney for Plaintiff/Petitioner

12/14/2011 Amended Proof of Service

Filed by Attorney for Defendant/Respondent

12/13/2011 Brief (SUPPLEMENTAL BRIEF REGARDING DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

12/12/2011 Brief (SUPPLEMENTAL BRIEF IN SUPPORT OF DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION ON CLRA, UCL AND FAL CAUSES OF ACTION)

Filed by Attorney for Defendant/Respondent

12/05/2011 Brief-Reply (by Plaintiffs in Further Support of their Motion to Strike Defendants' Evidence and Argument in Support of their MSAI & Motion for Determination of No Legal Merit under the CLRA of 12/21/11)

Filed by Attorney for Plaintiff/Petitioner

12/02/2011 Response (by Defendants to Plaintiffs' Objection to the Letter by the Iranian Rabbinical Council of Los Angeles)

Filed by Attorney for Defendant/Respondent

12/01/2011 Response (by Defendants to Plaintiffs' Objections to, and Motion to Strike, their Evidence in Support of their Motions for Summary Adjudication and Legal Determination under CLRA; P's/A's)

Filed by Attorney for Defendant/Respondent

11/28/2011 Opposition Points & Authorities (by Defendants in Support of their Motion to Compel Further Responses to Form Interrogatories and Request for Monetary Sanctions)

Filed by Attorney for Defendant/Respondent

11/28/2011 Declaration (of Arthur J. McKeon III in Support of Defendants' Reply to Plaintiffs' Opposition to Motion to Compel Further Responses to Form Interrogatories and Request for Monetary Sanctions)

Filed by Attorney for Defendant/Respondent

11/28/2011 Reply/Response (by SCI to Plaintiffs' Opposition to the Motion to Compel Further Responses from W. Bender to Demand for Production, Set ONE; P's & A's)

Filed by Attorney for Defendant/Respondent

11/28/2011 Reply/Response (by SCI to Plaintiffs' Opposition to Defendants' Separate Statement RE: Motion to Compel Further Responses from W. Bender to Demand for Production, Set ONE)

Filed by Attorney for Defendant/Respondent

11/23/2011 Order (protective order)

Filed by Attorney for Defendant/Respondent

11/23/2011 Objection Document (by Plaintiffs to the Letter Submitted by the Iranian Rabbinical Council of Los Angeles; P's & A's; Declaration of Michael J. Avenatti)

Filed by Attorney for Plaintiff/Petitioner

11/23/2011 Opposition Document (by Defendants to Plaintiffs' Ex Parte Application for an Order Striking Our Objections to Proposed Recommendations of Judge Hilberman RE PMQ Deposition Notice & Removing Hrng. Date RE Obj....)

Filed by Attorney for Defendant/Respondent

11/22/2011 Ex-Parte Application (FOR PROTECTIVE ORDER RE CONFIDENTIAL INFORMATION; MEMORANDUM OF POINTS AND AUTHORITIES; DECLARATION OF ARTHUR J. MC KEON III)

Filed by Attorney for Defendant/Respondent

11/22/2011 Ex-Parte Application (FOR AN ORDER STRIKING DEFTS' OBJS. TO THE RECOMMENDED RULINGS OF THE DISCOVERY REFEREE RE PMQ DEPO AND REMOVING THE MATTER FROM THE COURT'S CALENDAR; DECLARATION OF MICHAEL J. AVENATI)

Filed by Attorney for Plaintiff/Petitioner

11/21/2011 Declaration (of Michael J. Avenatti in Support of Plaintiff Sands' Objection to Defendants' Evidence Submitted with their Reply Briefs in Support of their Motions for Summary Adjudication....)

Filed by Attorney for Plaintiff/Petitioner

11/21/2011 Notice of Motion (Defendants' Motion to Compel Demands to Excavate, Inspect, Test and Sample Land; and Request for Monetary Sanctions)

Filed by Attorney for Defendant/Respondent

11/21/2011 Points and Authorities (in Support of Defendants' Motion to Compel Demands to Excavate, Inspect, Test and Sample Land; and Request for Monetary Sanctions)

Filed by Attorney for Defendant/Respondent

11/21/2011 Proof of Service (of Defendants' Motion to Compel Demand to Excavate, Inspect, Test and Sample Land; and Request for Monetary Sanctions and Supporting Papers)

Filed by Attorney for Defendant/Respondent

11/21/2011 Declaration (of David M. Daniels in Support of Defendants' Motion to Compel Demands to Excavate, Inspect, Test and Sample Land; Request for Monetary Sanctions)

Filed by Attorney for Defendant/Respondent

11/21/2011 Declaration (of Rabbi Elliot Dorff in Support of Defendants' Motion to Compel Demands to Excavate, Inspect, Test and Sample Land)

Filed by Attorney for Defendant/Respondent

11/21/2011 Objection Document (Q.v., "We write to raise two serious issues with the Court relating to Defendants' Supplemental Brief in Support of [their] Motion for Determination that Plaintiffs' CLRA Cause....")

Filed by Attorney for Plaintiff/Petitioner

11/21/2011 Request (by the "Iranian Rabbinical Council of Los Angeles" regarding the Court being "asked to issue an order that will delay burials at Eden Memorial Park for up to 48 hours if...damage...is discovered")

Filed by Clerk

11/21/2011 Objection Document (by Plaintiff F. Charles Sands to the Court Considering Evidence Submitted by Defendants with their Reply Briefs in Support of their Motions for Summary Adjudication...; P's & A's)

Filed by Attorney for Plaintiff/Petitioner

11/21/2011 Proof of Service (of Plaintiffs Sands' Objection to Defendants' Evidence Submitted with their Reply Briefs in Support of their Motions for Summary Adjudication....)

Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Memorandum - Other (in Reply by Defendants in Support of Their Objections to Referee's Proposed Report & Recommendations RE Their Depositions of Our PMQ RE Remedial Steps Taken in Response to Menorah Garden)
Filed by Attorney for Defendant/Respondent

11/18/2011 Declaration (Reply Omnibus Declarations of Arthur J. McKeon III in Support of Defendants' Replies to Plaintiffs' Responses to Our Objections to PMQ Deposition Recommendations of Disc. Referee)
Filed by Attorney for Defendant/Respondent

11/18/2011 Proof of Service (of Plaintiffs' Opposition to Defendants' Motion to Compel Further Responses to Form Irrogs. and Request for Monetary Sanctions and Supporting Papers)
Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Proof of Service
Filed by Attorney for Defendant/Respondent

11/18/2011 Reply/Response (by Defendants to Plaintiffs' Response to Our Objections to the Referee's Report & Recommendation RE Plaintiffs' Depositions of Our PMQ RE Training)
Filed by Attorney for Defendant/Respondent

11/18/2011 Declaration (of Michael J. Avenatti in Support of Plaintiffs' Opposition to Defendants' Motion to Compel Further Responses to Request for Production, Set ONE, Propounded to Plaintiff Warren Binder)
Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Request for Judicial Notice (in Reply by Defendants in Support of Our Objections to the Referee's Proposed Report & Recommendation)
Filed by Attorney for Defendant/Respondent

11/18/2011 Miscellaneous-Other (Plaintiffs' Separate Statement in Support of their Opposition to Defendants' Motion to Compel Further Responses to Form Irrogs., and Request for Monetary Sanctions)
Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Opposition Document (by Plaintiffs to Defendants' Motion to Compel Further Responses to Form Interrogatories and Request for Monetary Sanctions)
Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Declaration (of Michael J. Avenatti in Support of Plaintiffs' Opposition to Defendants' Motion to Compel Further Responses to Form Irrogs. and Request for Monetary Sanctions)
Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Declaration (of Cheryl Davidson in Support of Defendants' Reply to Plaintiffs' Opposition to Objections to Recommendations of Discovery Referee)
Filed by Attorney for Defendant/Respondent

11/18/2011 Receipt-Depository (for Plaintiff F. Charles Sands Payment of \$30 for a Commission for Geomodel, Inc.'s Agent)
Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Miscellaneous-Other (Plaintiffs' Separate Statement in Support of their Opposition to Defendants' Motions to Compel Further Responses to Demand for Production of Documents, Set ONE, Propounded to Plaintiff W. Binder)
Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Reply/Response (by Defendants to Plaintiffs' Response to Our Objections to the Referee's Report & Recommendation RE Their Depositions of Our PMQ RE 2007 Investigation)
Filed by Attorney for Defendant/Respondent

11/18/2011 Proof of Service (of Plaintiffs' Opposition to Defendants' Motion to Compel Further Responses to Request for Production, Set ONE, Propounded to Plaintiff Warren Binder and Supporting Paper)
Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Brief-Reply (by Plaintiff in Further Support of his Motion for Sanctions for the Failure to Comply with the Court's Order Compelling Further Responses ...; Request to Garrison Decl. and Deposition Transcript of J. Brown)

Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Reply/Response (Evidentiary Objections in Support of Defendants' Objections to the Referee's Proposed Report and Recommendations)

Filed by Attorney for Defendant/Respondent

11/18/2011 Reply/Response (by Defendants to Plaintiffs' Response to Our Objections to the Discovery Referee's Report and Recommendations RE: Plaintiffs' Depositions of PMQ on Ground Penetrating Radar)

Filed by Attorney for Defendant/Respondent

11/18/2011 Opposition Document (by Plaintiffs to Defendants' Motion to Compel Further Responses to Requests for Production, Set ONE, Propounded to Plaintiff Warren Binder)

Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Reply/Response (MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO PLAINTIFFS' ELEVENTH AND TWELFTH CAUSES OF ACTION)

Filed by Attorney for Defendant/Respondent

11/18/2011 Supplemental Declaration (of M. J. Avenatti in Support of Plaintiffs' Reply Brief RE: Motion for Sanctions for the Failure to Comply with the Court's Order Compelling Further Responses... Req. to Strike Garrison Decl....)

Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Proof of Service (of Plaintiffs' Reply Brief in Further Support of his Motion for Sanctions for the Failure to Comply with the Court's Order Compelling Further Responses.... And Supporting Paper)

Filed by Attorney for Plaintiff/Petitioner

11/18/2011 Declaration (of Joseph Hayes in Support of Defendants' Reply to Plaintiffs' Opposition to Objections to Recommendations of Discovery Referee)

Filed by Attorney for Defendant/Respondent

11/17/2011 Memorandum - Other (Reply P's & A's in Support of Defendants' Motion for Summary Adjudication as to Plaintiffs' First, Second, Third and Fourth Causes of Action)

Filed by Attorney for Defendant/Respondent

11/16/2011 Reply/Response (OMNIBUS EVIDENTIARY OBJECTIONS IN SUPPORT OF DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Defendant/Respondent

11/16/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

11/16/2011 Supplemental Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' SUPPLEMENTAL BRIEFING ON THE CONSUMER LEGAL REMEDIES ACT)

Filed by Attorney for Plaintiff/Petitioner

11/16/2011 Reply/Response (OMNIBUS DECLARATION OF JOHN RESICH IN SUPPORT OF DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Defendant/Respondent

11/16/2011 Proof of Service (of Defendants' Reply P's & A's in Support of their MSAI....)

Filed by Attorney for Defendant/Respondent

11/16/2011 Reply/Response (MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO FIFTH AND NINTH CAUSES OF ACTION)

Filed by Attorney for Defendant/Respondent

11/16/2011 Reply/Response (OMNIBUS DEFENDANTS' REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Defendant/Respondent

11/16/2011 Brief (SUPPLEMENTAL BRIEF IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION THAT PLAINTIFFS' CLRA CAUSE OF ACTION HAS NO MERIT)

Filed by Attorney for Defendant/Respondent

11/16/2011 Brief (SUPPLEMENTAL BRIEF ON THE CONSUMER LEGAL REMEDIES ACT)

Filed by Attorney for Plaintiff/Petitioner

11/16/2011 Reply/Response (OMNIBUS DECLARATION OF ANTHONY LAMPE IN SUPPORT OF DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Defendant/Respondent

11/16/2011 Request for Judicial Notice (IN SUPPORT OF PLAINTIFFS' SUPPLEMENTAL BRIEFING ON THE CONSUMER LEGAL REMEDIES ACT)

Filed by Attorney for Plaintiff/Petitioner

11/16/2011 Reply/Response (OMNIBUS DEFENDANTS' DECLARATION OF ARTHUR J. MCKEON IN SUPPORT OF REPLIES TO PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Defendant/Respondent

11/16/2011 Reply/Response (TO PLAINTIFFS' OMNIBUS SEPARATE STATEMENT OF ADDITIONAL MATERIAL FACTS IN OPPOSITION TO DEFENDANTS MOTIONS FOR SUMMARY ADJUDICATION/ SUMMARY JUDGMENT)

Filed by Attorney for Defendant/Respondent

11/16/2011 Objection Document (AND REQUEST THAT THE COURT DISREGARD AND/OFF STRIKE PLAINTIFFS OMNIBUS SEPARATE STATEMENT OF ADDITIONAL MATERIAL FACTS IN OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION ETC.)

Filed by Attorney for Defendant/Respondent

11/16/2011 Reply/Response (TO PLAINTIFFS' EVIDENTIARY OBJECTIONS TO DEFENDANTS' EVIDENCE AND REQUEST FOR JUDICIAL NOTICE)

Filed by Attorney for Defendant/Respondent

11/16/2011 Declaration (OF MARIA A. SANDERS IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION THAT PLAINTIFFS' CLRA CAUSE OF ACTION HAS NOT MERIT)

Filed by Attorney for Defendant/Respondent

11/15/2011 Objection Document (TO DECLARATION OF RABBI HOWARD LAIBSON IN SUPPORT OF PLAINTIFFS' MOTION FOR DESTRUCTION OF EVIDENCE AND COURT ORDERS RE INSPECTION OF DAMAGE TO GRAVES/ OUTER BURIAL CONTAINERS)

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

11/14/2011 Response (TO DEFENDANTS' OBJECTIONS TO THE DISCOVERY REFEREE'S RECOMMENDED RULING UPHOLDING THE "PERSON MOST QUALIFIED" DEPOSITION NOTICE REGARDING DEFENDANTS' USE OF GROUND PENETRATING RADAR)

Filed by Attorney for Plaintiff/Petitioner

11/14/2011 Reply/Response (TO DEFENDANTS' OBJECTIONS TO THE REFEREE'S PROPOSED REPORT AND RECOMMENDATIONS RE PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PMQ RE TRAINING)

Filed by Attorney for Plaintiff/Petitioner

11/14/2011 Proof of Service (RE PLAINTIFFS' RESPONSE TO DEFENDANTS' OBJECTIONS TO THE DISCOVERY REFEREE'S RECOMMENDED RULINGS)

Filed by Attorney for Plaintiff/Petitioner

11/14/2011 Reply/Response (TO DEFENDANTS' OBJECTIONS TO THE REFEREE'S PROPOSED REPORT AND RECOMMENDATIONS RE PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PMQ RE REMEDIAL STEPS TAKEN IN RESPONSE TO MENORAH GARDENS LITIGATION)

Filed by Attorney for Plaintiff/Petitioner

11/14/2011 Declaration (OF BOB ROBERTS)

Filed by Attorney for Plaintiff/Petitioner

11/14/2011 Declaration (DECLARATION OF ARTHUR J. MCKEON III IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS FOR FAILURE TO COMPLY WITH COURT ORDER COMPELLING FURTHER RESPONSES AND ABUSIVE...)

Filed by Attorney for Defendant/Respondent

11/14/2011 Opposition Document (DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS FOR FAILURE TO COMPLY WITH COURT ORDER COMPELLING FURTHER RESPONSES AND ABUSIVE LITIGATION TACTICS, OR IN THE ALTERNATIVE, MOTION IN...)

Filed by Attorney for Defendant/Respondent

11/14/2011 Reply/Response (TO DEFENDANTS' OBJECTIONS TO THE DISCOVERY REFEREE'S RECOMMENDED RULING UPHOLDING THE "PERSON MOST QUALIFIED" DEPOSITION NOTICE REGARDING DEFENDANTS' 2007 INVESTIGATION INTO ETC.)

Filed by Attorney for Plaintiff/Petitioner

11/14/2011 Declaration (OMNIBUS DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' RESPONSE TO DEFENDANTS' OBJECTIONS TO REFEREE'S REPORTS VOLS. 1 AND 2)

Filed by Attorney for Plaintiff/Petitioner

11/10/2011 Notice (DEFENDANTS' NOTICE OF TAKING MOTION FOR SUMMARY JUDGMENT/ ADJUDICATION AS TO DEFENDANT JAMES BIBY OFF CALENDAR)

Filed by Attorney for Defendant/Respondent

11/09/2011 Opposition Document (PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' ELEVENTH AND TWELFTH CAUSES OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

11/09/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

11/09/2011 Opposition Document (PLAINTIFFS' OPPOSITION TO DEFENDANTS' SEPARATE STATEMENT IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION AS TO THE ELEVENTH AND TWELFTH CAUSES OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

11/08/2011 Opposition Document (PLAINTIFFS' COMBINED OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' FIRST, SECOND, THIRD, AND FOURTH CAUSES OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

11/08/2011 Opposition Document (PLAINTIFFS' OPPOSITION TO DEFENDANTS' SEPARATE STATEMENT IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION AS TO THE SECOND, THIRD, AND FOURTH CAUSES OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

11/08/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

11/08/2011 Notice (NOTICE OF COURT'S NOVEMBER 3, 2011 MINUTE ORDER)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF ROBERT SCOTT IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF JERALD GREENSTEIN IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF IVY GREENSTEIN IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF NORMAN KRIEGER IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (OMNIBUS DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION (VOL. 4 OF 4) (EXHIBITS 50-62))

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF MICHAEL J. AVENATTI ESQ. IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION REGARDING QUALIFICATIONS OF PLAINTIFFS' COUNSEL)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF MIRIAM SUE ROTH IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Notice of Lodging (PLAINTIFFS' NOTICE OF LODGING EVIDENCE IN SUPPORT PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (OMNIBUS DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION (VOL. 1 OF 4) (EXHIBITS 1-24))

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF RICHARD BINDER IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF MICHAEL NEFF IN SUPPORT OF PLAINTIFFS' MOTIONS FOR SUMMARY ADJUDICATION/SUMMARY JUDGMENT AND PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Miscellaneous-Other (PLAINTIFFS' APPENDIX OF SUPPORTING EVIDENCE IN SUPPORT OF MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Application-Miscellaneous (PLAINTIFFS' NOTICE OF APPLICATION AND APPLICATION TO FILE LONGER MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Notice of Motion (PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR CLASS CERTIFICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Opposition Document (PLAINTIFFS' OPPOSITION TO DEFENDANTS' SEPARATE STATEMENT IN SUPPORT OF DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE FIFTH CAUSE OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF ROSEMARY SCOTT GOODMAN IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Objection Document (PLAINTIFFS' OBJECTIONS TO DEFENDANTS' EVIDENCE AND REQUEST FOR JUDICIAL NOTICE FILED IN SUPPORT OF PLAINTIFFS' OPPOSITIONS TO DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF WARREN BINDER IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF BARRY BINDER IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF HABIB NAEIM IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF LINDA PORE IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Opposition Document (PLAINTIFFS' OPPOSITION TO DEFENDANTS' SEPARATE STATEMENT IN SUPPORT OF DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION AS TO THE NINTH CAUSE OF ACTION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Miscellaneous-Other (PLAINTIFFS' OMNIBUS SEPARATE STATEMENT OF ADDITIONAL MATERIAL FACTS IN OPPOSITION TO DEFENDANTS' MOTIONS FOR SUMMARY ADJUDICATION/ SUMMARY JUDGMENT)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF BARRY CHAPMAN IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (OMNIBUS DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION (VOL. 2 OF 4) (EXHIBITS 25-30))

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF KEVIN R. BOYLE, ESQ IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION REGARDING QUALIFICATIONS OF PLAINTIFFS' COUNSEL)

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (OMNIBUS DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION (VOL. 3 OF 4) (EXHIBITS 31-49))

Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF SEAN FRANK IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)
Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Declaration (DECLARATION OF RABBI HOWARD LAIBSON IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION AND OPPOSITIONS TO MOTIONS FOR SUMMARY ADJUDICATION)
Filed by Attorney for Plaintiff/Petitioner

11/07/2011 Opposition Document (PLAINTIFFS' COMBINED OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY ADJUDICATION REGARDING PLAINTIFFS' 5TH CAUSE OF ACTION FOR VIOLATION OF THE UNFAIR COMPETITION LAW AND 9TH CAUSE OF ACTION FOR VIOLATION.)
Filed by Attorney for Plaintiff/Petitioner

11/02/2011 Declaration (OF HARVEY HAYNES IN OPPOSITION OF PLAINTIFFS' MOTION FOR SANCTIONS RE DEFENDANTS' DESTRUCTION OF EVIDENCE)
Filed by Attorney for Defendant/Respondent

11/01/2011 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

10/26/2011 Request for Judicial Notice
Filed by Attorney for Defendant/Respondent

10/26/2011 Motion to Compel
Filed by Attorney for Defendant/Respondent

10/26/2011 Miscellaneous-Other (SEPARATE STATEMENT OF DISPUTED DISCOVERY IN SUPPORT OF DEFENDANTS' MOTION TO COMPEL)
Filed by Attorney for Defendant/Respondent

10/26/2011 Proof of Service
Filed by Attorney for Defendant/Respondent

10/21/2011 Proof of Service
Filed by Attorney for Defendant/Respondent

10/21/2011 Points and Authorities (IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO FORM INTERROGATORIES AND REQUEST FOR MONETARY SANCTIONS)
Filed by Attorney for Defendant/Respondent

10/21/2011 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO FORM INTERROGATORIES AND REQUEST FOR MONETARY SANCTIONS)
Filed by Attorney for Defendant/Respondent

10/21/2011 Motion to Compel
Filed by Attorney for Defendant/Respondent

10/21/2011 Notice of Continuance
Filed by Attorney for Defendant/Respondent

10/21/2011 Declaration (OF DAVID M. DANIELS IN SUPPORT OF DEFENDANTS' MOTION TO COMPEL FURTHER RESONSES TO FORM INTERROGATORIES AND REQUEST FOR MONETARY SANCTIONS)
Filed by Attorney for Defendant/Respondent

10/20/2011 Order (REFEREE'S REPORT AND RECOMMENDATION RE: PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED ON SPOILS PILES/ "DUMPS" AND ORDER THEREON)
Filed by Referee

10/20/2011 Order (REFEREE'S REPORT AND RECOMMENDATION RE: PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED ON DEVELOPMENT AND JACOB, AND ORDER THEREON)
Filed by Referee

10/20/2011 Order (REFEREE'S REPORT AND RECOMMENDATION RE: PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED ON WAGES)

Filed by Referee

10/20/2011 Report of Referee (REFEREE'S REPORT AND RECOMMENDATION RE PLAINTIFFS' DEPOSITION OF DEFENDANTS' PERSONS MOST QUALIFIED ON THE ACQUISITION OF EDEN MEMORIAL PARK CEMETARY; ORDER THEREON)

Filed by Referee

10/20/2011 Order (REFEREE'S REPORT AND RECOMMENDATION RE: PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED INSURANCE AND ORDER THEREON)

Filed by Referee

10/20/2011 Miscellaneous-Other (DOCUMENTS SUBMITTED FOR IN CAMERA REVIEW PER AUGUST 18, 2011 ORDER)

Filed by Attorney for Defendant/Respondent

10/20/2011 Order (REFEREE'S REPORT AND RECOMMENDATION RE: PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED ON REMEDIAL STEPS TAKEN IN RESPONSE TO MENORAH GARDENS AND ORDER THEREON)

Filed by Referee

10/20/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

10/20/2011 Order (REFEREE'S REPORT AND RECOMMENDATION RE: PLAINTIFFS' DEPOSITIONS OF DEFENDANTS' PERSONS MOST QUALIFIED ON TRAINING AND ORDER THEREON)

Filed by Referee

10/18/2011 Declaration (OF MICHAEL NEFF IN RESPONSE TO COURT'S SUGGESTED ORDER RE PLTF'S MOTION FOR SANCTIONS;)

Filed by Attorney for Plaintiff/Petitioner

10/14/2011 Reply/Response (TO PLTF'S ADD'L FACTS IN OPPOSITION TO DEFTS' MOTION FOR DETERMINATION THAT PLTF'S SIXTH CAUSE OF ACTION FOR VIOLATION OF CONSUMER LEGAL REMEDIES ACT IS WITHOUT MERIT)

Filed by Attorney for Defendant/Respondent

10/14/2011 Points and Authorities (REPLY IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION THAT PLTF CLRA CAUSE OF ACTION HAS NO MERIT)

Filed by Attorney for Defendant/Respondent

10/14/2011 Proof of Service

Filed by Attorney for Defendant/Respondent

10/14/2011 Reply/Response (EVIDENTIARY OBJECTION IN SUPPORT OF DEFTS' MOTION FOR DETERMINATION THAT PLTF'S CLRA CAUSE OF ACTION HAS NO MERIT)

Filed by Attorney for Defendant/Respondent

10/14/2011 Reply/Response (TO PLTF'S EVIDENTIARY OBJECTIONS TO DEFTS EVIDENCE AND REQUEST FOR JUDICIAL NOTICE)

Filed by Attorney for Defendant/Respondent

10/12/2011 Declaration (OF MICHAEL J AVENATTI ISO P's MTN FOR DETERMINATION (VOLUME 2 of 3))

Filed by Attorney for Plaintiff/Petitioner

10/12/2011 Declaration (OF RABBI HOWARD LAIBSON ISO P's MTN FOR DESTRUCTION OF EVIDENCE)

Filed by Attorney for Plaintiff/Petitioner

10/12/2011 Declaration (OF MICHAEL J AVENATTI ISO P's MTN FOR SANCTIONS (VOLUME 2 of 2) (EXHIBITS F through N))

Filed by Attorney for Plaintiff/Petitioner

10/12/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

10/12/2011 Declaration (OF MICHAEL J AVENATTI ISO P's MTN FOR SANCTIONS (VOLUME 1 of 2)
(EXHIBITS A through E))

Filed by Attorney for Plaintiff/Petitioner

10/12/2011 Declaration (OF MICHAEL J AVENATTI ISO P's OPPOSITION TO D's MTN FOR DETER- MINATION
(VOLUME 1 of 3))

Filed by Attorney for Plaintiff/Petitioner

10/12/2011 Motion for Sanctions (FOR THE FAILURE TO COMPLY WITH COURT ORDERS)

Filed by Attorney for Plaintiff/Petitioner

10/12/2011 Declaration (OF MICHAEL J AVENATTI IOS P's MTN FOR DETERMINATION (VOLUME 3 of 3))

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF ARTHUR J MCKEON III ISO D's OBJECTIONS TO THE REFEREE'S PROPOSED
REPORT & RECOMMENDATIONS RE P's DEPOSITIONS OF D'S PMQ RE TRAINING)

Filed by Attorney for Defendant/Respondent

10/11/2011 Declaration (OF ARTHUR J McKEON III ISO D's OBJECTIONS TO THE REFEREE's PRO- POSED
REPORT & RECOMMENDATIONS RE P's DEPOSITIONS OF D's PMQ RE RE- MEDIAL STEPS TAKEN IN
REPONSE TO MENORAH GARDEN)

Filed by Attorney for Defendant/Respondent

10/11/2011 Notice (OF D's OBJECTIONS TO THE REFEREE's PROPOSED REPORT & RECOMMENDATIONS
RE P's DEPOSITIONS OF D's PMQ RE TRAINING)

Filed by Attorney for Defendant/Respondent

10/11/2011 Declaration (OF SEAN FRANK)

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF JERALD GREENSTEIN)

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Objection Document (TO D's EVIDENCE AND REQUEST FOR JUDICIAL NOTICE FILED ISO D's
MTN FOR DETERMINATION)

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF ROBERT SCOTT)

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF RICHARD BINDER)

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF LINDA PORE)

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Opposition Document (TO D's MTN FOR DETERMINATION THAT P's CLRA CLAIM IS WITHOUT
MERIT)

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF JOSEPH HAYES IN SUPPORT OF DEFTS' OBJECTIONS TO
RECOMMENDATIONS OF DISCOVERY REFREE)

Filed by Attorney for Defendant/Respondent

10/11/2011 Declaration (OF BARRY CHAPMAN)

Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF ARTHUR J McKEON III ISO D's OBJECTIONS TO PROPOSED REFEREE's REPORT AND RECOMMENDATIONS RE:P's DEPOSITIONS OF D's PMQ ON GROUND PENETRATING RADAR)
Filed by Attorney for Defendant/Respondent

10/11/2011 Memorandum - Other (OF P's & A's ISO OPPOSITION TO PROPOSED REFEREE's REPORT AND RE- COMMENDATIONS RE:P's DEPOSITIONS OF D's PMQ ON GROUND PENETRATING RADAR)
Filed by Attorney for Defendant/Respondent

10/11/2011 Objection Document (NOTICE OF OBJECTIONS TO THE REF- EREE's PROPOSED REPORT & RECOMMEN- DATIONS RE P's DEPOSITIONS OF D's PMQ RE REMEDIAL STEPS TAKEN IN RESPONSE TO MENORAH GARDEN)
Filed by Attorney for Defendant/Respondent

10/11/2011 Objection Document (TO PROPOSED REFEREE REPORT AND RECOMMENDATIONS RE D's PERSONS MOST QUALIFIED RE 2007 INVESTIGATION)
Filed by Attorney for Defendant/Respondent

10/11/2011 Memorandum - Other (OF P's & A's ISO OPPOSITION TO PROPOSED REFEREE REPORT & RECOM- MENDATIONS RE D's PERSONS MOTS QUALIFIED RE 2007 INVESTIGATION)
Filed by Attorney for Defendant/Respondent

10/11/2011 Declaration (OF MIRIAM SUE ROTH)
Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF ROSEMARY SCOTT GOODMAN)
Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OIF BARRY BINDER)
Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF ARTHUR J McKEON,III ISO D's OBJECTIONS TO PROPOSED REFEREE REPORT AND RECOMMENDATIONS RE D's PERSONS MOST QUALIFIED RE 2007 INVESTIGATION)
Filed by Attorney for Defendant/Respondent

10/11/2011 Opposition Document (SEPARATE STATEMENT IN, TO D's MTN FOR DETERMINATION)
Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Declaration (OF WARREN BINDER)
Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Objection Document (NOTICE OF OBJECTIONS TO PROPOSED REFEREE's REPORT & RECOMMENDATIONS RE:P's DEPOSITIONS OF D's PMQ ON GROUND PENETRATING RADAR)
Filed by Attorney for Defendant/Respondent

10/11/2011 Memorandum - Other (OF P's & A's ISO OBJECTIONS TO THE REFEREE's PROPOSED REPORT & RECOM- MENDATIONS RE P's DEPOSITIONS OF D's PMQ RE REMEDIAL STEPS TAKEN IN RESPONSE TO MENORAH GARDEN)
Filed by Attorney for Defendant/Respondent

10/11/2011 Memorandum - Other (OF P's & A's ISO OPPOSITION TO THE REFEREE's PROPOSED REPORT & RECOM- MENDATIONS RE P's DEPOSITIONS OF D's PMQ RE TRAINING)
Filed by Attorney for Defendant/Respondent

10/11/2011 Declaration (OF IVY GREENSTEIN)
Filed by Attorney for Plaintiff/Petitioner

10/11/2011 Proof of Service
Filed by Attorney for Defendant/Respondent

10/11/2011 Notice of Association of Attorneys
Filed by Attorney for Defendant/Respondent

10/07/2011 Declaration (OF RABBI JERRY R. CUTLER IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS ETC.)
Filed by Attorney for Defendant/Respondent

09/29/2011 Objection Document (TO PLAINTIFFS' NOTICE OF RULING)
Filed by Attorney for Defendant/Respondent

09/28/2011 Statement-Case Management
Filed by Attorney for Plaintiff/Petitioner

09/27/2011 Notice of Ruling (RE: September 20, 2011 Telephone Conference with the Court)
Filed by Attorney for Plaintiff/Petitioner

09/22/2011 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

09/22/2011 Supplemental Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS FOR THE DESTRUCTION OF EVIDENCE ETC.)
Filed by Attorney for Plaintiff/Petitioner

09/22/2011 Reply/Response (BRIEF IN SUPPORT OF MOTION FOR SANCTIONS FOR THE DESTRUCTION OF EVIDENCE ETC.)
Filed by Attorney for Plaintiff/Petitioner

09/22/2011 Request for Judicial Notice (IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS FOR THE DESTRUCTION OF EVIDENCE ETC.)
Filed by Attorney for Plaintiff/Petitioner

09/16/2011 Declaration (OF ANTHONY M. LAMPE IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS)
Filed by Attorney for Defendant/Respondent

09/16/2011 Declaration (OF ARTHUR J. MCKEON III IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS ETC.)
Filed by Attorney for Defendant/Respondent

09/16/2011 Proof of Service
Filed by Attorney for Defendant/Respondent

09/16/2011 Opposition Document (TO PPLAINTIFFS' MOTION FOR SANCTIONS)
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

09/15/2011 Proof of Service
Filed by Attorney for Defendant/Respondent

09/15/2011 Points and Authorities (IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION ETC.)
Filed by Attorney for Defendant/Respondent

09/15/2011 Miscellaneous-Other (APPENDIX OF FEDERAL AUTHORITIES IN SUPPORT OF MOTION FOR DETERMINATION THAT PLAINTIFFS' ETC.)
Filed by Attorney for Defendant/Respondent

09/15/2011 Exhibit (IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION THAT PLAINTIFFS' CLRA CAUSE OF ACTION HAS NO MERIT)

Filed by Attorney for Defendant/Respondent

09/15/2011 Miscellaneous-Other (SEPARATE STATEMENT OF UNDISPUTED FACTS AND EVIDENCE IN SUPPORT OF MOTION FOR DETERMINATION ETC.)

Filed by Attorney for Defendant/Respondent

09/15/2011 Declaration (OF ANTHONY LAMPE IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION ETC.)

Filed by Attorney for Defendant/Respondent

09/15/2011 Declaration (OF DAVID M. DANIELS IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION ETC.)

Filed by Attorney for Defendant/Respondent

09/15/2011 Declaration (OF ARTHUR J. MCKEON III IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION ETC.)

Filed by Attorney for Defendant/Respondent

09/15/2011 Request for Judicial Notice

Filed by Attorney for Defendant/Respondent

09/15/2011 Motion (FOR DETERMINATION THAT PLAINTIFFS' SIXTH CAUSE OF ACTION FOR VIOLATION OF THE CONSUMER LEGAL REMEDIES ACT HAS NO MERIT)

Filed by Attorney for Defendant/Respondent

09/15/2011 Declaration (OF DARRYL BOWDEN IN SUPPORT OF DEFENDANTS' MOTION FOR DETERMINATION ETC.)

Filed by Attorney for Defendant/Respondent

08/31/2011 Exhibit ((Omnibus) in Support of Defendants Biby's, Service's and SCI's Motions for Summary Adjudication Vol. 2 of 3)

Filed by Attorney for Defendant/Respondent

08/31/2011 Declaration ((Omnibus) by Arthur J. McKeon in Support of Defendants Biby's, Service's and SCI's Motions for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Miscellaneous-Other (Defendants Biby's, Services's and SCI's Statement of Undisputed Facts in Support of their Motion for Summary Adjudication of Plaintiffs' Ninth Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Notice of Motion (and Defendants Biby's, Services's, and SCI's Motion for Summary Adjudication of Plaintiffs' Fifth Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Request for Judicial Notice (by Defendants Biby, Service, and SCI in Support of their Motions for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Notice of Motion (and Defendant James R. Biby's Motion for Summary Judgment or, in the Alternative, Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Points and Authorities (in Support of Defendants Biby's, Services's and SCI's Motion for Summary Adjudication of Plaintiffs' Ninth Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Notice of Motion (and Defendants Biby's, Services's and SCI's Motion for Summary Adjudication of Plaintiffs' First Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Exhibit ((Omnibus) in Support of Defendants Biby's, Service's and SCI's Motions for Summary

Adjudication Vol. 3 of 3)

Filed by Attorney for Defendant/Respondent

08/31/2011 Points and Authorities (in Support of Defendants Biby's, Services's and SCI's Motion for Summary Adjudication of Plaintiffs' First Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Points and Authorities (in Support of Defendants Biby's, Services's and SCI's Motion for Summary Adjudication of Plaintiffs' Second, Third and Fourth Causes of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Miscellaneous-Other (Defendant James R. Biby's Separate Statement of Undisputed Facts and Evidence in Support of His Motion for Summary Judgment or, in the Alternative, for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Declaration (of James R. Biby in Support of His Motion for Summary Judgment or, in the Alternative for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Miscellaneous-Other (Defendants Biby's, Services's and SCI's Statement of Undisputed Facts in Support of their Motion for Summary Adjudication of Plaintiffs' First Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Miscellaneous-Other (Defendants Biby's, Services's and SCI's Statement of Undisputed Facts in Support of their Motion for Summary Adjudication of Plaintiffs' Second, Third and Fourth Causes of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Points and Authorities (in Support of Defendants Biby's, Services's and SCI's Motion for Summary Adjudication of Plaintiffs' Eleventh and Twelfth Causes of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Notice of Motion (and Defendants Biby's, Services's, and SCI's Motion for Summary Adjudication of Plaintiffs' Eleventh and Twelfth Causes of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Miscellaneous-Other (Defendants Biby's, Services's and SCI's Statement of Undisputed Facts in Support of their Motion for Summary Adjudication of Plaintiffs' Eleventh and Twelfth Causes of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Declaration ((Omnibus) by David M. Daniels in Support of Defendants Biby's, Service's and SCI's Motions for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Points and Authorities (in Support of Defendants Biby's, Services's and SCI's Motion for Summary Adjudication of Plaintiffs' Fifth Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Miscellaneous-Other (Defendants Biby's, Services's and SCI's Statement of Undisputed Facts in Support of their Motion for Summary Adjudication of Plaintiffs' Fifth Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Points and Authorities (in Support of James R. Biby's Motion for Summary Judgment or, in the Alternative, for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Notice of Motion (and Defendants Biby's, Services's, and SCI's Motion for Summary Adjudication of Plaintiffs' Ninth Cause of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Notice of Motion (and Defendants Biby's, Services's, and SCI's Motion for Summary Adjudication of Plaintiffs' Second, Third and Fourth Causes of Action)

Filed by Attorney for Defendant/Respondent

08/31/2011 Proof of Service (by Defendants Biby's, Service's, and SCI's Several Motions for Summary Adjudication and Supporting Papers)

Filed by Attorney for Defendant/Respondent

08/31/2011 Exhibit ((Omnibus) in Support of Defendants Biby's, Service's and SCI's Motions for Summary Adjudication Vol. 1 of 3)

Filed by Attorney for Defendant/Respondent

08/31/2011 Miscellaneous-Other (Defendants Biby's, Service's, and SCI's Omnibus Appendix of Federal Authorities in Support of their Motions for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Declaration ((Omnibus) by Steven H Gurnee in Support of Defendants Biby's, Service's and SCI's Motions for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Declaration ((Omnibus) by Anthony Lampe in Support of Defendants Biby's, Service's and SCI's Motions for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/31/2011 Declaration ((Omnibus) by Darryl Bowden in Support of Defendants Biby's, Service's and SCI's Motions for Summary Adjudication)

Filed by Attorney for Defendant/Respondent

08/17/2011 Brief-Reply (Plaintiffs' Supplemental Reply Brief in Support of their Motion for Sanctions for Fraud on the Court and Abusive Litigation Tactics or, Alternatively, Motion in Limine Seeking Identical Relief)

Filed by Attorney for Plaintiff/Petitioner

08/16/2011 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

08/16/2011 Ex-Parte Application

Filed by Attorney for Defendant/Respondent

08/16/2011 Opposition Document (TO PLAINTIFFS' EX PARTE APPLICATION)

Filed by Attorney for Defendant/Respondent

08/15/2011 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS FOR THE DESTRUCTION OF EVIDENCE ETC.)

Filed by Attorney for Plaintiff/Petitioner

08/15/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

08/15/2011 Declaration (OF JUDY K. REGNIER IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS ETC.)

Filed by Attorney for Plaintiff/Petitioner

08/15/2011 Motion (FOR SANCTIONS FOR THE DESTRUCTION OF EVIDENCE AND THE FAILURE TO COMPLY WITH COURT ORDERS RE INSPECTION OF DAMAGE TO GRAVES/ OUTER BURIAL CONTAINERS)

Filed by Attorney for Plaintiff/Petitioner

08/12/2011 Brief (SUPPLEMENTAL BRIEF IN OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION ETC.)

Filed by Attorney for Defendant/Respondent

08/12/2011 Declaration (OF VANESSA H. HUBERT IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' SUPPLEMENTAL BRIEF RE MOTION FOR SANCTION ETC.)

Filed by Attorney for Defendant/Respondent

08/11/2011 Reply/Response (BRIEF IN FURTHER SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS ETC.)

Filed by Attorney for Plaintiff/Petitioner

08/11/2011 Reply/Response (IN FURTHER SUPPORT OF PLAINTIFFS' MOTION TO ENFORCE THE COURT'S PRIOR RULINGS ETC.)

Filed by Attorney for Plaintiff/Petitioner

08/05/2011 Opposition Document (TO PLAINTIFFS' MOTION TO ENFORCE COURT'S PRIOR RULING REGARDING PRODUCTION OF DOCUMENTS AND DEFENDANTS' PRIVILEGE LOG ETC.)

Filed by Attorney for Defendant/Respondent

08/05/2011 Opposition Document (TO PLAINTIFFS' MOTION FOR SANCTIONS FOR FAILURE TO COMPLY WITH COURT ORDERS ETC.)

Filed by Attorney for Defendant/Respondent

08/05/2011 Declaration (OF VANESSA H. HUBER TIN SUPPORT OF OPPOSITION TO PLAINTIFFS' MOTION TO ENFORCE COURT'S PRIOR RULINGS ETC.)

Filed by Attorney for Defendant/Respondent

08/05/2011 Declaration (OF VANESSA H. HUBERT IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS ETC.)

Filed by Attorney for Defendant/Respondent

08/01/2011 Brief-Supplemental (PLAINTIFFS' SUPPLEMENTAL BRIEF IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION TACTICS OR, IN THE ALTERNATIVE, MOTION IN LIMINE SEEKING IDENTICAL RELIEF)

Filed by Attorney for Plaintiff/Petitioner

08/01/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

08/01/2011 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' SUPPL. BRIEF IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION TACTICS OR, IN THE ALTERNATIVE)

Filed by Attorney for Plaintiff/Petitioner

07/29/2011 Notice of Lien

Filed by Attorney for Plaintiff/Petitioner

07/27/2011 Declaration (OF MICHAEL J. AVENATTI,, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS FOR FAILURE TO COMPLY WITH COURT ORDERS RE THE PRODUCTION OF DOCUMENTS)

Filed by Attorney for Plaintiff/Petitioner

07/27/2011 Motion (FOR SANCTIONS FOR FAILURE TO COMPLY WITH COURT ORDERS RE THE PRODUCTION OF DOCUMENTS)

Filed by Attorney for Plaintiff/Petitioner

07/27/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

07/25/2011 Stipulation and Order (STIPULATED RECOMMENDATION TO JUDGE MOHR RE REMAINING PUTATIVE CLASS MEMBERS' NOTICED DEPOSITIONS; RECOMMENDATION OF THE DISCOVERY REFEREE; ORDER THEREON)

Filed by Attorney for Defendant/Respondent

07/19/2011 Response (TO ANN MOTION TO STRIKE DEFENDANTS SUPPLEMENTAL BRIEF IN OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS FOR FRAU ON THE COURT AND ABUSIVE LITIGATION TACTICS)

Filed by Attorney for Plaintiff/Petitioner

07/18/2011 Miscellaneous-Other (SUPPLEMENTAL BRIEF IN OPPOSITION TO MOTION FOR SANCTIONS FOR FRAUD ETC.)

Filed by Attorney for Defendant/Respondent

07/15/2011 Notice (OF COURT OURDER)

Filed by Attorney for Plaintiff/Petitioner

07/13/2011 Reply/Response (BRIEF IN FURTHER SUPPORT OF THEIR MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES, SET ONE, PROPOUNDED BY LINDA PORE AND SPECIAL INTERROGATORIES, SET ONE, PROPOUNDED BY BARRY CHAPMAN)

Filed by Attorney for Plaintiff/Petitioner

07/13/2011 Reply/Response (BRIEF IN FURTHER SUPPORT OF THEIR MOTION FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION TACTICS)

Filed by Attorney for Plaintiff/Petitioner

07/13/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

07/13/2011 Reply/Response (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES, SET ONE, PROPOUNDED BY PLAINTIFF BARRY CHAPMAN REQUEST FOR SANCTIONS)

Filed by Attorney for Plaintiff/Petitioner

07/13/2011 Reply/Response (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES, SET ONE, PROPOUNDED BY PLAINTIFF LINDA PORE REQUEST FOR SANCTIONS)

Filed by Attorney for Plaintiff/Petitioner

07/07/2011 Opposition Document (TO PLAINTIFFS' MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES, SET ONE, PROPOUNDED BY BARRY CHAPMAN AND LINDA PORE AND FOR SANCTIONS)

Filed by Attorney for Defendant/Respondent

07/07/2011 Proof of Service

Filed by Attorney for Defendant/Respondent

07/07/2011 Miscellaneous-Other (SEPARATE STATEMENT IN OPPOSITION TO PLAINTIFF BARRY CHAPMAN'S SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES, SET NO. ONE)

Filed by Attorney for Defendant/Respondent

07/07/2011 Opposition Document (TO PLAINTIFFS' MOTION FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION TACTICS)

Filed by Attorney for Defendant/Respondent

07/07/2011 Miscellaneous-Other (TABLE OF EXHIBITS AND EXHIBITS IN SUPPORT OF OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION TACTICS)

Filed by Attorney for Defendant/Respondent

07/07/2011 Miscellaneous-Other (APPENDIX OF NON-CALIFONIA AUTHORITY IN SUPPORT OF DEFENDANTS OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS)

Filed by Attorney for Defendant/Respondent

07/07/2011 Declaration (OF MICHAEL ROSS, PATRICIA LOPES, SALVADOR OROZCO AND DARYL BOWDEN IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION)

Filed by Attorney for Defendant/Respondent

07/07/2011 Miscellaneous-Other (SEPARATE STATEMENT IN OPPOSITION TO PLAINTIFF LINDA PORE'S

MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIS, SET NO. ONE)

Filed by Attorney for Defendant/Respondent

07/01/2011 Brief-Supplemental (IN FURTHER SUPPORT OF PLAINTIFFS' MOTION TO STRIKE AND/OR TAX COSTS AND REQUEST OF SANCTIONS)

Filed by Attorney for Plaintiff/Petitioner

07/01/2011 Motion (TO ENFORCE THE COURT'S PRIOR RULINGS REGARDING THE PRODUCTION OF DOCUMENTS AND DEFENDANTS' PRIVILEGE LOG)

Filed by Attorney for Plaintiff/Petitioner

07/01/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

07/01/2011 Points and Authorities (SUPPLEMENTAL POINTS AND AUTHORITIES AS TO THE RECOVERY OF COSTS INCURRED FOR TRAVEL TO DEPOSITIONS AND FOR DISCOVERY REFEREE)

Filed by Attorney for Defendant/Respondent

07/01/2011 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO ENFORCE THE COURT'S PRIOR RULINGS REGARDING THE PRODUCTION OF DOCUMENTS AND DEFENDANTS' PRIVILEGE LOG (VOL. 1 AND 2))

Filed by Attorney for Plaintiff/Petitioner

06/27/2011 Motion to Compel

Filed by Attorney for Plaintiff/Petitioner

06/27/2011 Declaration (OF JASON M. FRANK, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES, SET ONE, ETC.)

Filed by Attorney for Plaintiff/Petitioner

06/27/2011 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES, SET ONE ETC.)

Filed by Attorney for Plaintiff/Petitioner

06/27/2011 Proof of Service (RE MOTION TO COMPEL)

Filed by Attorney for Plaintiff/Petitioner

06/17/2011 Ex-Parte Application

Filed by Attorney for Defendant/Respondent

06/17/2011 Opposition Document (TO DEFENDANTS' EX PARTE APPLICATION)

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

06/15/2011 Motion (FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION TACTICS)

Filed by Attorney for Plaintiff/Petitioner

06/15/2011 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION FOR SANCTIONS FOR FRAUD ON THE COURT AND ABUSIVE LITIGATION TACTICS)

Filed by Attorney for Plaintiff/Petitioner

06/15/2011 Proof of Service (RE PLAINTIFFS' MOTION FOR SANCTIONS)

Filed by Attorney for Plaintiff/Petitioner

06/14/2011 Reply/Response (BRIEF IN FURTHER SUPPORT OF PLAINTIFFS' MOTION TO STRIKE AND/OR TAX COSTS AND REQUEST FOR SANCTIONS)

Filed by Attorney for Plaintiff/Petitioner

06/08/2011 Opposition Document (TO PLAINTIFFS' MOTION TO STRIKE AND/OR TAX COSTS AND REQUEST FOR SANCTIONS)

Filed by Attorney for Defendant/Respondent

05/21/2011 Miscellaneous-Other (SEPARATE STATEMENT OF DISPUTED DISCOVERY IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO SPECIAL INTERROGATORIES ETC.)

Filed by Attorney for Defendant/Respondent

05/20/2011 Miscellaneous-Other (SURREPLY IN FURTHER SUPPORT OF THEIR OPPOSITION TO DEFENDANTS' MOTION TO COMPEL THE DEPOSITIONS OF FORMELY NAMED PLAINTIFFS WHO ARE NOW UNNAMED ETC.)

Filed by Attorney for Plaintiff/Petitioner

05/20/2011 Motion to Strike

Filed by Attorney for Plaintiff/Petitioner

05/20/2011 Declaration (OF MICHAEL J. AVENATTI ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO STRIKE AND/OR TAX COSTS)

Filed by Attorney for Plaintiff/Petitioner

05/20/2011 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

05/19/2011 Notice of Continuance

Filed by Attorney for Plaintiff/Petitioner

05/18/2011 Reply/Response (DEFT SEPARATE STATEMENT IN SUPPORT OF REPLY TO PLTF'S OPP TO MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

05/18/2011 Reply/Response (TO PLTF'S OMNIBUS OPP TO DEFTS' MOTION TO COMPEL FUR RESPONSES TO FIRST SET OF DISCOVERY REQUEST PROPOUNDED TO PLTF SEAN FRANK)

Filed by Attorney for Defendant/Respondent

05/12/2011 Miscellaneous-Other (Plaintiffs' Separate Statement in Support of Opposition to Defendants' Motion to Compel RE Special Irrogs., Set ONE)

Filed by Attorney for Plaintiff/Petitioner

05/12/2011 Miscellaneous-Other (Plaintiffs' Separate Statement in Support of Opposition to Defendants' Motion to Compel RE Request for Production Set ONE)

Filed by Attorney for Plaintiff/Petitioner

05/12/2011 Opposition Document (Plaintiffs' Omnibus Opposition to Defendants' Motions to Compel RE Request for Production, Set ONE and Special Irrogs. Set ONE for Sean Frank; Declaration of Michael J. Avenati)

Filed by Attorney for Plaintiff/Petitioner

05/05/2011 Memorandum of Costs

Filed by Attorney for Defendant/Respondent

05/03/2011 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

04/29/2011 Consent (CONSENT AND CERTIFICATION [CRC 3.904(A)(1)])

Filed by Referee

04/21/2011 Motion to Compel

Filed by Attorney for Defendant/Respondent

04/21/2011 Notice (of Entry of [March 2, 2011] Order of Dismissal ["of F. Charles Sands as the named plaintiff...."])

Filed by Attorney for Defendant/Respondent

04/21/2011 Miscellaneous-Other (SEPARATE STATEMENT OF DISPUTED DISCOVERY IN SUPPORT OF DEFENDANTS MOTION TO COMPEL FURTHER RESPONSES TO DEMAND FOR PRODUCTION OF DOCS.)
Filed by Attorney for Defendant/Respondent

04/21/2011 Notice (of withdrawal of plaintiffs' motion for a protective order regarding the deposition of Dolores Landeros noticed for December 29, 2010)
Filed by Attorney for Plaintiff/Petitioner

04/20/2011 Reply/Response (TO PLAINTIFFS' OPPOSITION TO MOTION TO COMPEL DEPOSITIONS OF NAMED PLAINTIFFS STEVEN FRUITMAN, JANICE ROGOWAY ETC.)
Filed by Attorney for Defendant/Respondent

04/19/2011 Order (ORDER RE APPOINTMENT OF DISCOVERY REFEREE)
Filed by Attorney for Plaintiff/Petitioner

04/14/2011 Notice of Ruling (on Related Cases)
Filed by Attorney for Plaintiff/Petitioner

04/14/2011 Opposition Document (TO MOTION TO COMPEL DEPOSITIONS OF STEVEN FRUITMAN, JANICE ROGOWAY AND ALLAN SPIEGEL ETC.)
Filed by Attorney for Plaintiff/Petitioner

04/12/2011 Reply/Response (by Plaintiff Sands in Support of Motion for a Protective Order RE: the Deposition of Hilario Servando and Declaration of Michael J. Avenatti)
Filed by Attorney for Plaintiff/Petitioner

04/12/2011 Reply/Response (by Plaintiff Sands in Support of the Motion to Compel Special Interrogatories, Set ONE, Propounded by Plaintiffs Sean Frank and Arlene Frank Aronson)
Filed by Attorney for Plaintiff/Petitioner

04/06/2011 Opposition Document (TO PLAINTIFFS' MOTION FOR PROTECTIVE ORDER RE DEPOSITION OF HILARIO SERVANDO)
Filed by Attorney for Defendant/Respondent

04/06/2011 Opposition Document (TO PLAINTIFFS' MOTION TO COMPEL SPECIAL INTERROGATORIES, SET ONE ETC.)
Filed by Attorney for Defendant/Respondent

04/06/2011 Miscellaneous-Other (SEPARATE STATEMENT IN OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL RESPONSES TO SPECIAL INTERROGATORIES, SET ONE ETC.)
Filed by Attorney for Defendant/Respondent

04/05/2011 Miscellaneous-Other (SEPARATE STATEMENT OF DISPUTED DISCOVERY IN SUPPORT OF DEFENDANTS MOTION TO COMPEL DEPOSITIONS OF NAMED CLASS PLAINTIFF ETC.)
Filed by Attorney for Defendant/Respondent

04/05/2011 Motion to Compel
Filed by Attorney for Defendant/Respondent

03/17/2011 Joinder (OF NON-PARTY HILARION SERVANDO IN P's MOTION FOR A PROTECTIVE ORDER)
Filed by Attorney for Plaintiff/Petitioner

03/11/2011 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

03/11/2011 Motion (FOR PROTECTIVE ORDER)
Filed by Attorney for Plaintiff/Petitioner

03/11/2011 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION FOR A PROTECTIVE ORDER REGARDING THE DEPOSITION OF HILARIO SERVANDO)
Filed by Attorney for Plaintiff/Petitioner

03/11/2011 Notice-Change-Firm Name / Address
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

03/04/2011 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

03/04/2011 Miscellaneous-Other (SUBMISSION OF NAMES OF DISCOVERY REFEREE CANDIDATES)
Filed by Attorney for Defendant/Respondent

03/04/2011 Miscellaneous-Other (SUBMISSION OF PROPOSED DISCOVERY REFEREES)
Filed by Attorney for Plaintiff/Petitioner

03/03/2011 Response (OF MATEO RUELAS GARCIA TO NOTICE OF RELATED CASE)
Filed by Attorney for Plaintiff/Petitioner

03/01/2011 Objection Document (TO PLAINTIFFS' NOTICE OF RELATED CASES)
Filed by Attorney for Defendant/Respondent

02/25/2011 Notice-Related Cases
Filed by Attorney for Plaintiff/Petitioner

02/23/2011 Notice of Motion
Filed by Attorney for Plaintiff/Petitioner

02/23/2011 Reply/Response (IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO REQUEST
FOR PRODUCTION NO. 4 ETC.)
Filed by Attorney for Plaintiff/Petitioner

02/23/2011 Reply/Response (TO PLAINTIFFS' OPPOSITION TO MOTION TO COMPEL CLASS
REPRESENTATIVE PLAINTIFFS (1) TO PROVIDE FURTHER RESPONSES ETC.)
Filed by Attorney for Defendant/Respondent

02/23/2011 Reply/Response (SEPARATE STATEMENT OF DISPUTED DISCOVERY IN SUPPORT OF
DEFENDANTS MOTION TO COMPEL CLASS REPRESENTATIVE PLAINTIFFS ETC.)
Filed by Attorney for Defendant/Respondent

02/23/2011 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL ETC.
)
Filed by Attorney for Plaintiff/Petitioner

02/23/2011 Motion to Compel
Filed by Attorney for Plaintiff/Petitioner

02/23/2011 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL
RESPONSES TO SPECIAL INTERROGATORIES, SET ONE ETC.)
Filed by Attorney for Plaintiff/Petitioner

02/23/2011 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

02/16/2011 Opposition Document (by Plaintiffs et al. to Defendants' Motion to Compel Class Representative
Plaintiffs to Provide Further Responses to Defts Demand for Prod. of Docs. Nos. 1 & 2; Avenatti Declaration)
Filed by Attorney for Plaintiff/Petitioner

02/16/2011 Notice of Continuance (of Parties' Pending Motions Currently Set for Hearing on February 18, 2011)
Filed by Attorney for Plaintiff/Petitioner

02/16/2011 Opposition Document (by Plaintiffs to Defendants' Separate Statement in Support of their Motion to Compel Class Reps to Provide Further Responses and Produce Docs., Set Nos. 1 & 2)
Filed by Attorney for Plaintiff/Petitioner

02/16/2011 Opposition Document (Defendants' Separate Statement in Opposition to Plaintiff's Motion to Compel Further Responses to Req. for Prod. No. 4)
Filed by Attorney for Defendant/Respondent

02/16/2011 Opposition Document (to Plaintiffs' Motion to Compel Further Responses to Req. for Prod. of Docs. No. 4; P's & A's; Declarations of Michael F. Ross, Jr. and Vanessa Hubert in Support thereof)
Filed by Attorney for Defendant/Respondent

02/10/2011 Reply/Response (by Plaintiff Sands et al. in Support of Motion for an Appointment of a Discovery Referee for All Purposes)
Filed by Attorney for Plaintiff/Petitioner

02/10/2011 Reply/Response (by Plaintiff Sands et al. in Support of Motion for a Protective Order Regarding the Deposition of Dolores Landeros)
Filed by Attorney for Plaintiff/Petitioner

02/10/2011 Reply/Response (TO PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO COMPEL CLASS REPRESENTATIVE PLAINTIFFS HABIB NAEIM, ETC.)
Filed by Attorney for Defendant/Respondent

02/10/2011 Reply/Response (TO PLAINTIFFS' OPPOSITION TO MOTION TO COMPEL DEPOSITIONS OF NAMED PLAINTIFFS AND PRODUCTION OF DOCUMENTS AT DEPOSITION)
Filed by Attorney for Defendant/Respondent

02/04/2011 Motion to Compel
Filed by Attorney for Defendant/Respondent

02/04/2011 Opposition Document (TO MOTION TO COMPEL REPRESENTATIVE PLAINTIFFS HABIB NAEIM, FLORENCE HARRIS AND ERMA SAVAGE TO RESPOND TO DEFENDANTS' FACT SHEET)
Filed by Attorney for Plaintiff/Petitioner

02/04/2011 Opposition Document (TO PLAINTIFFS' MOTION FOR PROTECTIVE ORDER REGARDING THE DEPOSITION OF DOLORES LANDEROS ETC.)
Filed by Attorney for Defendant/Respondent

02/04/2011 Opposition Document (TO PLAINTIFFS' MOTION FOR APPOINTMENT OF DISCOVERY REFEREE FOR ALL PURPOSE ETC.)
Filed by Attorney for Defendant/Respondent

02/04/2011 Proof of Service
Filed by Attorney for Defendant/Respondent

02/04/2011 Opposition Document (TO MOTION TO COMPEL DEPOSITIONS OF NAMED PLAINTIFFS AND TO COMPEL PRODUCTION OF DOCUMENTS AT DEPOSITION)
Filed by Attorney for Plaintiff/Petitioner

02/04/2011 Miscellaneous-Other (SEPARATE STATEMENT OF DISPUTED DISCOVERY IN SUPPORT OF DEFENDANTS MOTION TO COMPEL ETC.)
Filed by Attorney for Defendant/Respondent

02/04/2011 Miscellaneous-Other (TABLE OF EXHIBITS AND EXHIBITS IN SUPPORT OF DEFENDANTS' MOTION TO COMPEL ETC.)
Filed by Attorney for Defendant/Respondent

02/01/2011 Notice (by Plaintiffs of Lodging a CCP sec. 529 Bond ["in the amount of \$500,000.00"] to Support a Preliminary Injunction)
Filed by Attorney for Plaintiff/Petitioner

01/31/2011 Motion to Compel
Filed by Attorney for Plaintiff/Petitioner

01/31/2011 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

01/31/2011 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL FURTHER RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS)
Filed by Attorney for Plaintiff/Petitioner

01/31/2011 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL SERVICE CORPORATION INTERNATIONAL'S FURTHER RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS ETC.)
Filed by Attorney for Plaintiff/Petitioner

01/28/2011 Reply/Response (SUPPLEMENTAL REPLY TO PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION FOR PROTECTIVE ORDER ETC.)
Filed by Attorney for Defendant/Respondent

01/21/2011 Notice of Motion (SCI California Funeral Services, Inc.'s, Service Corp. Int'nl.'s, and James Biby's Motion to Compel Class Representatives...to Respon to their Fact Sheet; Request for Sanctions; P's & A's; McKeon Decl.)
Filed by Attorney for Defendant/Respondent

01/21/2011 Order (ORDER SETTING BOND FOR PRELIMINARY INJUNCTION)
Filed by Court

01/20/2011 Notice (of unavailability of defendants' counsel)
Filed by Attorney for Defendant/Respondent

01/18/2011 Objection Document (TO AMENDED NOTICE OF DEPOSITION OF KEVIN BEATTIE AND REQUEST TO PRODUCE DOCUMENTS AT DEPOSITION)
Filed by Attorney for Defendant/Respondent

01/13/2011 Reply/Response (IN SUPPORT OF MOTION TO COMPEL CONTINUED DEPOSITION OF KEVIN BEATTIE)
Filed by Attorney for Plaintiff/Petitioner

01/12/2011 Reply/Response (TO PLAINTIFFS' OPPOSITION TO MOTION TO COMPEL PLAINTIFFS TO FURNISH A BOND)
Filed by Attorney for Defendant/Respondent

01/11/2011 Opposition Document (TO DEFENDANTS' EX PARTE APPLICATION)
Filed by Attorney for Plaintiff/Petitioner

01/10/2011 Order (CONTINUING DEFENDANTS' MOTION TO COMPEL, PLAINTIFFS' MOTION FOR PROTECTIVE ORDER RE DEPOSITION OF DOLORES LANDEROS)
Filed by Attorney for Defendant/Respondent

01/07/2011 Opposition Document (IN RESPONSE TO PLAINTIFFS' SEPARATE STATEMENT RE MOTION TO COMPEL CONTINUED DEPOSITION OF KEVIN BEATTIE)
Filed by Attorney for Defendant/Respondent

01/07/2011 Ex-Parte Application
Filed by Attorney for Defendant/Respondent

01/07/2011 Stipulation (TO CONTINUE HEARINGS ON MOTION TO COMPEL DEPOSITION, MOTION FOR PROTECTIVE ORDER)
Filed by Attorney for Defendant/Respondent

01/07/2011 Opposition Document (TO PLAINTIFFS' MOTION TO COMPEL CONTINUED DEPOSITION OF KEVIN BEATTIE AND REQUEST FOR SANCTIONS)

Filed by Attorney for Defendant/Respondent

01/06/2011 Motion (FOR APPOINTMENT OF DISCOVERY REFEREE FOR ALL PURPOSES)

Filed by Subject Person

01/06/2011 Opposition Document (TO DEFENDANTS' MOTION TO COMPEL PLAINTIFFS TO FURNISH A BOND RE THE ORDER GRANTING IN PART ETC.)

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

01/05/2011 Miscellaneous-Other (LETTER DATED 1/5/2011)

Filed by Attorney for Defendant/Respondent

01/04/2011 Notice (OF COURT'S SCHEDULING OF PLAINTIFFS MOTION FOR A PROTECTIVE ORDER REGARDING THE DEPOSITION OF DOLORES LANDEROS)

Filed by Attorney for Plaintiff/Petitioner

01/04/2011 Miscellaneous-Other (AMENDED NOTICE OF HEARING RE DEFENDANTS' MOTION TO COMPEL DEPOSITIONS)

Filed by Attorney for Defendant/Respondent

12/30/2010 Reply/Response (IN SUPPORT OF MOTION TO COMPEL CONTINUED DEPOSITION OF DANIEL GARRISON AND LISA MARSHALL AND REQUEST FOR SANCTIONS ETC.)

Filed by Attorney for Plaintiff/Petitioner

12/29/2010 Response (by Defendants to Plaintiff Sands' Motion to Withdraw as Class Representative and to Dismiss His Individual Claim with Prejudice and Request for Costs and/or Sanctions [of \$5,592.50])

Filed by Attorney for Defendant/Respondent

12/28/2010 Miscellaneous-Other (Plaintiff Sands' Separate Statement in Support of his Motion to Compel the Continued Deposition of Kevin Beattie....)

Filed by Attorney for Plaintiff/Petitioner

12/28/2010 Proof of Service (of Plaintiff Sands' Motion to Compel the Continued Deposition of Kevin Beattie and Supporting Papers)

Filed by Attorney for Plaintiff/Petitioner

12/28/2010 Reply/Response (by Defendants to Plaintiffs' Opposition to their Motion for a Protective Order (i) Limiting the Scope of Depositions, (ii) Further Depositions Till Plaintiffs Are Deposed, (iii) Staying Discovery..)

Filed by Attorney for Defendant/Respondent

12/28/2010 Miscellaneous-Other (Plaintiff Sands' Notice of Lodging [December 23, 2010 Deposition of Kevin Beattie] in Support of Sands' Motion to Compel the Continued Deposition of Kevin Beattie....)

Filed by Attorney for Plaintiff/Petitioner

12/28/2010 Notice of Motion (and Plaintiff Sands' Motion to Compel the Continued Deposition of Kevin Beattie; Request for (i) \$3,000 Sanctions, (ii) Order Defense Not to Instruct Witness, and (iii) Evidence/Issue Sanctions)

Filed by Attorney for Plaintiff/Petitioner

12/28/2010 Miscellaneous-Other (Defendants' Table of Exhibits and Exhibits in Support of their Motion to Compel Depositions, Compel Production of Documents at Depositions and Request for Sanctions)

Filed by Attorney for Defendant/Respondent

12/28/2010 Notice of Motion (and Defendants' Motion to Compel Depositions [of 22 of the 34] Plaintiff Class Representatives [who have "not appeared" or are not willing to appear]; Request for Monetary Sanctions....)

Filed by Attorney for Defendant/Respondent

12/28/2010 Miscellaneous-Other (Defendants' Separate Statement of Disputed Discovery in Support of their

Motion to Compel Deposition and to Compel Production of Documents at Deposition)
Filed by Attorney for Defendant/Respondent

12/23/2010 Opposition Document (by Defendants in Response to Separate Statement RE Plaintiffs' Motion to Compel Continued Depositions of Daniel Garrison and Lisa Marshall)
Filed by Attorney for Defendant/Respondent

12/23/2010 Declaration (of Vanessa H. Hubert in Support of Defendants' Opposition to Plaintiffs' Motion to Compel Continued Depositions of Daniel Garrison and Lisa Marshall and Request for Sanctions)
Filed by Attorney for Defendant/Respondent

12/23/2010 Proof of Service (RE Plaintiff Sands' Motion for a Protective Order Regarding the Deposition of Dolores Landeros Noticed for December 28, 2010 and Supporting Papers)
Filed by Attorney for Plaintiff/Petitioner

12/23/2010 Notice of Motion (and Plaintiff Sands' Motion for a Protective Order Regarding the Deposition of Dolores Landeros Noticed for December 28, 2010)
Filed by Attorney for Plaintiff/Petitioner

12/23/2010 Opposition Document (by Defendants to Plaintiffs' Motion to Compel Continued Depositions of Daniel Garrison and Lisa Marshall; Request for Sanctions; P's & A's)
Filed by Attorney for Defendant/Respondent

12/23/2010 Declaration (of Michael J. Avenatti in Support of Plaintiff Sands' Motion for a Protective Order Regarding the Deposition of Dolores Landeros Noticed for December 28, 2010)
Filed by Attorney for Plaintiff/Petitioner

12/22/2010 Notice of Motion (SCI California Funeral Services, Inc.'s, Service Corp. Int'l.'s, and James Biby's Motion to Compel Plaintiffs to Furnish a Bond RE Order Granting in part Prelim. Injunction; P's & A's....)
Filed by Attorney for Defendant/Respondent

12/21/2010 Opposition Document (TO DEFENDANTS' MOTION FOR PROTECTIVE ORDER)
Filed by Attorney for Plaintiff/Petitioner

12/16/2010 Motion (TO WITHDRAW AS A CLASS REPRESENTATIVE AND TO DISMISS HIS INDIVIDUAL CLAIMS WITH PREJUDICE)
Filed by Attorney for Plaintiff/Petitioner

12/15/2010 Association of Attorney
Filed by Attorney for Plaintiff/Petitioner

12/15/2010 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

12/14/2010 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL THE CONTINUED DEPOSITION OF DANIEL GARRISON AND LISA MARSHALL ETC.)
Filed by Attorney for Plaintiff/Petitioner

12/14/2010 Motion to Compel
Filed by Attorney for Plaintiff/Petitioner

12/14/2010 Notice of Lodging
Filed by Attorney for Plaintiff/Petitioner

12/14/2010 Order (Granting Protective Order in the Matter of "Garcia v. Service Corporation International et al." (BC430926))
Filed by Attorney for Defendant/Respondent

12/14/2010 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL THE CONTINUED DEPOSITIONS OF DANIEL GARRISON AND LISA MARSHALL)
Filed by Attorney for Plaintiff/Petitioner

12/13/2010 Statement of Case ((Joint) of Remaining Issues Regarding Plaintiff's Motion to Compel Further Responses to Discovery Requests)
Filed by Attorney for Plaintiff/Petitioner

12/13/2010 Ex-Parte Application (for a Protective Order in the Matter of "Garcia v. Service Corporation International et al." (BC430926))
Filed by Attorney for Defendant/Respondent

12/09/2010 Reply/Response (TO DEFENDANTS' OBJECTIONS TO NOVEMBER 3, 2010 NOTICE OF RULING)
Filed by Attorney for Plaintiff/Petitioner

12/09/2010 Proof of Service
Filed by Attorney for Defendant/Respondent

12/08/2010 Motion (FOR PROTECTIVE ORDER LIMITING THE SCOPE OF DEPOSITION OF DEFENDANTS AND DEFENDANTS' PARTY AFFILIATED WITNESSES ETC.)
Filed by Attorney for Defendant/Respondent

12/08/2010 Miscellaneous-Other (TABLE OF EXHIBITS AND EXHIBITS IN SUPPORT OF MOTION FOR PROTECTIVE ORDER ETC.)
Filed by Attorney for Defendant/Respondent

12/08/2010 Declaration (OF STEPHEN M. MACK IN SUPPORT OF MOTION FOR PROTECTIVE ORDER)
Filed by Attorney for Defendant/Respondent

12/06/2010 Response (TO PLAINTIFFS' EMERGENCY APPLICATION FILED ON DECEMBER 3, 2010)
Filed by Attorney for Defendant/Respondent

12/06/2010 Miscellaneous-Other (ADDITIONAL PHOTOS FILED IN CONNECTION WITH PLAINTIFFS' EMERGENCY MOTION)
Filed by Attorney for Plaintiff/Petitioner

12/06/2010 Order (CONTINUING THE HEARING DATE OF DEC. 10, 2010 MOTION FOR PROTECTIVE ORDER AND PLAINTIFF'S MOTION TO COMPEL FURTHER DISCOVERY RESPONSES)
Filed by Attorney for Defendant/Respondent

12/06/2010 Opposition Document (TO EX PARTE APPLICATION FOR CONTINUANCE OF THE HEARING ON DEFENDANTS' MOTION FOR PROTECTIVE ORDER ETC.)
Filed by Attorney for Plaintiff/Petitioner

12/03/2010 Ex-Parte Application (FOR CONTINUANCE OF THE HEARING DATE ON D's MTN FOR PROTECTIVE ORDER AND ON P's CONTINUED MTN TO COMPEL FURTHER RESPONSES TO DISCOVERY REQUEST)
Filed by Attorney for Defendant/Respondent

12/03/2010 Ex-Parte Application (and F. Charles Sands' Emergency Application for an Order Directing Defendants to Cease Evidence Tampering, Preserve Evidence, and for an Emergency Hearing)
Filed by Attorney for Plaintiff/Petitioner

12/03/2010 Reply/Response (to P's OPPOSITION TO D's MTN FOR PROTECTIVE ORDER RE FURTHER DEPOSITION OF KEVIN BEATTIE)
Filed by Attorney for Defendant/Respondent

12/01/2010 Notice of Hearing (DATES)
Filed by Attorney for Plaintiff/Petitioner

11/29/2010 Opposition Document (TO D's MTN FOR PROTECTIVE ORDER RE FURTHER DEPOSITION OF KEVIN BEATTIE AND REQUEST FOR SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

11/22/2010 Reply/Response (TO P's OPPOSITION TO MTN TO COMPEL DEPOSITION OF PLAINTIFF F. CHARLES SANDS)

Filed by Attorney for Defendant/Respondent

11/22/2010 Order (ORDER DENYING IN PART AND GRANTING IN PART PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION)

Filed by Court

11/19/2010 Objection Document (TO PLAINTIFFS' NOTICE OF RULING RE MOTION TO COMPEL FURTHER RESPONSES TO DISCOVERY REQUESTS PROPOUNDED BY PLAINTIFF SANDS)

Filed by Attorney for Defendant/Respondent

11/19/2010 Notice (OF WITHDRAWAL, WITHOUT PREJUDICE OF PLAINTIFFS' MOTION FOR PROTECTIVE ORDER ETC.)

Filed by Attorney for Plaintiff/Petitioner

11/19/2010 Opposition Document (TO DEFENDANTS' MOTION FOR ORDER COMPELLING APPEARANCE OF PLAINTIFF F. CHARLES SANDS FOR DEPOSITION)

Filed by Attorney for Plaintiff/Petitioner

11/19/2010 Order (ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' REQUEST FOR SANCTIONS)

Filed by Court

11/19/2010 Notice (OF NON-OPPOSITION TO DEFENDANTS' MOTION TO COMPEL DEPOSITION OF PLAINTIFF F. CHARLES SANDS)

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

11/16/2010 Notice of Motion (and Defendants' Motion for a Protective Order Regarding Further Deposition of Kevin Beattie and Request for Sanctions; P's & A's; Declaration of Arthur J. McKeon in Support thereof)

Filed by Attorney for Defendant/Respondent

11/10/2010 Opposition Document (TO PLAINTIFFS' MOTION FOR PROTECTIVE ORDER REGARDING THE DEPOSITION OF THE NAMED PLAINTIFFS AND TO QUASH THE DEPOSITION NOTICES ETC.)

Filed by Attorney for Defendant/Respondent

11/05/2010 Notice of Ruling

Filed by Attorney for Plaintiff/Petitioner

11/03/2010 Order (ORDER RE: NOVEMBER 2, 2010 TELEPHONIC HEARING AND DEPOSITION OF STEPHEN SCHACHT)

Filed by Attorney for Plaintiff/Petitioner

11/01/2010 Motion to Compel

Filed by Attorney for Defendant/Respondent

11/01/2010 Miscellaneous-Other (LETTER DATED 11/1/2010)

Filed by Attorney for Defendant/Respondent

10/27/2010 Reply/Response (TO OPPOSITION TO MOTION FOR PROTECTIVE ORDER)

Filed by Attorney for Defendant/Respondent

10/26/2010 Motion (FOR PROTECTIVE ORDER RE THE DEPOSITIONS OF THE NAMED PLAINTIFF AND TO QUASH THE DEPOSITIONS NOTICES ETC.)

Filed by Attorney for Plaintiff/Petitioner

10/21/2010 Opposition Document (TO MOTION FOR PROTECTIVE ORDER RE THE DEPOSITIONS OF THE PERSON MOST KNOWLEDGEABLE AT SCI ETC.)

Filed by Attorney for Plaintiff/Petitioner

10/20/2010 Miscellaneous-Other (JOINT STATEMENT REGARDING PLAINTIFF'S MOTION TO COMPEL FURTHER RESPONSES TO DISCOVERY REQUESTS)

Filed by Attorney for Plaintiff/Petitioner

10/20/2010 Exhibit (DEFENDANTS' EXHIBITS TO JOINT STATEMENT IN OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL FURTHER RESPONSES TO DISCOVERY REQUESTS; DECLARATION OF VANESSA H. HUBERT IN SUPPORT THEREOF)

Filed by Attorney for Defendant/Respondent

10/20/2010 Motion to Compel (NOTICE OF MOTION TO COMPEL FURTHER RESPONSES TO DISCOVERY REQUESTS)

Filed by Attorney for Plaintiff/Petitioner

10/20/2010 Reply/Response (PLAINTIFFS' REPLY IN SUPPORT OF MOTION TO COMPEL DEPOSITION DATES FOR JORGE FERREIRA, MIKE ROSS, KEVIN BEATTIE, SUMMER JAY WARING, STEVEN SCHACHT, JOSEPH HAYES, VIRGINIA RAMIREZ AND OTHERS;...)

Filed by Attorney for Plaintiff/Petitioner

10/20/2010 Declaration (DECLARATION OF JASON M. FRANK ESQ. IN SUPPORT OF JOINT STATEMENT REGARDING PLAINTIFF'S MOTION TO COMPEL FURTHER RESPONSES TO DISCOVERY REQUESTS)

Filed by Attorney for Plaintiff/Petitioner

10/14/2010 Opposition Document (by SCI, Service Corp. Int'l. and James Biby to Plaintiffs' Motion to Compel Deposition Dates for J. Ferreira, M. Ross, K. Beattie, S. J. Waring, S. Schacht, J. Hayes, V. Ramirez & Others; Decl.)

Filed by Attorney for Defendant/Respondent

10/12/2010 Motion (FOR PROTECTIVE ORDER RE DEPOSITION)

Filed by Attorney for Defendant/Respondent

10/12/2010 Objection Document (TO PLAINTIFFS' NOTICE OF RULING DATED OCTOBER 5, 2010)

Filed by Attorney for Defendant/Respondent

10/12/2010 Miscellaneous-Other (TABLE OF EXHIBITS AND EXHIBITS IN SUPPORT OF DEFENDANTS' MOTION FOR PROTECTIVE ORDER REGARDING PLAINTIFFS' DEPOSITION NOTICES ETC.)

Filed by Attorney for Defendant/Respondent

10/07/2010 Miscellaneous-Other (PHOTOGRAPHS ORDERED FILED BY THE COURT)

Filed by Judge

10/06/2010 Notice of Ruling

Filed by Attorney for Plaintiff/Petitioner

10/01/2010 Motion to Compel (PLAINTIFFS' NOTICE AND MOTION TO COMPEL DEPOSITION DATES FOR JORGE FERREIRA, MIKE ROSS, KEVIN BEATTIE SUMNER JAY WARING, STEVE SCHACHT, JOSEPH HAYES, VIRGINIA RAMIREZ AND OTHERS; REQUEST FOR MONETARY...)

Filed by Attorney for Plaintiff/Petitioner

09/30/2010 Supplemental Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT, ETC.)

Filed by Attorney for Plaintiff/Petitioner

09/30/2010 Reply/Response (IN SUPPORT OF MOTION TO COMPEL THE DEPOSITIONS OF DAN GARRISON, LISA MARSHALL, LEANNA JENSEN, JAY WARING, MIKE WEBB AND KEVIN DOUGHERTY)

Filed by Attorney for Plaintiff/Petitioner

09/30/2010 Reply/Response (IN SUPPORT OF MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT, ETC.)

Filed by Attorney for Plaintiff/Petitioner

09/27/2010 Miscellaneous-Other (FACT SHEET)

Filed by Attorney for Defendant/Respondent

09/24/2010 Proof of Service (of Defendants' Opposition to Sand's Motion to Compel Property Inspection per CCP Sec. 2031.010 (d)...Exhibits in Support of Opposition; and Response to Plt's Separate Statement....)

Filed by Attorney for Defendant/Respondent

09/24/2010 Opposition Document (TO PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND ETC.)

Filed by Attorney for Defendant/Respondent

09/24/2010 Reply/Response (TO PLAINTIFFS' SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL ETC)

Filed by Attorney for Defendant/Respondent

09/24/2010 Miscellaneous-Other (TABLE OF EXHIBITS AND EXHIBITS IN SUPPORT OF DEFENDANT'S OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL ETC.)

Filed by Attorney for Defendant/Respondent

09/24/2010 Declaration (OF THOMAS RYAN, MICHAEL WEBB, DANIEL GARRISON, KEVIN DOHERTY, LIANA JENSEN AND LISA MARSHALL IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION TO COMPEL)

Filed by Attorney for Defendant/Respondent

09/23/2010 Report-Status (Defendants SCI California Funeral Services, Inc.'s, Service Corporation International's and James Biby's Status Report RE: MSC [for September 27, 2010 at 9:00 a.m. in Department 309])

Filed by Attorney for Defendant/Respondent

09/23/2010 Report-Status (for Plaintiff Sands RE Scheduling of Mandatory Settlement Conference)

Filed by Attorney for Plaintiff/Petitioner

09/20/2010 Declaration (OF ELEANOR STEIN)

Filed by Attorney for Plaintiff/Petitioner

09/20/2010 Declaration (OF HELEN ZISOVIC)

Filed by Attorney for Plaintiff/Petitioner

09/20/2010 Reply/Response (IN SUPPORT OF MOTION FOR PREFERENCE)

Filed by Attorney for Plaintiff/Petitioner

09/17/2010 Answer to Second Amended Complaint

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

09/16/2010 Association of Attorney ([by Attorneys Steven H. Gurnee and David M. Daniels for Defendant Service Corporation International])

Filed by Attorney for Defendant/Respondent

09/15/2010 Miscellaneous-Other (SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT, TEST SAMPLE, AND EXCAVATE THE LAND/ PROPERTY ETC.)

Filed by Attorney for Plaintiff/Petitioner

09/15/2010 Motion to Compel

Filed by Attorney for Plaintiff/Petitioner

09/15/2010 Miscellaneous-Other (APPENDIX OF NON-CALIFORNIA AUTHORITIES CITED IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL ETC.)

Filed by Attorney for Plaintiff/Petitioner

09/15/2010 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL THE DEPOSITIONS OF DAN GARRISON, LISA MARSHALL, LEANA JENSEN, JAY WARING, MIKE WEBB, TOM RYAN AND KEVIN DOUGHERTY)

Filed by Attorney for Plaintiff/Petitioner

09/15/2010 Declaration (OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH DEMAND TO ENTER LAND/PROPERTY AND TO INSPECT, TEST, SAMPLE AND EXCAVATE THE LAND ETC.)

Filed by Attorney for Plaintiff/Petitioner

09/15/2010 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

09/14/2010 Notice of Association of Attorneys

Filed by Attorney for Defendant/Respondent

09/14/2010 Opposition Document (DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR PREFERENCE IN TRIAL SETTING; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF; DECLARATION OF ARTHUR J. MCKEON III)

Filed by Attorney for Defendant/Respondent

09/03/2010 Miscellaneous-Other (SECOND AMENDED NOTICE OF MOTION FOR SANCTIONS)

Filed by Attorney for Plaintiff/Petitioner

09/02/2010 Motion (for preference)

Filed by Attorney for Plaintiff/Petitioner

08/31/2010 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

08/26/2010 Order (ORDER SUSTAINING WITHOUT LEAVE TO AMEND DEFENDANTS' DEMURRER TO PLAINTIFFS' 7TH CAUSE OF ACTION FOR BREACH OF FIDUCIARY DUTY)

Filed by Court

08/25/2010 Miscellaneous-Other ([Letter: "The defendants are willing to participate in a mandatory settlement conference... . We request that this [MSC] be completed prior to...Court's ruling...on...prelim injunction.")

Filed by Attorney for Defendant/Respondent

08/25/2010 Miscellaneous-Other ([in response to Defendants'... earlier...[letter] today. [par.] Plaintiffs...request that the MSC be ordered...completed by... September 27, 2010...[to] provide for...settlement...[or] trial date)

Filed by Attorney for Plaintiff/Petitioner

08/24/2010 Order (ORDER DENYING CLARIFICATION AND RECONSIDERATION OF THE COURT'S JULY 9, 2010 ORDER RE DEPOSITION QUESTIONS POSED TO JOSEPH HAYES AND VIRGINIA RAMIREZ)

Filed by Court

08/24/2010 Receipt-Depository (for F. Charles Sands' Payment of Court Reporter's Fees in the Amount of \$764.00)

Filed by Attorney for Plaintiff/Petitioner

08/23/2010 Notice (of Unavailability of Defendants' Counsel [i.e., Steven H. Gurnee, during August 27 to September 8; September 15 through 17; and October 4 through 13, the 20th and 29th, 2010])

Filed by Attorney for Defendant/Respondent

08/13/2010 Reply/Response (TO PLAINTIFF'S OPPOSITION TO DEFENDANTS' DEMURRER TO PLAINTIFF'S SECOND AMENDED COMPLAINT ETC.)

Filed by Attorney for Defendant/Respondent

08/13/2010 Notice (OF WITHDRAWAL OF MOTION TO QUASH)

Filed by Attorney for Defendant/Respondent

08/13/2010 Reply/Response (TO PLAINTIFF'S BENCH MEMORANDUM REGARDING THE EXCLUSION OF CERTAIN TESTIMONY OF DEFENDANTS' DESIGNATED EXPERT JOHN RESICH AND RABBI JERRY CUTLER)

Filed by Attorney for Defendant/Respondent

08/13/2010 Reply/Response (TO PLAINTIFFS' OPPOSITION TO MOTION TO STRIKE PORTIONS OF PLAINTIFFS' SECOND AMENDED COMPLAINT)

Filed by Attorney for Defendant/Respondent

08/13/2010 Reply/Response (TO PLAINTIFFS' OPPOSITION TO MOTION FOR CLARIFICATION AND RECONSIDERATION OF COURT'S JULY 9, 2010 ORDER RE DEPOSITION ETC.)

Filed by Attorney for Defendant/Respondent

08/13/2010 Joinder (IN DEFENDANT SCI CALIFORNIA FUNERAL SERVICES, INC., DEMURRER AND MOTION TO STRIKE AS TO PLAINTIFF'S SECOND AMENDED COMPLAINT)

Filed by Attorney for Defendant/Respondent

08/12/2010 Opposition Document (TO EX PARTE REQUEST FOR DISCOVERY CONFERENCE)

Filed by Attorney for Defendant/Respondent

08/12/2010 Notice of Lodging (AMENDED)

Filed by Attorney for Defendant/Respondent

08/12/2010 Objection Document (TO PLAINTIFFS' MOTIONS IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF RABBI JERRY CUTLER AND JOHN RESICH TO PRELIMINARY INJUNCTION HEARING)

Filed by Attorney for Defendant/Respondent

08/11/2010 Miscellaneous-Other (BENCH MEMORANDUM REGARDING THE EXCLUSION OF CERTAIN TESTIMONY OF DEFENDANTS' DESIGNATED EXPERT JOHN RESICH)

Filed by Attorney for Plaintiff/Petitioner

08/10/2010 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

08/09/2010 Request (MEDIA REQUEST)

Filed by Petitioner

08/09/2010 Opposition Document (TO MOTION TO QUASH SERVICE OF SUMMONS BY DEFENDANT SERVICE CORPORATION INTERNATIONAL)

Filed by Attorney for Plaintiff/Petitioner

08/09/2010 Declaration (OF HELEN ZISOVIC)

Filed by Attorney for Plaintiff/Petitioner

08/09/2010 Opposition Document (TO DEFENDANTS' MOTION TO STRIKE PORTIONS OF PLAINTIFFS' SECOND AMENDED COMPLAINT)

Filed by Attorney for Plaintiff/Petitioner

08/09/2010 Opposition Document (TO DEFENDANTS' DEMURRER)

Filed by Attorney for Plaintiff/Petitioner

08/09/2010 Opposition Document (TO DEFENDANTS' MOTION FOR CLARIFICATION OR RECONSIDERATION OF COURT'S JULY 9, 2010 ORDER ETC.)

Filed by Attorney for Plaintiff/Petitioner

08/09/2010 Order (ON MEDIA REQUEST TO PERMIT COVERAGE)

Filed by Petitioner

08/09/2010 Declaration (OF OLIVER YEO)

Filed by Attorney for Plaintiff/Petitioner

08/09/2010 Declaration (OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' OPPOSITION TO MOTION

TO QUASH SERVICE OF SUMMONS BY DEFENDANT SERVICE CORP. INTERNATIONAL VOL. 1 AND 2)
Filed by Attorney for Plaintiff/Petitioner

08/05/2010 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

08/05/2010 Notice (NOTICE OF ERRATA CHANGING CAPTION OF THE SECOND AMENDED COMPLAINT)
Filed by Attorney for Plaintiff/Petitioner

08/03/2010 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

08/02/2010 Reply/Response (-IN EX PARTE APPLICATION)
Filed by Attorney for Plaintiff/Petitioner

07/30/2010 Opposition Document (-TO PLAINTIFF'S EX PARTE APPLICATION RE DEFENDANT'S MOTION FOR PROTECTIVE ORDER ETC.)
Filed by Attorney for Defendant/Respondent

07/28/2010 Motion (FOR PROTECTIVE ORDER)
Filed by Attorney for Plaintiff/Petitioner

07/28/2010 Ex-Parte Application
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

07/27/2010 Notice (-OF UNAVAILABILITY OF DEFENDANTS' COUNSEL)
Filed by Attorney for Defendant/Respondent

07/27/2010 Motion (-FOR PROTECTIVE ORDER)
Filed by Attorney for Defendant/Respondent

07/23/2010 Miscellaneous-Other (-APPENDIX OF NON-CALIFORNIA AUTHORITY IN SUPPORT OF MOTION FOR CLARIFICATION ETC.)
Filed by Attorney for Defendant/Respondent

07/23/2010 Motion (-FOR CLARIFICATION AND RECONSIDERATION OF COURT'S JULY 9, 2010 ORDER ETC.)
Filed by Attorney for Defendant/Respondent

07/12/2010 Receipt
Filed by Attorney for Plaintiff/Petitioner

07/12/2010 Notice of Continuance
Filed by Attorney for Plaintiff/Petitioner

07/02/2010 Reply/Response (Defendants' Sur-Reply to Sands' Reply to their Opposition to Motion for Clarification of the November 17, 2009 Order RE Appt. of Discovery Referee...Declaration of Arthur J. McKeon; P's & A's)
Filed by Attorney for Defendant/Respondent

07/01/2010 Reply/Response (-IN SUPPORT OF MOTION FOR CLARIFICATION OF THE NOVEMBER 9, 2009 ORDER RE APPOINTMENT OF DISCOVERY REFEREE ETC.)
Filed by Attorney for Plaintiff/Petitioner

06/25/2010 Opposition Document (-TO PLAINTIFF'S MOTION FOR CLARIFICATION OF THE NOVEMBER 17, 2010 ORDER ETC.)
Filed by Attorney for Defendant/Respondent

06/25/2010 Declaration (-OF STEVEN H. GURNEE AND DAVID M. DANIELS IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFF'S MOTION FOR CLARIFICATION)

Filed by Attorney for Defendant/Respondent

06/24/2010 Notice of Lodging

Filed by Attorney for Plaintiff/Petitioner

06/24/2010 Stipulation and Order (JOINT STIPULATION AND ORDER REGARDING HEARING DATES)

Filed by Attorney for Plaintiff/Petitioner

06/23/2010 Notice (-AMENDED NOTICE OF MOTION FOR SANCTIONS)

Filed by Attorney for Plaintiff/Petitioner

06/23/2010 Notice of Lodging

Filed by Attorney for Plaintiff/Petitioner

06/22/2010 Notice of Ruling (Regarding Plaintiffs' Ex Parte Application for an Order Setting Continued Hearing Date on their Motion for Preliminary Injunction/ Appointment of Limited Purpose Receiver)

Filed by Attorney for Plaintiff/Petitioner

06/21/2010 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

06/21/2010 Supplemental Declaration (-OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO ENFORCE ORDERS OF THE DISCOVERY REFEREE ETC.)

Filed by Attorney for Plaintiff/Petitioner

06/21/2010 Reply/Response (-IN SUPPORT OF MOTION TO ENFORCE ORDERS OF THE DISCOVERY REFEREE AND/OR TO COMPEL ANSWERS TO DEPOSITION QUESTIONS POSED TO JOSEPH HAYES AND VIRGINIA RAMIREZ)

Filed by Attorney for Plaintiff/Petitioner

06/15/2010 Motion (-FOR CLARIFICATION)

Filed by Attorney for Plaintiff/Petitioner

06/14/2010 Notice (of Lodging Transcript of October 15, 2009 Hearing RE Time Allotment for Preliminary Injunction Hearing)

Filed by Attorney for Defendant/Respondent

06/14/2010 Proof of Service (of Biby's and SCI's Opposition to Plaintiff's Motion to Enforce Orders or to Compel Answers at Deposition and Supporting Papers)

Filed by Attorney for Defendant/Respondent

06/14/2010 Opposition Document (by Biby and SCI in Response to Separate Statement in Support of Plaintiff's Motion to Enforce the Orders of Hon. Gabriel Gutierrez and to Compel Answers to Depo. Questions Posed to Hayes & Ramirez)

Filed by Attorney for Defendant/Respondent

06/14/2010 Declaration (of Arthur J. McKeon in Support of Biby's and SCI's Opposition to Plaintiff's Motion to Enforce Orders of the Discovery Referee and/or to Compel Answers to Depo. Questions Posed to Hayes & Ramirez)

Filed by Attorney for Defendant/Respondent

06/14/2010 Opposition Document (by Biby and SCI to Plaintiff's Motion to Enforce Orders of the Discovery Referee and/or to Compel Answers to Deposition Questions Posed to Joseph Hayes and Virginia Ramirez)

Filed by Attorney for Defendant/Respondent

06/11/2010 Declaration (of DAVID M. SILVERSTEIN ISO D's OPPOSITION)

Filed by Attorney for Defendant/Respondent

06/11/2010 Exhibit

Filed by Court

06/11/2010 Miscellaneous-Other (SUPPLEMENTAL EXCERPTS OF DEPOSITION TESTIMONY RE PRELIMINARY INJUNCTION HEARING)
Filed by Attorney for Defendant/Respondent

06/11/2010 Miscellaneous-Other (SUPPLEMENTAL EVIDENCE TO BE USED IN CONNECTION WITH P's MTN FOR PRELIMINARY INJUNCTION/APPOINTMENT OF LIMITED PURPOSE RECEIVER AND MTN FOR SANCTIONS)
Filed by Attorney for Plaintiff/Petitioner

06/11/2010 Notice of Lodging (P's, DEPOSITION OF JOHN J RESICH JR ESQ. ISO PRELIMINARY INJUNCTION)
Filed by Attorney for Plaintiff/Petitioner

06/11/2010 Request (MEDIA REQUEST TO PHOTOGRAPH, RECORD, OR BROADCAST)
Filed by Interested Party

06/11/2010 Order (ORDER ON MEDIA REQUEST TO PERMIT COVERAGE)
Filed by Court

06/10/2010 Objection Document (DEFENDANTS' OBJECTIONS AND COUNTER DESIGNATION TO PLAINTIFF'S PROFFERED DEPOSITION TESTIMONY OF ARLENE VENDETTI RE PRELIMINARY INJUNCTION HEARING)
Filed by Attorney for Defendant/Respondent

06/10/2010 Miscellaneous-Other (DEFENDANTS' SUPPLEMENTARY DOCUMENTS RE PRELIMINARY INJUNCTION HEARING)
Filed by Attorney for Defendant/Respondent

06/10/2010 Proof of Service
Filed by Attorney for Defendant/Respondent

06/09/2010 Miscellaneous-Other (-SUPPLEMENTAL DESIGNATION OF EXCEPTS OF DEPOSITIONS IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION)
Filed by Attorney for Plaintiff/Petitioner

06/09/2010 Miscellaneous-Other (-APPENDIX OF NON-CALIFORNIA AUTHORITY IN SUPPORT OF MOTION TO QUASH SERVICE OF SUMMONS AND COMPLAINT BY SPECIALLY APPEARING DEFENDANT SERVICE CORPORATION INTERNATIONAL)
Filed by Attorney for Defendant/Respondent

06/09/2010 Motion to Strike (PORTIONS OF P's SECOND AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent

06/09/2010 Declaration (OF JANET KEY AND JOSEPH HAYES ISO MTN TO QUASH SERVICE OF SUMMONS AND COMPLAINT BY SPECIALLY APPEARING DEFENDANT SERVICE CORP. INTERNATIONAL)
Filed by Attorney for Defendant/Respondent

06/09/2010 Demurrer (TO P's SECOND AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent

06/09/2010 Request for Judicial Notice (ISO MTN TO STRIKE PORTIONS OF P's SECOND AMENDED COMPLAINT)
Filed by Attorney for Defendant/Respondent

06/09/2010 Notice of Lodging (P's, DEPOSITION OF ARLENE VENDETTI ISO PRELIMINARY INJUNCTION)
Filed by Attorney for Plaintiff/Petitioner

06/09/2010 Reply/Response (TO P's OPPOSITION TO D's MTN TO FOR PROTECTIVE ORDER R DISCOVERY REQUEST)
Filed by Attorney for Defendant/Respondent

06/09/2010 Motion to Quash (SERVICE OF SUMMONS AND COMPLAINT BY SPECIALLY APPEARING

DEFENDANT SERVICE CORP. INTERNATIONAL AND MEMORANDUM OF P's & A's IN SUPPORT THEREOF)
Filed by Attorney for Defendant/Respondent

06/09/2010 Notice of Lodging (P's, SUPPLEMENTAL DEPOSITION OF JAMES R. BIBY SUPPORT OF
PRELIMI- NARY INJUNCTION)
Filed by Attorney for Plaintiff/Petitioner

06/09/2010 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

06/09/2010 Request for Judicial Notice (ISO D's REPLY TO P's OPPOSITION TO D's MTN FOR PROTECTIVE
ORDER RE DISCOVERY REQUESTS)
Filed by Attorney for Defendant/Respondent

06/09/2010 Stipulation and Order (JOINT STIPULATION AND ORDER RE DEFENDANTS MOTIONS FOR
PROTECTIVE ORDER RE PLAINTIFFS' DEPOSITION NOTICES)
Filed by Attorney for Plaintiff/Petitioner

06/09/2010 Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner

06/08/2010 Declaration (DECLARATION OF ARTHUR MCKEON RE COURT'S RULING OF PLAINTIFF'S EX
PARTE APPLICATION RE: DEPOSITION OF JOHN RESICH AND EFFORTS TO MEET AND CONFER RE:
SCHEDULING THE DEPOSITION)
Filed by Attorney for Defendant/Respondent

06/08/2010 Declaration (-OF JASON M. FRANK ESQ. RE SCHEDULING OF DEPOSITION OF DEFENDANTS'
EXPERT JOHN J. RESICH, JR., ESQ.)
Filed by Attorney for Plaintiff/Petitioner

06/08/2010 Statement-Case Management (-JOINT)
Filed by Attorney for Defendant/Respondent

06/04/2010 Opposition Document (-TO MOTION FOR PROTECTIVE ORDDER RE PLAINTIFFS' SETS OF
DISCOVERY REQUESTS)
Filed by Attorney for Plaintiff/Petitioner

06/04/2010 Opposition Document (-TO PLAINTIFF'S EX PARTE APPLICATION FOR RELIEF)
Filed by Attorney for Defendant/Respondent

06/04/2010 Notice (-OF TAKING PLAINTIFF'S EX PARTE OFF CALENDAR)
Filed by Attorney for Plaintiff/Petitioner

06/04/2010 Ex-Parte Application
Filed by Attorney for Plaintiff/Petitioner

06/03/2010 Ex-Parte Application
Filed by Attorney for Plaintiff/Petitioner

06/03/2010 Response (-TO PLAINTIFF'S EX PARTE APPLICATION)
Filed by Attorney for Defendant/Respondent

05/27/2010 Notice of Lodging (-DECLARATION OF ARTHUR J. MCKEON III IN SUPPORT OF MOTION FOR
PROTECTIVE ORDER ETC.)
Filed by Attorney for Defendant/Respondent

05/27/2010 Notice of Lodging (-OF DECLARATION OF ARTHUR J. MCKEON III IN SUPPORT OF MOTION FOR
PROTECTIVE ORDER)
Filed by Attorney for Defendant/Respondent

05/27/2010 Proof of Service
Filed by Attorney for Defendant/Respondent

05/24/2010 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

05/24/2010 Declaration (-OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFFS' MOTION TO ENFORCE ORDERS OF THE DISCOVERY REFEREE ETC.)
Filed by Attorney for Plaintiff/Petitioner

05/24/2010 Miscellaneous-Other (-SEPARATE STATEMENT IN SUPPORT OF PLAINTIFFS' MOTION TO ENFORCE THE ORDER OF HON. GABRIEL GUTIERREZ AND TO COMPEL ANSWERS ETC.)
Filed by Attorney for Plaintiff/Petitioner

05/24/2010 Motion (-TO ENFORCE ORDERS OF THE DISCOVERY REFEREE ETC.)
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

05/21/2010 Motion (-FOR PROTECTIVE ORDER)
Filed by Attorney for Defendant/Respondent

05/21/2010 Ex-Parte Application
Filed by Attorney for Defendant/Respondent

05/21/2010 Opposition Document (-TO DEFENDANTS' EX PARTE)
Filed by Attorney for Plaintiff/Petitioner

05/21/2010 Notice of Lodging
Filed by Attorney for Plaintiff/Petitioner

05/20/2010 Notice of Continuance
Filed by Attorney for Plaintiff/Petitioner

05/13/2010 Miscellaneous-Other (EVIDENCE TO BE USED IN CONNECTION WITH HEARING ON PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION/ APPOINTMENT OF LIMITED PURPOSE RECEIVER AND MOTION FOR SANCTIONS)
Filed by Attorney for Defendant/Respondent

05/12/2010 Second Amended Complaint ((Class Action) by Plaintiff Sands [and] Demand for Jury Trial)
Filed by Attorney for Plaintiff/Petitioner

05/12/2010 Motion in Limine (PLTFS' NOTICE AND MOT IN LIM (1) TO EXCLUDE "EXPERT" TESTIMONY FROM RABBI JERRY CUTLER; (2) EXCLUDE "EXPERT" LEGAL OPINION TESTIMONY FROM ATTY J. RESICH, JR AT PRELIMINARY INJUNCTION;)
Filed by Attorney for Plaintiff/Petitioner

05/12/2010 Order (Granting Plaintiff Leave to Amend and Deeming Second Amended Complaint as Filed and Served)
Filed by Attorney for Plaintiff/Petitioner

05/11/2010 Opposition Document (PLAINTIFFS' OPPOSITION TO DEFENDANTS' EXPARTE APPLICATION FOR ORDER SETTING ASIDE THE COURT'S MAY 3,2010 ORDER GRANTING CBS NEWS CORP'S MEDIA REQUEST TO PHOTOGRAPH,RECORD OR BROADCAST;)
Filed by Attorney for Plaintiff/Petitioner

05/11/2010 Notice of Lodging
Filed by Attorney for Defendant/Respondent

05/11/2010 Declaration (IN SUPPORT OF OPPOSITION TO PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION/APPOINTMENT OF LIMITED PURPOSE RECEIVER AND MOTION FOR SANCTIONS)
Filed by Attorney for Defendant/Respondent

05/11/2010 Proof of Service

Filed by Attorney for Defendant/Respondent

05/10/2010 Reply/Response (PLAINTIFFS' REPLY IN SUPPORT OF MOTION FOR SANCTIONS;)

Filed by Attorney for Plaintiff/Petitioner

05/10/2010 ExParte Application & Order (EX PARTE APPLICATION FOR ORDER TO SET ASIDE THE COURT'S ORDER ALLOWING MEDIA TO FILM THE MAY 13-14, 2010 PRELIMINARY INJUNCTION/SANCTIONS HEARING;)

Filed by Attorney for Defendant/Respondent

05/10/2010 Proof of Service (RE [PROPOSED] ORDER GRANTING PLAINTIFF LEAVE TO AMEND AND DEEMING SECOND AMENDED COMPLAINT FILED AND SERVED;)

Filed by Attorney for Plaintiff/Petitioner

05/10/2010 Reply/Response (PLAINTIFFS' REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION/ APPOINTMENT OF LIMITED PURPOSE RECEIVER;)

Filed by Attorney for Plaintiff/Petitioner

05/10/2010 Request for Judicial Notice (REQUEST FOR JUDICIAL NOTICE FILED IN CONNECTION WITH PLAINTIFFS' REPLY TO MOTION FOR PRELIMINARY LIMITED PURPOSE RECEIVER AND MOTION FOR SANCTIONS;)

Filed by Attorney for Plaintiff/Petitioner

05/10/2010 Proof of Service (RE PLAINTIFFS' REPLY TO MOTION FOR PRELIMINARY INJUNCTION/APPOINTMENT OF LIMITED PURPOSE RECEIVER AND MOTION FOR SANCTIONS;)

Filed by Attorney for Plaintiff/Petitioner

05/10/2010 Declaration (DECLARATION OF JASON M. FRANK ESQ. IN SUPPORT OF PLAINTIFFS' REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION/ APPOINTMENT LIMITED PURPOSE RECEIVER AND REPLY IN SUPPORT OF MOTION FOR SANCTIONS;)

Filed by Attorney for Plaintiff/Petitioner

05/07/2010 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

05/07/2010 Notice of Lodging (-DEPOSITIONS IN SUPPORT OF PRELIMINARY INJUNCTION VOLS. 1, 2, 3 AND 4)

Filed by Attorney for Plaintiff/Petitioner

05/07/2010 Declaration (-OF ARTHUR J. MCKEON SUBMITTED BY DEFENDANTS IN OPPOSITION TO THE EX PARTE APPLICATION OF PLAINTIFF REGARDING THE DEPOSITION OF JOHN RESICH)

Filed by Attorney for Defendant/Respondent

05/05/2010 Notice (of Errata Regarding SCI Calif.'s and Biby's Opposition to Plaintiff Sands' Motion for Preliminary Injunction/Appointment of Receiver and Motion for Sanctions)

Filed by Attorney for Defendant/Respondent

05/05/2010 Notice (of Errata Regarding SCI Calif.'s and Biby's Opposition to Motion for Sanctions)

Filed by Attorney for Defendant/Respondent

05/05/2010 Notice (of Lodging Proof of Service of Defendants SCI Calif. and Biby's Opposition to Plaintiff's Motions for Preliminary Injunction and Sanctions; Declarations and Table of Exhibits and Exhibits)

Filed by Attorney for Defendant/Respondent

05/05/2010 Notice (of Errata Regarding SCI Calif.'s and Biby's Opposition to Motion for Preliminary Injunction)

Filed by Attorney for Defendant/Respondent

05/04/2010 Opposition Document (by SCI California and James Biby to Plaintiff Sands' Motion for Sanctions; P's & A's in Support thereof)

Filed by Attorney for Defendant/Respondent

- 05/04/2010** Exhibit (Table of Exhibits and Exhibits in Support of SCI California's and Biby's Opposition to Sands' Motion for Preliminary Injunction and Motion for Sanctions)
Filed by Attorney for Defendant/Respondent
- 05/04/2010** Opposition Document (by SCI California and James Biby to Plaintiff Sands' Motion for Preliminary and Appointment of a Limited Purpose Receiver; P's & A's)
Filed by Attorney for Defendant/Respondent
- 05/04/2010** Declaration (of Arthur J. McKeon III, David M. Daniels and Anthony Lampe in Support of SCI California's and James Biby's Opposition to Sands' Motions for Preliminary Injunction and Sanctions)
Filed by Attorney for Defendant/Respondent
- 05/04/2010** Objection Document (by SCI California and James Biby to Evidence Submitted by Plaintiff Sands in Support of His Motion for a Preliminary Injunction; P's & A's)
Filed by Attorney for Defendant/Respondent
- 05/03/2010** Order (on Media Request to Permit Coverage ["subject to the conditions in rule 1.150 [CRC] and ...Payment to the clerk of increased court-incurred costs... to be determined."])
Filed by Court
- 05/03/2010** Request (Media Request to Photograph, Record, or Broadcast [by CBS News Corporation])
Filed by Personal Representative
- 04/30/2010** Proof of Service (of Plaintiff's Notice of Ruling and Notice of Lodging Documents as to his Second Amended Complaint)
Filed by Attorney for Plaintiff/Petitioner
- 04/30/2010** Notice (by Plaintiff of Lodging Second Amended Class Action Complaint)
Filed by Attorney for Plaintiff/Petitioner
- 04/29/2010** Notice of Ruling
Filed by Attorney for Plaintiff/Petitioner
- 04/28/2010** Notice (of Errata to [Proposed] Second Amended Class Action Complaint)
Filed by Attorney for Plaintiff/Petitioner
- 04/27/2010** Ntc of Unpaid Filing Fees (Complex fee Eden Memorial Park Management Co.)
Filed by Clerk
- 04/27/2010** Notice of Continuance
Filed by Attorney for Plaintiff/Petitioner
- 04/26/2010** Ex-Parte Application (DEFENDANTS' EX PARTE APPLICATION FOR AN ORDER SCHEDULING DEPOSITION OF PLAINTIFF SANDS, SHERRIE MOFFETT-BELL & LISA MOOR BEFORE PRELIMINARY INJUNCTION HEARING; DECLARATIONS OF ARTHUR J. MCKEON..)
Filed by Attorney for Defendant/Respondent
- 04/26/2010** Opposition Document (PLAINTIFFS' OPPOSITION TO DEFENDANTS' EX PARTE APPLICATION; DECLARATION OF JASON M. FRANK, ESQ.)
Filed by Attorney for Plaintiff/Petitioner
- 04/22/2010** Notice (OF ERRATA TO DECLARATION OF MICHAEL J. AVENATTI)
Filed by Attorney for Plaintiff/Petitioner
- 04/22/2010** Reply/Response
Filed by Attorney for Plaintiff/Petitioner
- 04/20/2010** Request for Judicial Notice (in Support of Plaintiff Sands' (i) Motion for a Preliminary Injunction and Appointment of a Limited Purpose Receiver and (ii) His Motion for [Various] Sanctions)
Filed by Attorney for Plaintiff/Petitioner
- 04/20/2010** Notice of Ruling (Regarding Plaintiff's Motion for Leave to File a Second Amended Complaint)

Filed by Attorney for Plaintiff/Petitioner

04/20/2010 Proof of Service (of Plaintiff Sands' (i) Motion for a Preliminary Injunction and for Appointment of a Limited Purpose Receiver and (ii) His Motion for [Various] Sanctions and Supporting Papers)

Filed by Attorney for Plaintiff/Petitioner

04/20/2010 Declaration (of Michael J. Avenatti in Support of Plaintiff Sands' (i) Motion for a Preliminary Injunction and for Appointment of a Limited Purpose Receiver and (ii) Motion for [Various] Sanctions)

Filed by Attorney for Plaintiff/Petitioner

04/20/2010 Notice of Motion (Plaitiff Sands' Motion for [Various] Sanctions)

Filed by Attorney for Plaintiff/Petitioner

04/20/2010 Notice of Motion (and Plaitiff Sands' Motion for a Preliminary Injunction and Appointment of a Limited Purpose Receiver; P's & A's)

Filed by Attorney for Plaintiff/Petitioner

04/15/2010 Opposition Document (-TO PLAINTIFFS' MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT)

Filed by Attorney for Defendant/Respondent

04/15/2010 Miscellaneous-Other (-TABLE OF EXHIBITS AND EXHIBITS IN SUPPORT OF DEFENDANTS' OPPOSITION TO PLAINTIFF'S MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT)

Filed by Attorney for Defendant/Respondent

04/15/2010 Request for Judicial Notice

Filed by Attorney for Defendant/Respondent

04/12/2010 Memorandum - Other (of Law by Plaintiff Sands RE: Potential Court Inspection of Eden Memorial Park)

Filed by Attorney for Plaintiff/Petitioner

04/07/2010 Notice (-OF CONFERENCE CALL RE SCHEDULING COURT VISIT TO EDEN MEMORIAL PARK)

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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

04/06/2010 Notice of Lodging

Filed by Attorney for Plaintiff/Petitioner

04/06/2010 Declaration (-OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFF'S MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT)

Filed by Attorney for Plaintiff/Petitioner

04/06/2010 Motion for Leave

Filed by Attorney for Plaintiff/Petitioner

04/06/2010 Proof of Service

Filed by Attorney for Plaintiff/Petitioner

03/22/2010 Notice (-OF TAKING MOTION TO APPOINT DISCOVERY REFEREE OFF CALENDAR)

Filed by Attorney for Defendant/Respondent

03/22/2010 Stipulation and Order (JOINT STIPULATION AND ORDER CONTINUING HEARING DATES ON PLAINTIFF'S MOTION FOR A PRELIMINARY INJUNCTION AND SETTING BRIEFING SCHEDULE)

Filed by Attorney for Plaintiff/Petitioner

03/15/2010 Motion (-TO APPOINT ALTERNATE DISCOVERY REFEREE)

Filed by Attorney for Defendant/Respondent

03/09/2010 Opposition Document (-SUPPLEMENTAL OPPOSITION TO DEFENDANTS' EX PARTE APPLICATION)

Filed by Attorney for Plaintiff/Petitioner

03/08/2010 Motion (-FOR AN ORDER CONTINUING THE HEARING ON PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION ETC.)

Filed by Attorney for Defendant/Respondent

03/08/2010 Opposition Document (-TO DEFENDANTS EX PARTE)

Filed by Attorney for Plaintiff/Petitioner

03/08/2010 Ex-Parte Application

Filed by Attorney for Defendant/Respondent

03/08/2010 Stipulation and Order (-REGARDING BRIEFING SCHEDULE ON PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION)

Filed by Attorney for Plaintiff/Petitioner

02/08/2010 Notice of Ruling (on Plaintiff's Ex Parte Application for an Order Modifying the Hearing Dates for Plaintiff's Preliminary Injunction Motion)

Filed by Attorney for Plaintiff/Petitioner

02/05/2010 Ex-Parte Application

Filed by Attorney for Plaintiff/Petitioner

02/05/2010 Ex-Parte Application (by SCI California for an Order Continuing Hearing on Motion for Preliminary Injunction, Advancing Hearing on Case Mgt. Conf. and Permitting Defs.' Responsive Pleading; SCI's Opposition)

Filed by Attorney for Defendant/Respondent

02/05/2010 Declaration (-OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER MODIFYING THE HEARING DATES FOR PLAINTIFFS' PRELIMINARY INJUNCTION MOTION)

Filed by Attorney for Plaintiff/Petitioner

01/27/2010 Miscellaneous-Other (SEPARATE STATEMENT OF DISPUTED DISCOVERY IN SUPPORT OF DEFENDANTS' MOTION TO COMPEL FURTHER RESPONSES TO DEFENDANTS' DEMAND FOR PRODUCTION OF DOCS. SET ONE PROPOUDED TO PLAINTIFF)

Filed by Attorney for Defendant/Respondent

01/06/2010 Notice (-OF ADVANCEMENT OF PRELIMINARY INJUNCTION MOTION DATE)

Filed by Attorney for Plaintiff/Petitioner

12/24/2009 Stipulation and Order (JOINT STIPULATION AND ORDER CONTINUING HEARING DATES ON PLAINTIFF'S MOTION FOR A PRELIMINARY INJUNCTION AND SETTING BRIEFING SCHEDULE)

Filed by Attorney for Plaintiff/Petitioner

12/18/2009 Notice (-OF TAKING MOTION TO COMPEL OFF CALENDAR)

Filed by Attorney for Plaintiff/Petitioner

12/15/2009 Notice of Ruling

Filed by Attorney for Plaintiff/Petitioner

12/11/2009 Notice of Motion (and Plaintiff's Motion to Compel Non-Parties Daniel Redmond and Jeffrey Brown to Comply with Deposition Subpoenas)

Filed by Attorney for Plaintiff/Petitioner

12/11/2009 Declaration (of Scott H. Sims in Support of Plaintiff Sands' Motion to Compel Non-Parties Daniel Redmond and Jeffrey Brown to Comply with Deposition Subpoenas)

Filed by Attorney for Plaintiff/Petitioner

12/11/2009 Proof of Service (of Plaintiff Sands' Motion to Compel Non-Parties Daniel Redmond and Jeffrey Brown to Comply with Deposition Subpoenas and Supporting Papers)

Filed by Attorney for Plaintiff/Petitioner

12/11/2009 Declaration (of Michael J. Avenatti in Support of Plaintiff Sands' Ex Parte Application for an Order Shortening Time on his Motion to Compel Non-Parties D. Redmond and J. Brown to Comply with Depo. Sub.)
Filed by Attorney for Plaintiff/Petitioner

12/11/2009 Declaration (of Michael J. Avenatti in Support of Plaintiff Sands' Motion to Compel Non-Parties Daniel Redmond and Jeffrey Brown to Comply with Deposition Subpoenas)
Filed by Attorney for Plaintiff/Petitioner

12/11/2009 Ex-Parte Application (for an Order Shortening Time on Plaintiff's Motion to Compel Non- Parties Daniel Redmond and Jeffrey Brown to Comply with Deposition Subpoenas)
Filed by Attorney for Plaintiff/Petitioner

11/17/2009 Order (ORDER RE APPOINTMENT OF DISCOVERY REFEREE)
Filed by Court

10/28/2009 Opposition Document (-TO PLAINTIFF'S EX PARTE)
Filed by Attorney for Defendant/Respondent

10/28/2009 Notice (-OF APPEARANCE EAND NOTICE OF ASSOCIATION AS COUNSEL FOR DEFENDANT SCI CALIFORNIA FUNERAL SERVICES, INC.)
Filed by Attorney for Defendant/Respondent

10/28/2009 Ex-Parte Application
Filed by Attorney for Plaintiff/Petitioner

10/28/2009 Declaration (-OF DAVID M. DANIELS IN SUPPORT DEFENDANT SCI CALIFORNIA FUNERAL SERVICES, INC. AND JAMES R. BIBY'S OPPOSITION TO PLAINTIFF'S EX PARTE)
Filed by Attorney for Defendant/Respondent

10/28/2009 Declaration (-OF MICHAEL J. AVENATTI, ESQ. IN RESPONSE TO DEFENDANT'S OPPOSITION TO PLAINTIFF'S EX PARTE APPLICATION)
Filed by Attorney for Plaintiff/Petitioner

10/27/2009 Declaration (-OF MICHAEL J. AVENATTI, ESQ. IN SUPPORT OF PLAINTIFF'S EX PARTE)
Filed by Attorney for Plaintiff/Petitioner

10/26/2009 Order (ORDER PERMITTING EDWARD M. RICCI TO APPEAR AS COUNSEL PRO HAC VICE FOR PLAINTIFF F. CHARLES SANDS)
Filed by Attorney for Plaintiff/Petitioner

10/14/2009 Declaration (DECLARATION OF MICHAEL AVENATTI IN SUPPORT OF EX PARTE APPLICATION FOR HEARING AND RULING ON PREVIOUSLY FILED ORDER TO SHOW CAUSE)
Filed by Attorney for Plaintiff/Petitioner

10/14/2009 Ex-Parte Application (EX PARTE APP FOR HEARING AND RULING ON HIS PREVIOUSLY FILED (SIC) ORDER TO SHOW CAUSE RE: PRELIMINARY INJUNCTION AND FOR TEMPORARY RESTRAINING ORDER)
Filed by Attorney for Plaintiff/Petitioner

10/13/2009 Application-Pro Hac Vice (to Admit Edward M. Ricci Pro Hac Vice [on Behalf of F. Charles Sands]; P's & A's; Declarations of Edward M. Ricci and Michael J. Avenatti)
Filed by Attorney for Plaintiff/Petitioner

10/02/2009 Notice (of Appearance by SCI California Funeral Services, Inc. (d/b/a "Eden Memorial Park") and James R. Biby)
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012 05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011

11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

09/30/2009 Ex-Parte Application
Filed by Attorney for Plaintiff/Petitioner

09/30/2009 Notice (OF APPEARANCE)
Filed by Attorney for Defendant/Respondent

09/30/2009 Request (PLAINTIFF'S REQUEST THAT THE COURT FILE BE MADE AVAILABLE TO THE JUDGE HEARING PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER TO SHOW CAUSE RE PRELIMINARY INJUNCTION AND FOR TEMPORARY...)
Filed by Attorney for Plaintiff/Petitioner

09/30/2009 Declaration (DECLARATION OF MICHAEL J. AVENATTI IN SUPPORT OF PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER TO SHOW CAUSE RE PRELIMINARY INJUNCTION AND FOR A TEMPORARY RESTRAINING ORDER)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (SCI CA. FUNERAL SERVICES, INC.)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (PARTY SERVED: SCI CA.FUNERAL SVS. AMENDED COMPLAINT)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Miscellaneous-Other (CIVIL DEPOSIT)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (RE: [September 29, 2009] Court [Minute] Order)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (AMENDED COMPLAINT PARTY SERVED: SERVICE CORP.INTERN)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (SERVICE CORPORATION INTERNATIONAL)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (SUMMONS & COMPLAINT EDEN MEMORIAL PARK)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (PARTY SERVED: JAMES R. BIBY AN AMENDED COMPLAINT)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (SUMMONS & COMPLAINT PARTY SERVED: EDEN MEMORIAL PARK MEMORIAL PARK ASSOC.)
Filed by Attorney for Plaintiff/Petitioner

09/29/2009 Proof of Service (AMENDED COMPLAINT PARTY SERVED: EDEN MEMORIAL PARK)
Filed by Attorney for Plaintiff/Petitioner

09/28/2009 Affidavit of Prejudice--Peremptory (against Judge Carl J. West)
Filed by Attorney for Plaintiff/Petitioner

09/14/2009 Amended Complaint (CLASS ACTION)
Filed by Attorney for Plaintiff/Petitioner

09/10/2009 Complaint
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 01/07/2014 09/24/2013 06/25/2013 04/23/2013 01/28/2013 11/19/2012 09/12/2012 07/17/2012
05/07/2012 03/02/2012 01/06/2012 11/14/2011 09/15/2011 06/15/2011 03/04/2011 01/05/2011
11/16/2010 09/16/2010 07/27/2010 05/21/2010 04/06/2010 09/30/2009

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:

10/01/2013 12/19/2012 08/24/2012 03/26/2012 11/22/2011 05/04/2011 10/07/2010 12/01/2009

03/03/2014 at 08:30 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Completed**

02/27/2014 at 02:30 pm in Department 1, Daniel J. Buckley, Presiding
Motion (for preliminary approval of classsettlement) - **Granted**

02/20/2014 at 08:30 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Trial Held**

02/19/2014 at 08:30 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Trial Held**

02/18/2014 at 08:30 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Trial Held**

02/13/2014 at 09:00 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Trial Held**

02/11/2014 at 08:15 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Trial Held**

02/10/2014 at 09:00 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Trial Held**

02/05/2014 at 10:30 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Jury Selection**

02/04/2014 at 08:30 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Jury Selection**

02/03/2014 at 09:30 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Jury Selection**

01/27/2014 at 09:45 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Continued by Court**

01/23/2014 at 09:00 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Half Day of Trial Held**

01/21/2014 at 08:30 am in Department 37, Marc Marmaro, Presiding
Jury Trial - **Full Day of Trial Held**

01/15/2014 at 09:30 am in Department 37, Marc Marmaro, Presiding
Status Conference - **Completed**

12/23/2013 at 08:30 am in Department 37, Marc Marmaro, Presiding
Status Conference - **Completed**

12/02/2013 at 09:30 am in Department 37, Marc Marmaro, Presiding
Status Conference - **Completed**

11/12/2013 at 08:30 am in Department 1, Daniel J. Buckley, Presiding
Jury Trial (**TRIAL COURT ASSIGNMENT**) - **Continued by Court**

10/10/2013 at 01:45 pm in Department 322, Lee Smalley Edmon, Presiding
Motion-In Limine (CASE SENT TO DEPT 1 FOR TRIALASSIGNMENT) - **Advanced to a Previous Date**

10/09/2013 at 10:00 am in Department 1, Daniel J. Buckley, Presiding
Jury Trial - **Matter continued**

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

TOP 10/01/2013 12/19/2012 08/24/2012 03/26/2012 11/22/2011 05/04/2011 10/07/2010 12/01/2009

10/01/2013 at 10:30 am in Department 322, Lee Smalley Edmon, Presiding
Motion for Sanctions (2.MOTION RE VIDEO AND PHOTOGRAPHICEVIDENCE3. MOTION TO EXCLUDE
TRIALTESTIMONYFINAL STATUS CONFERENCE) - **Court makes order**

09/27/2013 at 03:30 pm in Department 322, Lee Smalley Edmon, Presiding
Court Order - **Completed**

09/20/2013 at 03:30 pm in Department 322, Lee Smalley Edmon, Presiding
Exparte proceeding - **Court makes order**

08/07/2013 at 08:30 am in Department 322, Lee Smalley Edmon, Presiding
Telephonic Conference (RE TRIAL) - **Completed**

08/05/2013 at 11:00 am in Department 322, Lee Smalley Edmon, Presiding
Motion to Quash (TRIAL SUBPOENASCONT TO 11/1/13@ 10AM, MP NTC) - **Held-Continued**

07/19/2013 at 08:30 am in Department 322, Lee Smalley Edmon, Presiding
Telephonic Conference (DISCOVERY DISPUTE) - **Completed**

07/15/2013 at 09:00 am in Department 322, Lee Smalley Edmon, Presiding
Jury Trial (& cont to 8/19/13) - **Advanced to a Previous Date**

07/09/2013 at 04:00 pm in Department 322, Lee Smalley Edmon, Presiding
Motion to Quash ((3) Motions) - **Off Calendar**

07/08/2013 in Department 39, Louis M. Meisinger, Presiding
Court Order - **Court makes order**

06/27/2013 at 09:00 am in Department 322, Lee Smalley Edmon, Presiding
Final Status Conference - **Court makes order**

06/11/2013 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

06/05/2013 at 09:30 am in Department 322, Lee Smalley Edmon, Presiding
Exparte proceeding (SETTING DATE FOR DEPOSITION OFEXPERT WITNESS) - **Denied**

04/22/2013 at 03:30 pm in Department 322, Lee Smalley Edmon, Presiding
Motion - **Court makes order**

02/19/2013 at 10:30 am in Department 322, Lee Smalley Edmon, Presiding
Motion (to Enforce) - **Motion Denied**

02/15/2013 at 02:00 pm in Department 322, Lee Smalley Edmon, Presiding
Motion (for Monetary Sanctions) - **Advanced to a Previous Date**

02/04/2013 at 10:30 am in Department 322, Lee Smalley Edmon, Presiding
Jury Trial - **Hearing prev advanced & vacated**

02/01/2013 at 02:00 pm in Department 322, Lee Smalley Edmon, Presiding
Motion-In Limine - **Hearing prev advanced & vacated**

01/29/2013 at 09:00 am in Department 322, Lee Smalley Edmon, Presiding
Status Conference - **Completed**

01/10/2013 at 10:00 am in Department 322, Lee Smalley Edmon, Presiding
Court Order - **Court makes order**

01/03/2013 in Department 309, Anthony J. Mohr, Presiding
Non-Appearance (Case Review) - **Completed**

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

TOP 10/01/2013 12/19/2012 08/24/2012 03/26/2012 11/22/2011 05/04/2011 10/07/2010 12/01/2009

12/19/2012 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Granted in Part**

12/14/2012 at 02:00 pm in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Held-Continued**

12/12/2012 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Motion Denied**

12/11/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (re Binder interrogatories) - **Submitted**

12/07/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Granted**

11/09/2012 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

11/05/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing (TO BIFURCATE) - **Granted**

10/31/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Advanced to a Previous Date**

10/30/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Granted in Part**

10/22/2012 at 11:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing (PROPOSED CLASS NOTICE) - **Court makes order**

10/19/2012 at 02:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Granted in Part**

10/09/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Final Status Conference (=====Cont. to a date to be determinedlater) - **Off Calendar**

10/02/2012 at 10:30 am in Department 309, Anthony J. Mohr, Presiding
Hearing-Oral Argument (RE PROPOSED NOTICE) - **Matter continued**

10/01/2012 at 02:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Matter continued**

09/27/2012 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

09/24/2012 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

09/17/2012 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

09/17/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (MOTION TO AUGMENT) - **Court makes order**

09/10/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing (FOR ORDER REQUIRING DEFENDANTSTO PRODUCE) - **Motion Denied**

08/30/2012 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

08/27/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion for Protective Order - **Granted**

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

TOP 10/01/2013 12/19/2012 08/24/2012 03/26/2012 11/22/2011 05/04/2011 10/07/2010 12/01/2009

08/24/2012 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Status Conference - **Court makes order**

08/01/2012 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

08/01/2012 at 11:00 am in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Completed**

07/27/2012 at 10:30 am in Department 309, Anthony J. Mohr, Presiding
Motion to Amend - **Continued by Court**

07/23/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

07/19/2012 at 08:30 am in Department 309, Anthony J. Mohr, Presiding
Non-Appearance (Case Review) (Re: Plaintiff's ex parte appl.for OST.) - **Completed**

07/13/2012 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

07/12/2012 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing - **Court makes order**

06/14/2012 at 03:55 pm in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Completed**

06/12/2012 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

06/06/2012 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Court makes order**

06/06/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Court makes order**

05/31/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Court makes order**

05/25/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Off Calendar**

05/16/2012 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Motion Denied**

05/14/2012 at 11:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Granted**

05/11/2012 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Completed**

05/04/2012 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

05/03/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Denied without prejudice**

04/20/2012 at 02:00 pm in Department 309, Anthony J. Mohr, Presiding
Motion for Summary Judgment (c/f 4/5) - **Motion Denied**

04/05/2012 at 02:00 pm in Department 309, Anthony J. Mohr, Presiding
Motion for Summary Adjudication (c/f 3/29) - **Matter continued**

03/29/2012 at 02:00 pm in Department 309, Anthony J. Mohr, Presiding
Motion for Summary Adjudication - **Advanced to a Previous Date**

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

TOP 10/01/2013 12/19/2012 08/24/2012 03/26/2012 11/22/2011 05/04/2011 10/07/2010 12/01/2009

03/26/2012 at 09:30 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing - **Completed**

03/16/2012 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing - **Court makes order**

03/08/2012 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Strike - **Motion Denied**

03/06/2012 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
MOTION - SEAL COURT RECORDS - **Granted**

02/29/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Final Status Conference - **Court makes order**

02/27/2012 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

02/24/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion for Class Certification (MOTION FOR SANCTIONS) - **Continued by Court**

02/21/2012 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

02/17/2012 at 03:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Court Disqualifies Self**

02/02/2012 in Department 309, Anthony J. Mohr, Presiding
Non-Appearance (Case Review) - **Completed**

02/01/2012 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion for Class Certification (-MOTION FOR SANCTIONS) - **Continued by Court**

01/10/2012 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Motion Denied**

01/09/2012 at 09:30 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (DEMANDS TO EXCAVATE, INSPECT, TEST AND SAMPLE LAND) - **Submitted**

01/05/2012 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Completed**

01/04/2012 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

12/30/2011 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

12/21/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion for Summary Adjudication - **Submitted**

12/05/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Court makes order**

11/29/2011 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion for Sanctions - **Court makes order**

11/23/2011 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion for Summary Adjudication (1. AS TO ELEVENTH AND TWELFTH CAUSES OF ACTION 2. MOTION FOR SUMMARY JUDGMENT (NO. 2. OFF CALENDAR) C/F 11/16/113. EX PARTE APPLICATION) - **Submitted**

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

TOP 10/01/2013 12/19/2012 08/24/2012 03/26/2012 11/22/2011 05/04/2011 10/07/2010 12/01/2009

11/22/2011 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion for Summary Adjudication (1. AS TO FIRST CAUSE OF ACTION 2. AS TO SECOND, THIRD AND FOURTH CAUSE OF ACTION C/F 11/15/11) - **Continued by Court**

11/21/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion for Summary Adjudication (+ MOTION FOR DETERMINATION RE CLRA CLAIM) - **Held-Continued**

11/03/2011 at 04:00 pm in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

10/27/2011 at 08:00 am in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

10/20/2011 at 02:00 pm in Department 309, Anthony J. Mohr, Presiding
Court Order (RE: ADDENDUM ORDER) - **Completed**

10/20/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

10/19/2011 at 11:30 am in Department 309, Anthony J. Mohr, Presiding
Court Order (RE DECLARATION OF MICHAEL NEFF) - **Completed**

10/18/2011 at 11:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing (FOR DETERMINATION THAT PLAINTIFFS' 6TH CAUSE OF ACTION FOR VIOLATION OF THE CLRA HAS NO MERIT) - **Held-Continued**

10/18/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Nunc Pro Tunc Order - **Completed**

10/13/2011 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing (FOR DETERMINATION THAT PLAINTIFFS' 6TH CAUSE OF ACTION FOR VIOLATION OF THE CLRA HAS NO MERIT [CC 1781(c)(3)]) - **Submitted**

10/04/2011 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference (1-888-204-59874967346) - **Completed**

09/29/2011 at 11:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing (FOR SANCTIONS c/f 8/18 MOTION FOR SANCTIONS c/f 9/7) - **Completed**

09/20/2011 at 02:15 pm in Department 309, Anthony J. Mohr, Presiding

Telephonic Conference - **Completed**

08/18/2011 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion Hearing - **Completed**

08/15/2011 at 04:00 pm in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Completed**

07/28/2011 at 04:00 pm in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Completed**

07/20/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Granted in Part**

07/11/2011 at 11:30 am in Department 322, Anthony J. Mohr, Presiding
Court Order - **Completed**

06/21/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Strike - **Court makes order**

06/14/2011 at 02:45 pm in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Completed**

05/25/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (2 MOTIONS TO COMPEL) - **Motion Denied**

05/20/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Completed**

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

TOP [10/01/2013](#) [12/19/2012](#) [08/24/2012](#) [03/26/2012](#) [11/22/2011](#) [05/04/2011](#) [10/07/2010](#) [12/01/2009](#)

05/04/2011 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Off Calendar**

04/19/2011 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (& MOTION FOR PROTECTIVE ORDER) - **Court makes order**

03/07/2011 at 11:00 am in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Court makes order**

03/02/2011 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Court makes order**

01/26/2011 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

01/21/2011 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

01/21/2011 at 09:30 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (the Continued Deposition of KevinBeattie) - **Matter continued**

01/20/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (Plaintiffs to Furnish a Bond REthe Court's November 22, 2010Order Granting in part
Plaintiffs'Preliminary Injunction) - **Submitted**

01/11/2011 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Motion Denied**

01/10/2011 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Matter continued**

01/07/2011 at 02:30 pm in Department 309, Anthony J. Mohr, Presiding
Motion Hearing (TO WITHDRAW AS CLASSREPRESENTATIVE) - **Continued by Court**

01/05/2011 at 11:00 am in Department 309, Anthony J. Mohr, Presiding
Motion for Protective Order - **Continued by Court**

12/15/2010 at 09:30 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (-MOTION FOR PROTECTIVE ORDER) - **Court makes order**

12/10/2010 at 11:15 am in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Completed**

12/10/2010 at 10:30 am in Department 309, Anthony J. Mohr, Presiding
Motion for Protective Order - **Continued by Court**

12/06/2010 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Granted**

12/06/2010 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Ex Parte Motion - **Submitted**

12/03/2010 at 04:26 pm in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Court makes order**

11/22/2010 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

11/19/2010 in Department 309, Anthony J. Mohr, Presiding
Ruling on Submitted Matter - **Court makes order**

11/12/2010 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (C/F 11/3/10) - **Continued by Court**

11/01/2010 at 03:30 pm in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Completed**

10/27/2010 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion for Sanctions - **Court makes order**

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

TOP [10/01/2013](#) [12/19/2012](#) [08/24/2012](#) [03/26/2012](#) [11/22/2011](#) [05/04/2011](#) [10/07/2010](#) [12/01/2009](#)

10/07/2010 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel - **Court makes order**

09/27/2010 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Conference-Case Management (MOTION FOR PREFERENCE) - **Court makes order**

09/01/2010 at 03:30 pm in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Completed**

08/26/2010 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

08/25/2010 in Department 309, Anthony J. Mohr, Presiding
Court Order - **Completed**

08/24/2010 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Motion for Sanctions - **Off Calendar**

08/20/2010 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Hearing on Demurrer (-MOTION TO STRIKE-MOTION TO QUASH-MOTION FOR CLARIFICATION) - **Court makes order**

08/13/2010 at 10:00 am in Department 309, Anthony J. Mohr, Presiding
MOTION/APPL-PRELIMINARY INJUNCTION (PLAINTIFFS' MOTION FOR
PRELIMINARYINJUNCTION/APPOINTMENT OF LIMITEDPURPOSE RECEIVEREX PARTE) - **Held-Continued**

08/04/2010 at 09:30 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Court makes order**

08/03/2010 at 09:30 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Continued by Stipulation**

06/21/2010 at 04:00 pm in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Completed**

06/08/2010 at 03:30 pm in Department 309, Anthony J. Mohr, Presiding
Telephonic Conference - **Completed**

06/07/2010 at 01:30 pm in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Court makes order**

05/14/2010 at 09:30 am in Department 309, Anthony J. Mohr, Presiding
MOTION/APPL-PRELIMINARY INJUNCTION (-Motion for [Six] Sanctions) - **Held-Continued**

05/11/2010 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding (EXPARTE APPLICATION FOR ORDER TOSET ASIDE THE COURT'S ORDER;) -
Continued by Court

04/29/2010 at 09:30 am in Department 309, Anthony J. Mohr, Presiding
Motion for Leave - **Denied without prejudice**

02/05/2010 at 09:00 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Granted**

12/24/2009 at 08:30 am in Department 309, JOHN SHEPARD WILEY JR, Presiding
Court Order - **Court makes order**

12/21/2009 at 11:00 am in Department 309, Anthony J. Mohr, Presiding
Motion to Compel (MOTION ADVANCED TO 12/18/09 ANDVACATED AT THE REQUEST
OFPLAINTIFF/MOVANT) - **Advanced to a Previous Date**

12/18/2009 in Department 309, JOHN SHEPARD WILEY JR, Presiding
Court Order - **Court makes order**

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

TOP 10/01/2013 12/19/2012 08/24/2012 03/26/2012 11/22/2011 05/04/2011 10/07/2010 12/01/2009

12/01/2009 at 10:30 am in Department 309, Anthony J. Mohr, Presiding
Order to Show Cause Re Prelim Inj (ADV 11/9/09 CTD) - **Not Held-Continued**

11/30/2009 at 10:30 am in Department 309, Anthony J. Mohr, Presiding
Order to Show Cause Re Prelim Inj (-FURTHER STATUS CONFERENCEADV 11/9/09 AND CTD 1/25/10) - **Not Held-Continued**

10/28/2009 at 08:30 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Court makes order**

10/15/2009 at 08:30 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding (COUNSEL STIPULATE TO AGREEMENTOBVIATING NECESSITY OF TROMOTION FOR
PROTECTIVE ORDER SET) - **Granted in Part**

10/01/2009 at 08:30 am in Department 309, Anthony J. Mohr, Presiding
Exparte proceeding - **Denied without prejudice**

09/29/2009 at 01:30 pm in Department 322, Peter D. Lichtman, Presiding
Order Re: Reassignment of Case - **Completed**

09/25/2009 at 08:30 am in Department 311, Carl J. West, Presiding
Court Order - **Court makes order**

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

TOP 10/01/2013 12/19/2012 08/24/2012 03/26/2012 11/22/2011 05/04/2011 10/07/2010 12/01/2009

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

Exhibit 6

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 309 HON. ANTHONY J. MOHR, JUDGE

F. CHARLES SANDS,)
)
) PLAINTIFF,) NO. BC421528
)
) VS.)
)
) SERVICE CORPORATION)
) INTERNATIONAL,)
)
) DEFENDANT.)

COPY

REPORTER'S TRANSCRIPT OF PROCEEDINGS

WEDNESDAY, DECEMBER 15, 2010

APPEARANCES:

FOR PLAINTIFF: EAGAN, O'MALLEY & AVENATTI LLP
BY: MICHAEL AVENATTI, ESQ.
JASON FRANK, ESQ.
450 NEWPORT CENTER DRIVE
SECOND FLOOR
NEWPORT BEACH, CALIFORNIA 92660

FOR DEFENDANT: GURNEE & DANIELS LLP
BY: STEVEN H. GURNEE, ESQ.
2240 DOUGLAS BOULEVARD
SUITE 150
ROSEVILLE, CALIFORNIA 95661

(APPEARANCES OF CONTINUED ON NEXT PAGE.)

CLAUDIA VECCHI-CORTEZ, CSR NO. 11630
OFFICIAL REPORTER

1 THE COURT: I'VE GOT IT HERE.

2 MR. GURNEE: WE'VE ALSO ATTEMPTED TO LODGE, BUT
3 APPARENTLY WAS REJECTED, THE ACTUAL VIDEO DISK FOR THIS
4 DEPOSITION FOR YOUR VIEWING ENJOYMENT.

5 THE COURT: OH, OKAY. I WOULD HAVE LODGED IT.

6 MR. GURNEE: I WOULD LIKE TO LODGE IT AGAIN, IF I
7 MAY.

8 THE COURT: SURE, YOU CAN LODGE IT. I DON'T THINK
9 WE HAVE VIDEO EQUIPMENT IN HERE. IT WOULD BE
10 INTERESTING TO TAKE A LOOK.

11 THE CLERK: YOUR HONOR, THAT'S NOT THE WAY WE
12 LODGE THINGS.

13 MR. GURNEE: BUT IT WAS AN EXHIBIT AS PART OF THE
14 MOTION, BUT THE CLERK REJECTED IT, AS I UNDERSTAND IT.

15 THE COURT: THESE THINGS ARE A LITTLE BIT DICEY
16 TO -- LOOK, I'LL LOOK AT THE VIDEO, BUT I DID TAKE THE
17 TIME TO READ THE TRANSCRIPTS IN THIS. AND --

18 MR. BOYLE, YOU REALIZE WHAT YOU ARE GETTING
19 INTO HERE?

20 MR. BOYLE: I'VE BEEN ENJOYING THIS SO FAR.

21 THE COURT: MR. BOYLE AND MR. PANISH TRIED THEIR
22 PHEN-PHEN -- THE FIRST PHEN-PHEN CASE IN FRONT OF ME. I
23 GUESS WE HAVE ANOTHER ONE COMING THROUGH.

24 MR. BOYLE: WE DO.

25 THE COURT: YEAH. LOOK, THIS IS -- IT'S A
26 HARD-FOUGHT CASE, WHICH IS FINE. BUT, YOU KNOW, WE'RE
27 GETTING TO THE POINT WHERE -- YOU KNOW, ESPECIALLY FROM
28 THE DEFENSE. YOU'RE EMPLOYING -- THIS IS AKIN TO THE

1 NATO DEFENSE DOCTRINE FOR SOVIET AGGRESSION ACROSS THE
2 VOLGA PLAIN IN EASTERN EUROPE, WHICH IS DEFEND EVERY
3 FIELD AND DON'T GIVE AN INCH. AND THAT'S FINE. YOU
4 KNOW, EVERYBODY IS ENTITLED TO DO THAT.

5 IN COMPLEX LITIGATION WE TRY TO KIND OF
6 TAMPER DOWN THE VOLUME AND TRY TO GET LAWYERS TO
7 COOPERATE. THERE ARE THOSE CASES WHERE IT WON'T HAPPEN.
8 AND REGRETTABLY THIS MAY BE ONE OF THEM. BUT WE REALLY
9 CAN'T GET BEYOND, YOU KNOW, THE POINT OF REASON AND
10 JUSTIFICATION. AND WHAT IS HAPPENING HERE IS I THINK
11 YOU JUMPED THE GUN. BECAUSE -- LET ME JUST LOOK AT MY
12 MARKINGS HERE. "OKAY. WHAT OTHER DOCUMENTS HAVE YOU
13 LOOKED AT RELATING TO THIS LAWSUIT OTHER THAN THE
14 COMPLAINT?"

15 AND MR. GURNEE: "OTHER THAN DOCUMENTS
16 PROVIDED TO YOU BY COUNSEL?"

17 NOW, IF THE WITNESS LOOKED AT DOCUMENTS
18 PROVIDED BY COUNSEL THAT -- IF HE DID IT IN PREPARATION
19 FOR TESTIMONY, THE DOCUMENTS ARE DISCOVERABLE. IF HE
20 DIDN'T DO IT IN PREPARATION FOR TESTIMONY, THE DOCUMENTS
21 ARE NOT NECESSARILY DISCOVERABLE, BUT THE WITNESS HAS TO
22 SAY WHAT HE LOOKED AT. IN OTHER WORDS, IF THE WITNESS
23 SAYS SOMETHING LIKE THIS: "I GOT THE COMPLAINT, AND
24 WITH THE COMPLAINT CAME A TEN-PAGE MEMORANDA WRITTEN BY
25 MY ATTORNEY," HE NEEDS TO SAY THAT.

26 NOW, THEY ARE NOT GOING TO GET THE CONTENTS
27 OF THAT MEMORANDUM. THAT MEMORANDUM IS ATTORNEY-CLIENT
28 PRIVILEGE AND POSSIBLY ATTORNEY WORK PRODUCT. THEY

Exhibit 7

1 ORIGINAL FILED

2 MAY 04 2012

3 LOS ANGELES
4 SUPERIOR COURT

5
6 SUPERIOR COURT OF THE STATE OF CALIFORNIA
7 FOR THE COUNTY OF LOS ANGELES

8 F. CHARLES SANDS, Individually and on behalf
9 of others similarly situated,

10 Plaintiffs,

11 vs.

12 SERVICE CORPORATION INTERNATIONAL,
13 INC. a Texas corporation, SCI CALIFORNIA
14 FUNERAL SERVICES, INC., a California
15 corporation; EDEN MEMORIAL PARK
16 MANAGEMENT CO., a California corporation;
17 EDEN MEMORIAL PARK ASSOCIATION, a
18 California business entity, EDEN MEMORIAL
19 PARK, a California business entity, JAMES R.
20 BIBBY, an individual and DOES 1 through 100,

21 Defendants.

Case No.: BC421528

**ORDER GRANTING IN PART AND
DENYING IN PART PLAINTIFFS' MOTION
FOR CLASS CERTIFICATION**

22 **I. Introduction**

23 Plaintiffs move to certify a class action against Defendants (collectively referred to as "Eden").
24 The named plaintiffs are Sean Frank, Habib Naiem, Warren Binder, Miriam Sue Roth, Linda Pore, Ivy
25 Greenstein, Robert Scott, Norman Krieger, Barry Chapman and Rabbi Howard Laibson, all of whom
26 (with the exception of Rabbi Howard Laibson) personally purchased some interment services and/or
27 goods, or at least pre-need services, from Eden. Rabbi Laibson is in somewhat of a unique position in
28 that he only signed a contract to have his mother interred at Eden, but paid no money for that right.

Plaintiffs allege that since the time they acquired the property in 1985, Defendants have
desecrated human remains by breaking outer burial containers ("OBCs") and damaging and sometimes

1 discarding the human remains inside. Plaintiff Charles Sands alleges that Defendants negligently and
2 intentionally engaged in and continue to engage in disruption of and destruction of human remains.

3 Plaintiffs now move to certify a class consisting of five groups. Each group has a different
4 definition, as follows:

5
6 1. Fraudulent Nondisclosure/Concealment Class: "This class includes (a) all persons¹ who
7 purchased plots, goods or services at Eden Memorial Park ("Eden") *after* SCI acquired the cemetery on
8 February 7, 1985 and prior to filing of this lawsuit on September 10, 2009, and (b) all persons who
9 entered into agreements authorizing their family members to be buried at Eden *after* SCI acquired the
10 cemetery on February 7, 1985 and prior to the filing of this lawsuit on September 10, 2009."

11 2. CLRA Class²: "This class includes all persons who purchased goods and services at Eden
12 *after* SCI acquired the cemetery on February 7, 1985 and prior to the filing of this lawsuit on September
13 10, 2009."

14 3. Affirmative Misrepresentation Class: "This class includes all persons who are members
15 of the 'Fraudulent Non-Disclosure/Concealment Class' and to whom Defendants represented that they
16 would treat decedents with '*dignity, care and respect at all times*' and/or '*we are the Shomrim,³ the*
17 *watchmen, guarding forever your loved ones, of blessed memory, entrusted to us in our consecrated*
18 *sacred Eden Memorial Park.*"

19 4. Injunctive Relief Class: "This class includes (a) all living persons who are the 'authorized
20 representatives' of decedents who are buried at Eden, and (b) all living persons who currently own plots
21 at Eden."
22
23

24 ¹ "Unless indicated otherwise, the term 'persons' includes the 'authorized representatives' of deceased
25 individuals who fit the class definition. The 'authorized representatives' are those individuals permitted
26 to represent the decedents' interests as set forth in [CCP §] 377.30(a)."

27 ² "'CLRA' refers to the Consumer Legal Remedies Act (the 'CLRA')."

28 ³ "'Shomrim' is a Hebrew word meaning 'watchers' or 'guards'."

1 action is legally or factually meritorious.” (*Linder v. Thrifty Oil Co.* (2000) 23 Cal. 4th 429, 439.)⁴ The
2 elements required for class certification are proof (1) of a sufficiently numerous, ascertainable class, (2)
3 of a well-defined community of interest, and (3) that certification will provide substantial benefits to
4 litigants and the courts, i.e., that proceeding as a class is superior to other methods.” (*Fireside Bank v.*
5 *Superior Court* (2007) 40 Cal. 4th 1069, 1089.) The “community of interest” requirement embodies
6 three factors: (1) predominant common questions of law or fact; (2) class representatives with claims or
7

8 ⁴ *But see*, in *Linder, supra*, 23 Cal.4th, the discussion at page 443. It is becoming increasingly
9 permissible for courts to consider at least some aspects of the merits in ruling on motions to certify (e.g.,
10 *Wal-Mart Stores, Inc. v. Dukes* (2011) 131 S.Ct. 2541). Actually, neither *Linder* nor other authority
11 forecloses courts from examining a legal issue in addressing certification. “[*Linder*] said only that a
12 plaintiff need not establish a likelihood of success on the merits in order to obtain class certification. It
13 does not follow that, in determining whether the criteria of Code of Civil Procedure section 382 are met,
14 a trial or appellate court is precluded from considering how various claims and defenses relate and may
15 affect the course of the litigation, considerations that may overlap the case’s merits. [Citation.]
16 . . . *Linder* . . . expressly recognized that ‘whether the claims or defenses of the representative plaintiffs
17 are typical of class claims or defenses’ was an issue that might necessarily be intertwined with the merits
18 of the case, but which a court considering certification necessarily could and should consider.
19 [Citations.]” (*Fireside Bank, supra*, 40 Cal.4th at pp. 1091-92; *see also Washington Mutual Bank v.*
20 *Superior Court* (2001) 24 Cal.4th 906 [choice of law issue had to be resolved before certification of
21 nationwide class was addressed as it was key to predominance and manageability]; *Walsh v. IKON*
22 *Office Solutions, Inc.* (2007) 148 Cal.App.4th 1440, 1450 [affirmative defenses may be considered to
23 defeat certification]; *contra, Medrazo v. Honda of North Hollywood* (2008) 166 Cal.App.4th 89, 97-98.)
24 In *Brinker Restaurant Corp. v. Superior Court* (2012) 53 Cal.4th 1004, our Supreme Court confirmed
25 this state of affairs, citing *Linder* and *Dukes* in support of its conclusion that merits-based consideration
26 was sometimes appropriate and that “[w]hen evidence or legal issues germane to the certification
27 question bear as well on aspects of the merits, a court may properly evaluate them.” (*Id.* at *6.)
28

1 defenses typical of the class; and (3) class representatives who can adequately represent the class.
2 (*Lockheed Martin Corp. v. Sup. Ct.* (2003) 29 Cal.4th 1096, 1104 (citing *Washington Mutual Bank v.*
3 *Sup. Ct.* (2001) 24 Cal.4th 906, 913).)
4

5 A motion to certify a class action under the CLRA is a tad simpler. It may be brought pursuant to
6 Cal. Civ. Code §1781, which states that:

7
8 (b) The court shall permit the suit to be maintained on behalf of all members of the represented
9 class if all of the following conditions exist:

10
11 (1) It is impracticable to bring all members of the class before the court.

12
13 (2) The questions of law or fact common to the class are substantially similar and
14 predominate over the questions affecting the individual members.

15
16 (3) The claims or defenses of the representative plaintiffs are typical of the claims or
17 defenses of the class.

18
19 (4) The representative plaintiffs will fairly and adequately protect the interests of the class.
20

21 (1) Numerosity
22

23 The evidence preponderates that this class is sufficient numerous. Defendants virtually concede
24 the point and acknowledge that there are potentially 1,000 class members. (Def's Opp. p. 50.)
25

26 (2) Ascertainability
27
28

1 Defendants argue that ascertainability is problematic, in that (for example) a determination of
2 which persons qualify to be members of the proposed Emotional Distress Class will require an
3 examination of (1) which decedents' remains have allegedly been moved, displaced or discarded; (2)
4 which decedents' OBCs have allegedly been damaged; (3) how many living relatives each decedent has;
5 (4) the "degree of consanguinity" between the living relatives and decedents⁵; (5) whether each living
6 relative was aware of the decedent's death and (6) whether each living relative was aware of the nature
7 of services provided by Defendants. (Opp. p. 11.)

8 As to the concerns about ascertaining the members of the emotional distress class, Plaintiffs
9 propose bifurcation into liability and damages phases. (MP, p. 45.) Proof of which gravesites have
10 actually been disturbed or damaged would occur only in the latter phase, for it is impossible to
11 determine, at this stage, which graves have been disturbed or damaged. Defendants cannot argue that the
12 lack of evidence of particular desecration prevents a finding of ascertainability.

13 Defendants also believe that the above inquiry is particularly difficult because various class
14 members are proceeding as authorized representatives of their decedents, now buried at the cemetery.
15 Defendants contend that this requires inquiry into whether or not various class members "had the
16 exclusive right to control" the disposition of their decedents under the "complex" statutory scheme of
17 Health & Safety Code sections 7100-7100.1. (Opp. p. 14⁶.) However, it appears that Defendants' records
18 already contain a written order from each decedent, identifying the authorized "rights-holders" under
19

20 ⁵ *Christensen v. Superior Court* (1991) 54 Cal.3d 868 provides the definition of "family member" upon
21 which Plaintiffs rely in formulating their class description: "those close relatives who were aware both
22 of the death of a loved one and the nature of the funeral-related services that were to be performed on
23 their behalf." (*Id.* at 900.) Defendants also contend that *Christensen* requires "a certain degree of
24 consanguinity," but this does not appear in the opinion. Plaintiffs do not address this argument in their
25 Reply. (See Reply pp. 17-19.)

26 ⁶ An argument taken straight from *Christensen v. Superior Court* (1991) 54 Cal.3d 868, involving the
27 alleged mishandling of remains by mortuaries and crematoria. *Christensen* provides the basis for most of
28 Defendants' arguments.

1 §7100 – this is part of the standard interment order (Avenatti Decl. Exh. 23; *see also* Reply p. 5), and
2 while Defendants contend that a similar inquiry will be required in order to determine which class
3 members are authorized to pursue survival claims under CCP §377.32(a) as well as the Probate Code
4 (Opp. pp. 14-15), Plaintiffs respond with evidence that this can be managed during the claims process.
5 (Reply Gilardi Decl. ¶¶ 7-12⁷.)

6 Defendants further contend that ascertaining the members of the Affirmative Misrepresentation
7 and Concealment/CLRA Classes will require individualized inquiries into which class members heard
8 which misrepresentations, class members' individual reliance, etc. (Opp. pp. 12-14.) They contend this
9 inquiry is also complicated by the fact that various plots were sold to third parties, such as temples, who
10 then sold them to the decedents. As the Defendants must know, this argument does not defeat
11 ascertainability. It pertains to commonality. (*Cohen v. DIRECTV, Inc.* (2009) 178 Cal.App.4th 966, 975-
12 76 (relying on *Hicks v. Kaufman & Broad Home Corp.* (2001) 89 Cal.App.4th 908).)

13 Defendants' argument that various classes are not ascertainable largely falls into the category of
14 commonality issues, and to that end, is addressed at length below. A lack of commonality, even if it
15 exists here, does not bar certification on ascertainability grounds. The evidence preponderates in favor of
16 a finding of ascertainability, based on Defendants' records.

17
18 (2) Community of Interest

19
20 *(a) Predominant common questions of law or fact*

21
22 “The predominance factor requires a showing that questions of law or fact common to the class
23 predominate over the questions affecting the individual members.” (*In re Vioxx Class Cases* (2009) 180
24 Cal. App. 4th 116, 128.) When individual inquiries predominate over common issues of law and fact,
25

26 ⁷ Plaintiffs' proposed claims administrator is quite well-qualified and indicates that it has administered
27 claims with “aged class contact information” that had “less information available than in this case.”
28 (Gilardi Decl. ¶¶ 7-8.)

1 certification is properly denied. (*Id.* at 133-36.) Common issues predominate when they would be “the
2 principal issues in an individual action, both in terms of time expended on their proof and their
3 importance....” (*Vasquez v. Superior Court* (1971) 4 Cal. 3d 800, 810.)

4
5 (i) Affirmative Misrepresentation Class

6
7 The “affirmative misrepresentation class” includes all persons “to whom Defendants represented
8 that they would treat decedents with ‘dignity, care and respect at all times’ and/or ‘we are the Shomrim,
9 the watchmen, guarding forever your loved ones, of blessed memory, entrusted to us in our consecrated
10 sacred Eden Memorial Park.” (MP, p. 2 (emphasis omitted).) Plaintiffs do not identify all causes of
11 action implicated by this class formulation, although negligent misrepresentation is specifically
12 mentioned. (MP, p. 39.)

13 Defendants argue first that Plaintiffs will be required to prove that each class member was
14 exposed to the alleged misrepresentations. (Opp. p. 30.) Defendants’ chief case is *Knapp v. AT & T*
15 *Wireless Services, Inc.* (2010) 195 Cal.App.4th 932, a UCL action upholding a denial of class
16 certification where the potential class members had been exposed to alleged misrepresentations in a
17 wide variety of environments. (*Id.* at 943-44.) The defendant had been accused of misleading customers
18 about how their cellular airtime use would be calculated, but the alleged false statements could have
19 occurred in any of the following: print advertisements, online promotions on the defendant’s website,
20 direct mail advertisements, television and radio advertisements, retail stores and “kiosk outlets” in malls
21 and other locations, third party locations which contracted to sell the defendant’s services, or over the
22 phone. (*Id.* at 944.) “Retailers had their own sales processes and the documents that they provided to the
23 customers were specific to the retailer.” (*Id.*) Thus, the court determined that class member exposure to
24 the alleged misrepresentations was too fractured to maintain the commonality needed for a class action.
25 (*Id.*)

26 The courts reached the same conclusion in the other cases Defendants cite, all of which found a
27 lack of commonality based on the possibility that not all class members had been exposed to the same
28 misleading statements, or any misleading statements at all. (*Pfizer Inc. v. Superior Court* (2010) 182

1 Cal.App.4th 622⁸; *Cohen v. DIRECTV, Inc.* (2009) 178 Cal.App.4th 966⁹; *Davis-Miller v. Automobile*
2 *Club of Southern California* (2011) 201 Cal.App.4th 106, 125-26¹⁰; *Kaldenbach v. Mutual of Omaha*
3 *Life Ins. Co.* (2009) 178 Cal.App.4th 830.)¹¹

4
5
6 ⁸ “Here, the class certified by the trial court, i.e., all purchasers of Listerine in California during a six-
7 month period, is grossly overbroad because many class members, if not most, clearly are not entitled to
8 restitutionary disgorgement. The record reflects that of 34 different Listerine mouthwash bottles, 19
9 never included any label that made any statement comparing Listerine mouthwash to floss. Further, even
10 as to those flavors and sizes of Listerine mouthwash bottles to which Pfizer did affix the labels which
11 are at issue herein, not every bottle shipped between June 2004 and January 2005 bore such a label.
12 Also, although Pfizer ran four different television commercials with the ‘as effective as floss’ campaign,
13 the commercials did not run continuously and there is no evidence that a majority of Listerine
14 consumers viewed any of those commercials. Thus, perhaps the majority of class members who
15 purchased Listerine during the pertinent six-month period did so not because of any exposure to Pfizer’s
16 allegedly deceptive conduct, but rather, because they were brand-loyal customers or for other reasons.”
17 (*Pfizer Inc. v. Superior Court* (2010) 182 Cal.App.4th 622, 631.)

18 ⁹ “[C]ommon issue[s] of fact do not predominate [] because the class would include subscribers who
19 never saw DIRECTV advertisements or representations of any kind before deciding to purchase the
20 company’s HD services, and subscribers who only saw and/or relied upon advertisements that contained
21 no mention of technical terms regarding bandwidth or pixels, and subscribers who purchased DIRECTV
22 HD primarily based on word of mouth or because they saw DIRECTV’s HD in a store or at a friend’s or
23 family member’s home. [T]he members of the class stand in a myriad of different positions insofar as the
24 essential allegation in the complaint is concerned, namely, that DIRECTV violated the CLRA and the
25 UCL by inducing subscribers to purchase HD services with false advertising.” (*Cohen v. DIRECTV, Inc.*
26 (2009) 178 Cal.App.4th 966, 979.)

27 ¹⁰ “With respect to the false advertising theory of recovery, the roadside battery assistance program was
28 minimally advertised during the proposed class period in Westways Magazine, MemberSaver guides,
renewal mailers and on Auto Club’s website. Further, sales invoices delivered to customers after their

1 Plaintiffs' Second Amended Complaint alleges that "[w]hen selling plots to prospective
2 purchasers and their families, Defendants **consistently** represent and promise that the cemetery will treat
3 the deceased with 'respect, dignity and the utmost care.'" (SAC, ¶ 61 (emphasis added).) Defendant's
4 Sales Manager, Ira Polisky, agreed in his deposition that Defendants had "consistently represented" to
5 prospective purchasers and their families that "the cemetery would treat their deceased loved ones with
6 respect and dignity and the utmost care." (Avenatti Decl. Exh. 32 (Polisky Depo.), pp. 238-240.)

7 However, the declarations of Gary Barton, Hyla Cohn, Nathan Samuels, Howard Young and
8 Stuart Altshuler, Defendants' Family Service Counselors ("FSCs"), contain identical assertions that they
9 did not make "specific statements" involving the terms dignity and respect as part of their "usual and
10 customary sales routine." (¶ 7.) Yet Plaintiffs submit the declaration of Barry Mann, another FSC, who
11 specifically testifies that he "was trained and directed by [Polisky] to inform customers that
12

13 purchase inconsistently referred to the member discount and free installation. Of the named plaintiffs
14 who stated they saw either an advertisement or an invoice, none stated such information played a role in
15 the decision to purchase a battery from Auto Club. Finally, of the declarations admitted into evidence,
16 the majority of declarants (1) had never seen an ad for the roadside battery assistance program; (2) had
17 never heard of the program prior to calling Auto Club for service, and (3) stated that either the ICS
18 technician did not mention any member discount or they do not recall the ICS technician's mentioning
19 any member discount." (*Davis-Miller v. Automobile Club of Southern California* (2011) 201
20 Cal.App.4th 106, 125-26.)

21 ¹¹ "[T]he court did not abuse its discretion in concluding individualized issues predominated and could
22 not be proven on a class-wide basis, including: whether the agent who sold a policy to any given class
23 member took Mutual's training, read its manuals, and routinely followed the training and materials; what
24 materials, disclosures, representations, and explanations were given to any given purchaser; what
25 information was input into the illustration; whether the purchaser relied on representations made in the
26 sales presentation; what the purchaser's motivation was for buying the ALP; and whether, when, and
27 why the policy lapsed." (*Kaldenbach v. Mutual of Omaha Life Ins. Co.* (2009) 178 Cal.App.4th 830,
28 847.)

1 [Defendants] would treat decedents with dignity, care and respect.” (Reply Mann Decl. ¶ 5.) Mann
2 insists that “[t]his is the core message we were trained and directed to convey...I consistently made
3 these representations when meeting with prospective customers and their families.” (*Id.*)

4 Defendants’ Senior Vice President of Cemetery Operations, Daniel Garrison, testified at his
5 deposition that in 2000, Defendants introduced the term “Dignity” as part of their overall marketing
6 campaign. (Avenatti Reply Decl. Exh. 9, pp. 245-46.) Garrison agreed that “dignity” has been a “core
7 part” of Defendants’ marketing since that time and that the term has been displayed “prominently” as
8 part of Defendants’ brand at its cemeteries. (*Id.* at pp. 247-253.)

9 While class representative Ivy Greenstein stated in her deposition that she did not read the
10 cemetery’s Code of Conduct until after this lawsuit began (Def’s Exh. O, pp. 46-49), she did confirm
11 that she heard the words “care, dignity and respect” when she bought pre-need services from Eden (*id.* at
12 pp. 184-85). Class representative Chapman also testified that he and his wife were told that their son’s
13 burial would be handled with dignity and respect, but Chapman purchased services in August 1977, a
14 year outside of the class period. (Def’s Exh. DD, pp. 13, 95.) Roth admitted in her deposition that she
15 had not seen Defendant’s printed material (Def’s Exh. EE, pp. 126-27), but testified that she was told
16 that her father’s remains would be handled respectfully (*id.* at p. 51). Frank stated that he was told by
17 Defendant’s employees, “Mariam” and “Paul,” in connection with two separate burials, that his family
18 members would be treated with dignity, care and respect. (Def’s Exh. N, p. 268)¹².

19 Binder testified only as to printed advertisements he had seen, which, he recalled, contained
20 words like “dignity,” “respect” and “rest in peace.” (Def’s Exh. AA, p.p. 92-93.) However, he also said
21 that those advertisements did not cause him to choose Eden. (*Id.* at p. 90.) Binder also testified that one
22 of Defendant’s employees told him the burial would be handled in accordance with Jewish law (*id.* at p.
23 135), but apparently was not specifically told that the process would be handled with “dignity and care.”

24
25
26
27
28

¹² Deposition testimony of class representative Robert Scott is not included in Defendants’ exhibits; while it is denoted as Exhibit N, this exhibit is in fact the second volume of the Frank deposition. There is thus no evidence as to Scott. There is also no evidence concerning affirmative misrepresentations made to either Naiem or Rabbi Laibson.

1 Krieger testified that in the *Jewish Journal*, he had seen an advertisement containing the word “dignity”,
2 but did not testify about any specific oral misrepresentations, likely because he has never purchased
3 anything from Defendants. (Def’s Exh. BB, pp. 44, 47.) Pore testified only about verbiage she had seen
4 in brochures (which contained the dignity/respect language), but did not state that any oral
5 misrepresentations had been made to her. (Exh. FF, p. 42.) This is likely because Pore did not purchase
6 services; her mother did. (*Id.* at p. 153.)

7 When confronted with oral misrepresentations, some courts have required individual proof and
8 have decided that such a requirement sufficed to bar class certification (*Kavruck v. Blue Cross of*
9 *California* (2003) 108 Cal.App.4th 773, 786). The plaintiff in *Kavruck* alleged “at the time of sale, and
10 at the time of each [insurance] premium renewal under the [subject insurance] policy, that Blue Cross
11 agreed to rate plaintiff’s premiums based upon her age at the time the policy was issued and not on her
12 attained age.” (*Id.*) The court concluded, without any substantive explanation, that “this would require
13 proof on a subscriber by subscriber basis, rather than a common set of facts for the entire class, and
14 hence [] it was not appropriate for class treatment.” (*Id.*)

15 Elsewhere in their opposition, Defendants note that many class members did not buy services for
16 themselves but are in the suit because family members were buried at Eden after purchasing their own
17 pre-need services. (Opp. p. 31.) Plaintiffs contend that this is proper because Defendants admit that the
18 representations about dignity and respect were made uniformly (Reply pp. 6, 14-15), implying that the
19 decedents *must have* been subjected to this same affirmative misrepresentation. But while the
20 environment in which the statements occurred is not as variegated as in *Knapp v. A.T. & T, supra*, the
21 nature of the representations here is not necessarily coordinate with those of *In re Tobacco II Cases*
22 (2009) 46 Cal.4th 298. While Defendants have been in business for a long time and while the class
23 period also covers a long period, it is harder to say that Defendants engaged in an “extensive and long-
24 term advertising campaign” (*id.* at 328) comparable to what took place in *Tobacco II*. At most, the
25 evidence suggests that individual purchasers of Defendants’ services were potentially exposed to
26 representations about dignity and respect at the time of their purchase or contemplation of purchase.
27 Defendants may have advertised in a variety of newspapers, but the evidence of that seems scattered. As
28 Defendants note, each class member will need to prove reliance, causation and damages. (Def’s Opp. p.

1 31.) Plaintiffs point to an inference of reliance, which is permitted where uniform, material
2 misrepresentations exist. (*Kaldenbach v. Mutual of Omaha Life Ins. Co.* (2009) 178 Cal.App.4th 830,
3 851.)¹³ The misrepresentations here were material, given the nature of Defendants' alleged conduct.
4 (*Tobacco II, supra*, 46 Cal.4th at 327.) But where there is insufficient evidence of uniform
5 misrepresentations, the inference of reliance is not available:

6
7 Kaldenbach relies on *Occidental Land, Inc. v. Superior Court* (1976) 18 Cal.3d 355, 363,
8 134 Cal.Rptr. 388, 556 P.2d 750 (*Occidental Land*), and *Vasquez v. Superior Court*
9 (1971) 4 Cal.3d 800, 814, 94 Cal.Rptr. 796, 484 P.2d 964 (*Vasquez*), in support of his
10 contention his fraud and concealment causes of action could be proven on a class-wide
11 basis. Those cases held that "when the same material misrepresentations have actually
12 been communicated to each member of a class, an inference of reliance arises as to the
13 entire class. (*Vasquez, supra*, 4 Cal.3d at p. 814 & fn. 9[, 94 Cal.Rptr. 796, 484 P.2d 964];
14 *Occidental Land, supra*, 18 Cal.3d at pp. 358, 359, 363[, 134 Cal.Rptr. 388, 556 P.2d
15 750].)" (*Mirkin v. Wasserman* (1993) 5 Cal.4th 1082, 1095, 23 Cal.Rptr.2d 101, 858 P.2d
16 568.)

17
18 Kaldenbach contends he is entitled an "inference of injury" and thus class certification
19 was appropriate. But the *Vasquez/Occidental Land* class injury inference does not come
20 into play absent evidence of uniform material misrepresentations having been actually
21 made to class members. Here, the evidence indicates there were not common
22 representations or omissions.

23
24
25 ¹³ Defendants contend that the inference is only available to establish standing for a UCL cause of
26 action, not to establish commonality. (Opp. p. 39, n. 21.) However, the *Kaldenbach* court analyzed the
27 inference as it applied to the plaintiff's concealment claims, indicating that the inference is available
28 outside of the UCL standing context. (*Kaldenbach, supra*, 178 Cal.App.4th at 851.)

1 (*Kaldenbach, supra*, 178 Cal.App.4th at 851.)
2

3 Where the evidence does not show *uniform* misrepresentations by Defendants, Plaintiffs are not
4 entitled to an inference of reliance and must prove actual reliance. It is difficult to see how class
5 representatives whose claims are based on oral misrepresentations made to their decedents will be able
6 to show this actual reliance unless they can rely on inferences created by scripts and written advertising.

7 Defendants also argue that individualized inquiry is needed to determine whether a particular
8 class member purchased interment rights directly from Defendant or acquired them through a third party
9 (who purchased directly from Defendants), since “Defendants cannot be held liable for
10 misrepresentations made during transactions involving sales by third party entities....” (Def’s Opp. p.
11 33.) Plaintiffs respond that even those who purchased through third parties had some direct contact with
12 Defendants (Reply p. 12), but offer no evidence to support this statement. They also contend, without
13 support, that Defendants made statements to third parties which in turn were repeated to Plaintiffs or
14 their decedents. (Reply, p. 13.) The evidence does not preponderate in this regard.

15 The nature of the alleged affirmative misrepresentations appears to weigh against certification of
16 this particular class, as formulated. Plaintiffs appear to rest this part of their claim on Polisky’s
17 admission that Defendant had “consistently represented” to prospective purchasers and their families
18 that “the cemetery would treat their deceased loved ones with respect and dignity and the utmost care.”¹⁴
19 This is bolstered by Mann’s Declaration, but Defendants’ witnesses claim otherwise. While Polisky’s
20 statement is damning, it is very broad and, on its own, unlikely to support a finding of commonality.

21 Moreover, Garrison confirmed that uniform representations are made to prospective clients, but
22 stated that the “dignity” brand was only introduced in 2000. While the combination of Polisky and
23 Garrison would likely support a conclusion that Defendants’ representations were uniform, this becomes
24
25

26 ¹⁴ Plaintiffs reply relies on *Christensen v. Superior Court* (1991) 54 Cal.3d 868, which noted that a
27 funeral home undertakes a special duty as to the decedent’s family and that dignified handling of the
28 decedent is implied in that agreement. (*Id.* at 891.)

1 possible only starting in 2000. The same issue appears with the “*Shomrim*” statement in Defendants’
2 brochures: those brochures did not appear until 2003. (Polisky Decl. ¶¶ 5-6.)

3 Plaintiffs offer a solution: “because Defendants have admitted that the ‘dignity’ representation
4 has been a ‘core part’ of a ‘long term extensive marketing campaign’ by Defendants since 2000...the
5 Court should conditionally limit the class period for the ‘Affirmative Misrepresentation’ class from 2000
6 to 2009.” (Reply, p. 17.)

7 Defendants’ affirmative misrepresentations may be uniform if Plaintiffs limit their evidence to
8 the written affirmative representations. Otherwise, the evidence does not preponderate that the oral
9 representations reached the full class. This is similar to *Pfizer Inc. v. Superior Court* (2010) 182
10 Cal.App.4th 622 (“as effective as floss” representations not uniformly made and no evidence that class
11 was uniformly exposed) and *Sevidal v. Target Corp.* (2010) 189 Cal.App.4th 905, 929 (less than 17% of
12 potential class members ever viewed the allegedly-misleading “Made in USA” label).

13 To the extent that Defendants admit, based on the Garrison deposition, that the “dignity”
14 representation became part of their brand in 2000 and was widely advertised at that point, the Court will
15 certify this class for the period of 2000-2009 only. The class is further limited to the written assertions
16 about “dignity, care and respect at all times.” That is the evidence on which Plaintiffs will have to rely.

17
18 (ii) Fraudulent Nondisclosure/Concealment Class & CLRA Class

19
20 Although, as noted earlier, the Plaintiffs have not asked to certify a class under B&P Code §
21 17200, they do assert such a cause of action and make claims under all three prongs of the UCL.
22 (Moving papers, p. 18.) The fraud prong is based on the allegation that Defendants failed to disclose
23 “material problems” at the cemetery.¹⁵ Plaintiffs also note that the unlawful claim is based on deceit

24
25
26
27 ¹⁵ The unfair and unlawful business practices claims are based on Defendants’ alleged practice of
28 breaking OBCs and failing to notify families about the damage. (MP, p. 18.)

1 (Civ. Code §§1709-10).¹⁶ (MP, p. 20.) Plaintiffs' fraud claims are identical to the UCL claims
2 concerning nondisclosure and concealment of "material problems" at Eden. (MP, p. 31.) The CLRA
3 claim is also based on nondisclosure and fraudulent concealment (MP, p. 37), as is the FAL claim (MP,
4 p. 38) and the claim for tortious interference with right to dispose of human remains (MP, p. 38).

5 Plaintiffs allege that Defendants concealed or failed to disclose certain specific facts: (1) that
6 employees were ordered to make graves "fit" even if that resulted in breaking OBCs which housed
7 neighboring graves; (2) that there was a known risk that Defendants would damage OBCs when
8 preparing adjacent graves; (3) that when an OBC was damaged in excavation, it could expose and
9 disturb human remains; (4) that if human remains fall out of an OBC, they may be removed by the
10 ground crew and thrown in the dump; (5) that areas used for dumping human remains are now
11 underneath areas of the cemetery including Jacob, Garden of Eden, Canaan, Hebron, Mt Shalom Lawn
12 Crypts and Court of Abraham Lawn Crypts, i.e. decedents buried in these areas will be buried where
13 previously-discarded human remains from broken OBCs still exist under the ground.

14 Defendants incorporate their arguments raised in opposition to certifying the affirmative
15 misrepresentation class (Opp. pp. 41-42) and go on to argue that Plaintiffs cannot show a duty to
16 disclose. "There are 'four circumstances in which nondisclosure or concealment may constitute
17 actionable fraud: (1) when the defendant is in a fiduciary relationship with the plaintiff; (2) when the
18 defendant had exclusive knowledge of material facts not known to the plaintiff; (3) when the defendant
19 actively conceals a material fact from the plaintiff; and (4) when the defendant makes partial
20 representations but also suppresses some material facts.'" (*LiMandri v. Judkins* (1997) 52 Cal.App.4th
21 326, 336 (citations omitted).) Although Defendants focus on the absence of a duty arose under (4), they
22 ignore the potential for a duty under (2) and (3). (Opp. p. 42.)

23 Uniform exposure to the alleged concealment or nondisclosures is not required when Plaintiffs
24 can show Defendants' exclusive knowledge or active concealment of material facts. And here,
25 Plaintiffs' concealment claims are based on the allegations that Defendants possessed, and failed to
26

27 ¹⁶ And also violation of Cal. Bus. & Prof. Code §9725.1 (negligent operation of a cemetery). (MP, p.
28 20.)

1 disclose, exclusive knowledge of damage to certain graves – a material fact for sure. (Reply p. 7.)

2 Reliance is not an issue where concealed facts are material:

3
4 [A] presumption, or at least an inference, of reliance arises wherever there is a showing
5 that a misrepresentation was material. [Citations.] A misrepresentation is judged to be
6 ‘material’ if ‘a reasonable man would attach importance to its existence or nonexistence
7 in determining his choice of action in the transaction in question’ [citations], and as such
8 materiality is generally a question of fact unless the ‘fact misrepresented is so obviously
9 unimportant that the jury could not reasonably find that a reasonable man would have
10 been influenced by it.’ [Citation.]” (Engalla v. Permanente Medical Group, Inc.(1997) 15
11 Cal.4th 951, 976–977, 64 Cal.Rptr.2d 843, 938 P.2d 903.)

12
13 (*In re Tobacco II Cases, supra*, 46 Cal.4th at 327.)

14
15 The Court is most confident of its ability to try this nondisclosure/concealment class. Unlike the
16 affirmative oral representations, which were not uniformly made, *Fairbanks v. Farmers New World Life*
17 *Ins. Co.* (2011) 197 Cal.App.4th 544, 564, Plaintiffs appear to be in a position to present common facts
18 regarding the concealed facts, Defendants’ exclusive knowledge of them, and the presumed reliance by
19 the class.

20 Defendants next argue that certification of the CLRA class is barred by the fact that certain
21 members (and representatives) are suing in a representative capacity, based on purchases made by their
22 respective decedents. (Opp. p. 44.) This, Defendants claim, runs afoul of the CLRA’s requirement that a
23 plaintiff be a consumer who suffered actual injury. Plaintiffs do not respond to this argument. The Court
24 can find no cases discussing the survival of a CLRA claim under CCP §377.30(a). However, *Schauer v.*
25 *Mandarin Gems of California, Inc.* (2005) 125 Cal.App.4th 949, authorizes the assignment of CLRA
26 claims and further suggests that a third party beneficiary may have standing to bring such a claim. (*Id.* at
27 957-58 (finding that ex-wife could have standing to bring CLRA claim regarding her engagement ring,
28

1 when it was purchased for her benefit; no evidence of assignment was presented and court thus could
2 find none.)

3 Defendants also contend that an inquiry must be made into the type of purchase made by each
4 class member, as CLRA purchases must consist of tangible goods – real property (interment) rights,
5 future goods and undamaged incidental goods (markers and vases) are not sufficient.¹⁷ (Opp. pp. 44-45.)
6 Again, such a threshold inquiry should not bar certification; class members will be required to show that
7 they belong in the class before they can make a claim.

8 Finally, Defendants say that each class member must prove actual damage as to the CLRA
9 claims. (Opp. p. 46.) However, as Plaintiffs note, “[t]he ‘damage’ that a plaintiff in a CLRA action must
10 show under Civil Code section 1780, subdivision (a) is ‘any damage,’ which ‘is not synonymous with
11 ‘actual damages’” and ‘may encompass harms other than pecuniary damages.’ (Meyer v. Sprint
12 Spectrum L.P. (2009) 45 Cal.4th 634, 640, 88 Cal.Rptr.3d 859, 200 P.3d 295.)” (*In re Steroid Hormone*,
13 *supra*, 181 Cal.App.4th at 156.) Thus, the damage alleged in *Steroid Hormone* was “that, in reliance on
14 GNC's deceptive conduct, [the plaintiff] bought an illegal product he would not have bought had he
15 known it was illegal. He [did] not seek actual damages, but instead [] restitution.” (*Id.*) The court noted
16 that the plaintiff “correctly argue[d] that he [was] entitled to show that GNC's alleged deceptive conduct
17 caused the same damage to the class by showing that the alleged misrepresentation was material, even if
18 GNC might be able to show that some class members would have bought the products even if they had
19 known they were unlawful to sell or possess without a prescription.” (*Id.* at 156-57.)

20 At bottom, the Court should certify this CLRA class if Plaintiffs can show, as they have, that
21 (1) it is impractical to bring all members before Court (2) questions of law or fact are substantially
22 similar and predominate (3) the claims or defense of the representative plaintiffs are typical of the class;
23 and (4) that the representative plaintiffs will fairly and adequately protect class. (*Hogya v. Superior*
24 *Court* (1977) 75 Cal.App.3d 122, 132.)

25
26
27
28

¹⁷ Defendants claim that Plaintiffs’ CLRA claims “are predicated on the same alleged deceit as their
Affirmative Misrepresentation class....” (Opp. p. 45.) Not so: Plaintiffs claim the CLRA claim is based
exclusively on concealment/nondisclosure. (MP, p. 37.)

1 The evidence preponderates in favor of certifying both the nondisclosure/concealment and
2 CLRA classes.

3
4 (iii) Equitable/Injunctive Relief Class

5
6 These claims seek to prevent Defendants from continuing to engage in allegedly wrongful acts.
7 (MP, p. 40.) Defendants argue that there is no California authority which permits the formation of such a
8 class (in contrast to FRCP Rule 23(b)(2)) and that class members will be entitled to the remedy of
9 injunctive relief based on their substantive claims. (Opp. p. 47.) Defendants also argue that the
10 injunctive relief class is barred for the same reasons asserted as to the other classes.

11 Plaintiffs do not respond to this argument. They devote only one small paragraph to the subject.
12 (MP, pp. 40-41.) Injunctive relief is a remedy, not a cause of action (*City of South Pasadena v.*
13 *Department of Transportation* (1994) 29 Cal.App.4th 1280, 1293), which means that this class would
14 spring to life only if plaintiffs proved other causes of action and needed this class to “remedy[]
15 Defendants’ improper practices at Eden” (MP, p. 40). Insofar as the basis for such a remedy would
16 necessarily rely on the other causes of action, it appears that this class is redundant of others. Moreover,
17 if no classwide relief is available for a particular cause of action, it shouldn’t be available standing alone
18 here. The Court declines to certify this class.

19
20 (iv) Emotional Distress Class

21
22 Even bifurcated, the evidence does not preponderate in favor of certifying this class, as the Court
23 has already ruled.

24 The emotional distress claims arise from the causes of action for IIED, NIED, nuisance and
25 tortious interference with dead bodies. Certification of an emotional distress class is improper, as each
26 class member must demonstrate severe emotional distress. *Bennett v. Regents of University of California*
27 (2005) 133 Cal.App.4th 347 upheld a denial of certification of emotional distress claims based on the
28 need to individually prove damages. (*Id.* at pp. 358-59.) As here, the plaintiffs in *Bennett* also sought

1 certification as to liability only, conceding that damages would require individual trials. (*Id.* at p. 351.)
2 However, the *Bennett* court’s denial of certification was based, in large part, on the fact that “plaintiffs
3 still [had] a long way to go to prove that their emotional distress [was] based on anything more than a
4 generalized concern that the remains of their relatives may have ended up in a public landfill.” (*Id.* at p.
5 359.) The court discussed at length the lack of evidence to support the plaintiffs’ underlying theory –
6 that the remains of their loved ones had been handled improperly as part of UCLA’s willful-body
7 program – and found that “plaintiffs [had] failed to establish with any evidence the existence of one of
8 the key common facts underlying their proposed class action.” (*Id.* at 355-56, 358.)

9 Defendants note that there are individualized issues concerning whether their conduct was
10 “directed at” class members sufficient to trigger liability for *intentional* infliction of emotional distress.
11 (Opp. p. 23.) (*Christensen v. Superior Court* (1991) 54 Cal.3d 868, 903 (“It is not enough that the
12 conduct be intentional and outrageous. It must be conduct directed at the plaintiff, or occur in the
13 presence of a plaintiff of whom the defendant is aware.”).) Defendants are correct; there must be some
14 showing of either intentional conduct directed at the class members or reckless conduct in their
15 presence. (*Id.* at pp. 905-06.)

16 The Court recognizes that in this case, a credible argument can be made for commonality with
17 respect to a liability-only class of emotionally distressed plaintiffs. What concerns this Court is the
18 management of such a class. Once we move to the damages phase, the certification will mean little, if
19 anything. Each Plaintiff will still have to describe the facts, as he or she perceived them and as they
20 impacted that person. Close relatives – whoever they are – will want to talk about what happened to
21 them personally, thus canceling the time saved by class action liability proof.

22
23 As one appellate court observed:

24
25 Perhaps no cause of action is less susceptible to a class action than one for infliction of
26 emotional distress. Recovery in each case necessarily depends on the particular
27 characteristics of each plaintiff. Every plaintiff will have a different degree of
28 susceptibility and emotional reaction to the conduct in question. If the legal issues were

1 common to all class members, the individual right of each member to damages and the
2 extent of those damages would have to be separately litigated. While each class member
3 is similarly situated in that each received the letters in question, each member must
4 establish his or her right to recover on the basis of facts peculiar to his or her own case. A
5 class action is inappropriate in such a case. (*Daar v. Yellow Cab Co.*, *supra*, 67 Cal.2d
6 695, 707-708; *Chance v. Superior Court* (1962) 58 Cal.2d 275, 285 [23 Cal.Rptr. 761,
7 373 P.2d 849].)”

8
9 (*Fuhrman v. California Satellite Systems* (1986) 179 Cal.App.3d 408, 425, overruled on other grounds,
10 *Silberg v. Anderson*, 50 Cal. 3d 205, 212.)

11
12 The evidence does not preponderate in favor of certifying emotional distress classes, in whole or
13 in part, with respect to any cause of action in which plaintiffs claim emotional distress.

14
15 (v) Defendants’ statute of limitations defenses

16
17 Defendants also argue that their statute of limitations challenges to all of Plaintiff’s claims
18 prevent certification, as individual determinations will be required as application of the discovery rule
19 and the accrual of various claims. (Opp. p. 48.) Plaintiffs respond with a single sentence. (Reply p. 14.)
20 While Defendants’ cited authority, *Kapsimallis v. Allstate Ins. Co.* (2002) 104 Cal.App.4th 667, 674–75,
21 fn. 6 observed that class certification *might*, in the appropriate situation, be defeated where “individual
22 fact-specific inquiries” had to be made into whether delayed discovery was reasonable, *Massachusetts*
23 *Mutual Life Ins. Co. v. Superior Court* (2002) 97 Cal.App.4th 1282, noted that “[c]ourts have been
24 nearly unanimous ... in holding that possible differences in the application of a statute of limitations to
25 individual class members, including the named plaintiffs, does not preclude certification of a class action
26 so long as the necessary commonality and ... predominance are otherwise present.” (*Massachusetts*
27 *Mutual*, *supra*, 97 Cal.App.4th. at 1295-96.)

1 This is one of those situations in which we will wait and see. Defendants may be right, but that is
2 not clear at this stage of the action.

3
4 *(b) Class representatives who can adequately represent the class*

5
6 Defendants also argue in a single paragraph that Plaintiffs have not met their burden of showing,
7 through substantial evidence, that they can adequately represent the class. (Def's Opp. p. 50.) Again,
8 there is no substantive argument on this point, and the overwhelming evidence supports adequacy of the
9 parties and of their counsel.

10
11 (3) Superiority

12
13 With respect to all the claims except for the CLRA, the Court must decide whether determining
14 the merits of the class's claims would save time, resources, and prevent duplication of effort. *Vasquez v.*
15 *Superior Court* (1971) 4 Cal.3d 800, 816. Defendants argue that the number of individualized issues
16 requiring determination clearly predominate over any common issues, thus rendering a class action an
17 inferior means of resolving Plaintiffs' claims. (Def's Opp. p. 49.) For reasons discussed earlier, this
18 argument is another reason not to certify an emotional distress class, as well as an affirmative
19 misrepresentation class that includes oral misstatements as part of the evidence to be presented.
20 However, the Court believes that a fraudulent concealment class and affirmative misrepresentation class
21 would provide a superior method with which to manage this case through a trial and beyond.

22
23 (4) Typicality

24
25 A class representative's claim must be "typical" but not necessarily identical to the claims of all
26 other class members. (*Classen v. Weller* (1983) 145 Cal. App. 3d 27, 45.) It is sufficient that the
27 representative is similarly situated so that he or she will have the motive to litigate on behalf of all class
28 members. (*Id.*) Generally, a class representative's claim will be considered typical if he or she is a

1 member of the class represented. (*Id.* at 45-46.) It is not necessary for the class representative to have
2 personally incurred all of the damages suffered by each class member. (*Wershba v. Apple Computer,*
3 *Inc.* (2001) 91 Cal.App.4th 224, 238.)

4 Defendants present a troubling point in this regard: While the conduct that constitutes a large, if
5 not the dominant, portion of their claims involves breaking OBCs, this breakage impacts no more than
6 3.4% of some 20,000 interments that have occurred over the past twenty-four years. Even less is the
7 percentage of interred remains that may have been disturbed during class period: apparently 0.98%.
8 No damaged OBCs or remains can be identified nor have they been.

9 This could defeat typicality, but for one point: Plaintiffs' theory is not that the named
10 Plaintiffs' decedents have experienced this breakage, but that breakage occurs at Eden with more
11 frequency than is acceptable. Based on that theory, the claims are typical. In so concluding, the Court
12 does not mean to say that Plaintiffs have a meritorious case, or that this breakage constitutes a public
13 nuisance, a private nuisance, or anything else. There is no need to reach those merits at this time.
14 (*Brinker Restaurant Corp. v. Superior Court* (2012) 53 Cal.4th 1004; *Linder v. Thrifty Oil Co.* (2000) 23
15 Cal. 4th 429, 439.) In so ruling, the Court expects Plaintiffs to try their case based on these allegations.
16 In other words, if they start to allege that breakage occurred with respect to their loved ones' OBCs,
17 Defendants may be able to decertify the class unless Plaintiffs can prove breakage is commonplace, at
18 least among the named Plaintiffs. But if Plaintiffs base their case on a theory that breakage occurs too
19 frequently and the rate is beyond what is acceptable in the industry, then they should be able to maintain
20 typicality. Plaintiffs retain the burden of proof with respect to certification at every stage of this
21 proceeding, including through the trial. (*Occidental Land, Inc. v. Superior Court* (1976) 18 Cal.3d 355,
22 360.)

23 CONCLUSION

24
25
26 The court certifies three opt-out classes as follows:

- 27 1. Fraudulent concealment
- 28 2. CLRA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

3. Affirmative misrepresentation, provided, however, that the class period includes only the years 2000-2009 and that in trying this claim, Plaintiffs will rely only on written representations that Defendants used.¹⁸

Counsel are ordered to meet and confer and draft a proposed notice to the class. To the extent they cannot agree on wording, they are ordered to submit a single notice that includes dueling language, highlighted so the Court can find it easily and make a decision which language, if any, to adopt.

IT IS SO ORDERED.

DATED: May 4, 2012

ANTHONY J. MOHR

Anthony J. Mohr
Judge of the Los Angeles Superior Court

¹⁸ The remedies to which the class may be entitled may include, where appropriate, and assuming they are predominantly common, damages, restitution, and equitable relief. This goes to the merits and can be decided later. The Court expects that Plaintiffs will approach their damage theories with common proof.

Exhibit 8

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 08/30/12

DEPT. 309

HONORABLE ANTHONY J. MOHR

JUDGE

M. CERVANTSS

DEPUTY CLERK

HONORABLE
12

JUDGE PRO TEM

M. RODRIGUEZ, Courtroom Assistant

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

NONE

Reporter

BC421528

Plaintiff
Counsel

F CHARLES SANDS

Defendant
Counsel

VS

SERVICE CORPORATION INTERNATION

ET AL

NO APPEARANCES

170.6 WEST by Plaintiff 9/28/09

NATURE OF PROCEEDINGS:

RULING ON MATTER TAKEN UNDER SUBMISSION ON
SEPTEMBER 24, 2012

In this matter heretofore taken under submission on September 24, 2012, the Court now issues its ruling as follows.

The Court grants Plaintiffs' motion to amend the class certification order to include a "UCL Class." The Court remains displeased about this procedural complication, occasioned by Plaintiffs' failure to initially request certification of this class, and the delay that will result. The Court would have denied this motion had the trial not been continued. But now it has, and on balance, the Court does not believe granting the relief requested will unduly prejudice the Defendants. Establishing the Business and Professions Code Section 17200 cause of action will not require proof of any facts beyond what the Plaintiffs need to prove the causes of action they already have certified. Based on the information the Plaintiffs have submitted, the Court finds that there is substantial evidence of the necessary factors: commonality, typicality, numerosity, ascertainability, superiority, and adequacy.

The Court certifies an opt-out class in accordance with the Plaintiffs' motion. A new class notice will be required, and the notice should include

MINUTES ENTERED 08/30/12 COUNTY CLERK

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 08/30/12

DEPT. 309

HONORABLE ANTHONY J. MOHR

JUDGE

M. CERVANTSS

DEPUTY CLERK

HONORABLE
12

JUDGE PRO TEM

M. RODRIGUEZ, Courtroom Assistant

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

NONE

Reporter

BC421528

Plaintiff

F CHARLES SANDS

Counsel

VS

Defendant

SERVICE CORPORATION INTERNATION
ET AL

Counsel

NO APPEARANCES

170.6 WEST by Plaintiff 9/28/09

NATURE OF PROCEEDINGS:

information sent before, with respect to all of the causes of action. The parties are ordered to meet and confer and draft a proposed notice. To the extent they cannot agree on language, they are ordered to submit a proposed notice with the dueling language highlighted so that the Court can read both sides' versions and decide what to include. A hearing is set for October 2, 2012, at 10:30 a.m. in Department 309.

CLERK'S CERTIFICATE OF MAILING

I, the below-named Executive Officer/Clerk of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served the Minute Order dated August 30, 2012, upon each party or counsel named below by placing the document for collection and mailing so as to cause it to be deposited in the United States mail at the courthouse in Los Angeles, California, one copy of the original filed/entered herein in a separate sealed envelope to each address as shown below with the postage thereon fully prepaid, in accordance with standard court practices.

Dated: August 30, 2012

John A. Clarke, Executive Officer/Clerk

By: _____
M. Cervantes, Deputy Clerk

<p align="center">MINUTES ENTERED 08/30/12 COUNTY CLERK</p>

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 08/30/12

DEPT. 309

HONORABLE ANTHONY J. MOHR

JUDGE

M. CERVANTSS

DEPUTY CLERK

HONORABLE
12

JUDGE PRO TEM

M. RODRIGUEZ, Courtroom Assistant

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

NONE

Reporter

BC421528

Plaintiff

F CHARLES SANDS

Counsel

VS

Defendant

SERVICE CORPORATION INTERNATION

Counsel

ET AL

NO APPEARANCES

170.6 WEST by Plaintiff 9/28/09

NATURE OF PROCEEDINGS:

Michael J. Avenatti, Esq.
EAGAN AVENATTI LLP
450 Newport Center Drive, 2nd Floor
Newport Beach, CA 92660

Kevin R. Boyle, Esq.
PANISH SHEA & BOYLE LLP
11111 Santa Monica Blvd., Suite 700
Los Angeles, CA 90025

Steven Gurnee, Esq.
GURNEE & DANIELS LLP
2240 Douglas Blvd., Suite 150
Roseville, CA 95661-3875

Arthur J. McKeon III, Esq.
GILBERT KELLY CROWLEY & JENNETT LLP
1055 W. Seventh Street, Suite 2000
Los Angeles, CA 90017-2577

Walter M. Yoka, Esq.
YOKA & SMITH LLP
445 S. Figueroa Street, 38th Floor
Los Angeles, CA 90071

Exhibit 9

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

FILED
Superior Court of California
County of Los Angeles

NOV 19 2010 *MC*

John A. Clarke, Executive Officer/ Clerk
By *M. Cervantes*, Deputy
M. CERVANTES

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

RECEIVED
EOA LLP

NOV 23 2010

F. CHARLES SANDS, Individually and on behalf)
of others similarly situated,)

Case No.: BC421528

Plaintiffs,

**ORDER GRANTING IN PART AND
DENYING IN PART PLAINTIFFS'
REQUEST FOR SANCTIONS**

vs.

SERVICE CORPORATION INTERNATIONAL,)
INC. a Texas corporation, SCI CALIFORNIA)
FUNERAL SERVICES, INC., a California)
corporation; EDEN MEMORIAL PARK)
MANAGEMENT CO., a California corporation;)
EDEN MEMORIAL PARK ASSOCIATION, a)
California business entity, EDEN MEMORIAL)
PARK, a California business entity, JAMES R.)
BIBY, an individual and DOES 1 through 100,)

Defendants.

I. Introduction

Plaintiffs claim that Defendants have destroyed evidence in violation of an evidence preservation letter served on Defendants on September 10, 2009 (Decl. of Avenatti, Ex. F) and the order entered by Judge Wiley on October 15, 2009.¹ Plaintiffs claim that Defendants intentionally destroyed evidence (1) by removing evidence from the dump site at Eden on multiple occasions and (2) by failing to properly

¹ The October 15, 2009 Order was expressly agreed to by both Plaintiffs and Defendants and was read into the record in this court. Judge Wiley asked Defendants' counsel "This is something that the defense is agreeing to, not being imposed on them," to which Defendants counsel responded "we understand, your honor." (Transcript, 16:23-25.) Plaintiffs had initially requested a temporary restraining order but the parties agreed to stipulate on the record in lieu of pursuing injunctive relief.

1 document and/or failing to wait for Plaintiff's counsel to properly document evidence prior to burying it
2 underground.

3 Plaintiffs move the Court here for the following sanctions: (1) essentially terminating sanctions
4 against Defendants, (2) issue sanctions against Defendants finding that Defendants threw away broken
5 pieces of OBCs and/or human remains, (3) mixed issue/evidentiary sanctions against Defendants
6 preventing them from arguing and/or offering evidence that pieces of OBCs and/or human remains were
7 not thrown away in the dump site, (4) issue sanctions preventing Defendants from arguing that Plaintiffs
8 have not offered any physical evidence of OBCs or human remains to support their claims and/or
9 preventing Defendants from arguing that they should not be liable due to the lack of physical evidence,
10 (5) a jury instruction that Defendants violated the October 15, 2009 Order by intentionally tampering
11 with and/or destroying evidence that would have proven Plaintiffs' claims and that the jury may
12 consider said conduct in determining Defendants' liability, and (6) a jury instruction that in September
13 2009, Defendants intentionally tampered with and/or destroyed evidence that would have proven
14 Plaintiffs' claims and that the jury may consider said conduct in determining Defendants' liability.

15 III. Analysis:

16 Trial courts have inherent powers to control their processes. CCP § 128; *Slesinger v. Walt*
17 *Disney Co.* (2007) 155 Cal.App.4th 736, 757-765. California courts have the flexibility to exercise
18 historic inherent authority in modern circumstances, fashioning procedures and remedies as necessary to
19 protect litigants' rights. (See *Board of Supervisors v. Superior Court* (1994) 23 Cal.App.4th 830, 848;
20 *Cottle v. Superior Court* (1992) 3 Cal.App.4th 1367, 1377-1378.) Without such power, the court would
21 sacrifice its essential role of determining, in accordance with the fair application of relevant law, who
22 should prevail in the case or controversy presented. In addition, the court may impose issue and
23 evidence sanctions against a party who misuses the discovery process. CCP §§ 2023.030(b), 2023.030
24 (c)

25 In moving for sanctions, Plaintiffs have the initial burden of making a prima facie showing that
26 Defendants destroyed evidence. As the court in *Williams v. Russ* (2008) 167 Cal.App.4th 1215, stated:

27 A party moving for discovery sanctions based on the spoliation of evidence must
28 make an initial, prima facie showing that the responding party in fact destroyed

1 evidence that had a substantial probability of damaging the moving party's ability
2 to establish an essential element of his claim or defense.

3 *Id* at 1226-27. Additionally, in order to impose sanctions, noncompliance with an order of the court or
4 discovery rules by the nonmoving party must be willful. *Alliance Bank v. Murray* (1984) 161
5 Cal.App.3d 1, 11.

6 On two separate occasions, Defendants and Defendants' counsel were ordered not to destroy
7 evidence relating to the instant action: first on September 10, 2009, and again on October 15, 2009.

8 First, the parties do not dispute that Defendants received a letter from Plaintiffs' counsel on
9 September 10, 2009, seeking the preservation of certain evidence related to this action. (*See* Decl. of
10 Avenatti, Ex. F.) Defendants claim that the letter only notified Defendants (and Defendants' counsel)
11 that they needed to preserve only documents, not actual evidence on site at Eden. (Opposition 7:16-22.)
12 However, the letter states "[Plaintiff] requests that [Defendants] preserve all documents, **tangible things**
13 and electronically stored information, **including but not limited to . . .**" (Decl. of Avenatti, Ex. F, pg.
14 1) (emphasis added.) Whether Defendants knew that they should not engage in a site cleanup
15 immediately after receiving the letter seems inconsequential. Defendants' counsel received the letter
16 and should have advised their clients on what actions were appropriate at that time.

17 Second, on October 15, 2009, Defendants were ordered not to destroy any evidence, to inform
18 Plaintiffs of any further damage to OBCs, and to provide counsel the opportunity to document evidence
19 of damaged OBCs. (*See* Transcript, 17:7-2-:13.) One condition of that Order was that Plaintiffs'
20 counsel would have to complete their documentation of the evidence no later than one hour before
21 services were to begin. (Transcript, 19:19-28.)

22 Plaintiffs have made a prima facie showing that Defendants destroyed evidence. Plaintiffs detail
23 an incident in mid-March 2010 in which Defendants destroyed evidence from the "Jacob" section of
24 Eden—the same area which used to be the dump site for Eden where Plaintiffs claim Defendants threw
25 away broken OBCs and human remains. (Motion 4:8-22.) Defendants were digging a new grave in the
26 "Jacob" section when they came across broken pieces of an OBC. (*Id*, Depo. of Medina, 23:15-24:18;
27 59:3-63:8; 80:21-84:20; Depo. of Ruelas, 65:19-72:10.) Defendants do not dispute this. Defendants
28 failed to notify Plaintiffs or Plaintiffs' counsel about the discovery. (Decl. of Avenatti, ¶ 10.) Again,
defendants do not dispute this. Defendants then "covered up" that evidence with a new grave.

1 Defendants do not dispute this either. Defendants argue that they were not required to notify Plaintiffs'
2 counsel, notwithstanding the October 15, 2009 Order, because there was no evidence that the OBC was
3 damaged *on that day*. The court does not accept this argument. In language that is not ambiguous, the
4 Order requires Defendants to notify Plaintiffs' counsel of uncovered damage to OBCs.² Defendants
5 violated the October 15, 2009 Order. Then, by placing another grave on that site, they effectively
6 destroyed that evidence. Considering that that evidence was located in the old dump site for all of Eden,
7 there is no way to ascertain what could have been in and around that new grave. This alone constitutes a
8 prima facie showing that Defendants destroyed evidence.

9 Worse yet, after receiving the September 2009 letter about preserving evidence related to this
10 case, Defendants did more damage. In Defendants' words:

11
12 After the lawsuit was filed, James Biby advised the then General Manager,
13 Anthony Lampe, that debris in the cemetery dump should be cleaned up because
14 it did not look good. Therefore, Mr. Lampe asked the grounds superintendent,
15 Pedro Gonzalez, to have members of the grounds crew clean the concrete out of
16 the field area. The grounds crew started moving pieces of concrete and pieces of
17 sectionals.

18 Opposition, 7:23-27³.

19 After Mr. Biby told Mr. Lampe what to do, Mr. Lampe told Mr. Gonzalez, in so many words, to
20 get the "evidence" (his word), retrieve it, put it in a dumpster, and have it taken off the property. This
21 occurred despite Judge Wiley's order that nothing be taken off the property. Defendants then spent
22 some two days cleaning the dump, which apparently had never been cleaned up before. Over the
23 preceding twenty years, things had gone into the dump, but nothing had been taken out. This court has
24 seen a video that depicts people hand-picking concrete pieces as opposed to digging. At one point
25 defendants said that the people were hand-picking material sitting on top of the soil and cleaning it over
26 to make area look better. However, on the video one can see a backhoe in use. What's more, a security
27 guard is present on the film. Defendants argue he was there to secure the park against people placing

28 ² The October 15, 2009 Order states "Defendants agree that they will provide Plaintiff's counsel with immediate notice in the event that there's any physical damage to a burial vault. Plaintiffs' counsel or their representatives will then be permitted to inspect the burial vault including taking photographs . . ." (Transcript, 19:14-22.)

³ Plaintiffs state that the pictures contained in exhibits G and H to Decl. of Avenatti, show how the pile of OBC fragments grew over the course of several hours. Inspection of those pictures confirms this.

1 bones into the area, in other words, "planting" evidence. The court does not accept that argument.
2 There is no indication that anyone was attempting to frame the Defendants. The more reasonable
3 inference is that the guard was present to protect the Defendants from being observed while they
4 destroyed what they knew was evidence in this action. Plaintiffs analogize what appears on the video to
5 executives in a board room shredding documents. The analogy is not far-fetched.

6 Defendants argue that nothing in the area was "thrown out," that everything is still sitting in a
7 pile in Eden⁴. This contradicts the testimony of Mr. Medina, who claims that that pile has been
8 disappearing since the Order was issued. In any event, Defendants have admitted tampering with
9 evidence by moving it from its original setting, thus destroying the context in which it was found. In
10 this regard, defendants overlook the fact that we are dealing with two types of evidence: the concrete
11 items themselves and the scene in which they were originally found. At minimum the scene was
12 compromised. It is as if blood-spatter evidence at a crime scene was washed away before the scene
13 could be photographed or otherwise preserved.

14 Plaintiffs have shown that there is a substantial probability that the lack of physical evidence will
15 damage Plaintiffs' ability to establish their claims. In opposing Plaintiffs' motion for a preliminary
16 injunction, the defense relied at least in part on the lack of physical evidence showing the desecration of
17 human remains. That forces the plaintiffs to rely heavily on the depositions of four somewhat
18 questionable witnesses: former employees -- and perhaps disgruntled former employees -- whose
19 testimony Defendants routinely attacked for their purported lack of credibility. If at the trial, Defendants
20 succeed in destroying those witnesses' credibility, then Plaintiffs will have scant evidence with which to
21 prove their case. At that point, it is substantially probable that the absence of physical evidence will
22 prevent Plaintiffs from prevailing.

23 Plaintiffs have made a prima facie showing that Defendants destroyed or tampered with evidence
24 in this case. The two specific incidents referenced above clearly show that Defendants acted without
25 regard to Plaintiffs' request to preserve evidence and in direct violation of the October 15, 2009 Order.
26 The court is within its power to sanction Defendants for their actions.

27
28 ⁴ Exhibit I to the Decl. of Avenatti, is a video—apparently from Eden—and shows what appears to be a pile of concrete fragments.

1
2 As set out below, the court grants this motion in part and, also as detailed below, grants other
3 relief on its own motion. However, the court denies without prejudice Plaintiffs' request for a finding of
4 liability on all causes of action as well as requests for the jury instructions set out in items 5 and 6 of
5 Plaintiffs' notice of motion for sanctions. Those sanctions are too harsh for what has occurred. What
6 the court will do is the following:

- 7 1) At minimum the court will give CACI 204, the jury instruction that addresses
8 willful suppression of evidence. CACI 204—Willful Suppression of Evidence—states:

9
10 You may consider whether one party intentionally concealed
11 or destroyed evidence. If you decide that a party did so, you
12 may decide that the evidence would have been unfavorable to
that party.

- 13 2) Although the court plans to limit each side to a certain number of hours within which
14 to conduct direct and cross-examination, the court recognizes that the plaintiffs may
15 need additional time to engage in liberal and probing examination, both direct and
16 cross, of witnesses with respect to the instances of tampering, suppressing, and
17 destroying evidence, including but not limited to the two incidents about which
18 Plaintiffs complain in this motion. The court also recognizes that the plaintiffs may
19 need additional time to prove their case because of what has happened. Therefore, the
20 court grants the plaintiffs ten extra hours, above and beyond the time limit the
21 defendant will have, in order to engage in these activities.

- 22 3) The court will be allocating a certain amount of time to each side in connection with
23 the opening and closing statements. Plaintiffs may devote up to thirty minutes beyond
24 this allotted time in their opening statement and thirty minutes beyond this allotted
25 time in their final arguments to describing and discussing defendants' actions with
26 respect to tampering, suppressing, and destroying evidence, including but not limited
27 to the two incidents about which Plaintiffs complain in this motion.
28

Exhibit 10

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RECEIVED
EOA LLP

NOV 29 2010

FILED
Superior Court of California
County of Los Angeles

NOV 22 2010 *mc*

John A. Clarke, Executive Officer/ Clerk
By *M. Cervantes*, Deputy
M. CERVANTES

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

F. CHARLES SANDS, Individually and on behalf)
of others similarly situated,)
)
 Plaintiffs,)
)
 vs.)
)
 SERVICE CORPORATION INTERNATIONAL,)
 INC, a Texas corporation, SCI CALIFORNIA)
 FUNERAL SERVICES, INC., a California)
 Corporation; EDEN MEMORIAL PARK)
 MANAGEMENT CO., a California corporation;)
 EDEN MEMORIAL PARK ASSOCIATION, a)
 California business entity, EDEN MEMORIAL)
 PARK, a California business entity, JAMES R.)
 BIBY, an individual and DOES 1 through 100,)
)
 Defendants.)

Case No.: BC421528

**ORDER DENYING IN PART AND
GRANTING IN PART PLAINTIFFS'
MOTION FOR PRELIMINARY
INJUNCTION**

I. Introduction

This class action alleges that Defendants¹ desecrated human remains by breaking Outer Burial Containers ("OBCs"), damaging and sometimes discarding the human remains inside.

¹ Defendants include: Service Corporation International, SCI California Funeral Services, Inc., Eden Memorial Park Management Co., Eden Memorial Park Association, Eden Memorial Park, and James Biby.

1 Plaintiffs² allege that Defendants negligently and intentionally engaged in and continue to engage
2 in disruption of and destruction of human remains.

3 Plaintiffs initially sought several forms of relief, including: (1) an injunction preventing
4 Defendants from further damaging any OBCs and/or human remains; (2) the appointment of a
5 receiver at Defendants' expense to oversee new gravesites to assure that further damage is not
6 done; (3) if no receiver is appointed, a court-appointed monitor to make sure no new damage is
7 done, or if it is, that the damage is properly documented; (4) an order requiring Defendants to
8 notify a decedent's representative when any damage is done to the OBC or when preexisting
9 damage is revealed; (5) an injunction preventing Defendants from removing and destroying
10 evidence; and (6) an order that Defendants notify all prospective purchasers that groundskeepers
11 have admitted disposing of human remains and that there is a possibility of disturbances to OBCs
12 and human remains if they use Eden's services.

15 The court heard live testimony over several days and has also reviewed written evidence,
16 including photos and deposition testimony submitted by the parties. Following the close of live
17 testimony, the plaintiffs narrowed the relief they sought. They dropped their request for a receiver
18 and now ask for the following: (1) an order prohibiting both the damaging of OBCs and the
19 disturbance of human remains, (2) a resurvey of the cemetery, including mapping with ground
20 penetrating radar (GPR) and probing, with the plaintiffs advancing the cost of those procedures,
21 (3) the appointment of an independent examiner to observe and videotape all grave excavations
22 and report to the court, (4) an order requiring defendants to notify family members of damaged
23 OBCs and allow inspections before damaged OBCs are buried underground, and (5) an extension
24 of the current court order requiring notification if a vault is broken along with an order that
25
26
27

28 _____
² The operative Second Amended Complaint ("SAC") lists several class representatives. (See SAC ¶¶ 9-42.)

1 defendants are not to move or disturb any evidence. In this connection plaintiffs ask for four
2 hours' notice before defendants intend to move evidence, disturb evidence, repair a damaged
3 vault, or the like.³

4 II. Analysis

5 The issuance of a preliminary injunction requires the court to weigh two factors: the
6 likelihood the moving party will prevail on the merits, and the relative interim harm to the parties
7 from the issuance or non-issuance of the injunction. *Hunt v. Superior Court* (1999) 21 Cal.4th 984,
8 999. "The trial court's determination must be guided by a 'mix' of the potential-merit and
9 interim-harm factors; the greater the plaintiff's showing on one, the less must be shown on the
10 other to support an injunction." *Butt v. State of Cal.* (1992) 4 Cal.4th 668, 678.

11 Plaintiffs have presented evidence that is spectacularly damning in many respects.
12 Witnesses testified that body parts were desecrated and sometimes tossed into dumpsters. Outer
13 burial containers were mutilated, sometimes intentionally. Backhoe operators received slipshod
14 training, if they were trained at all, and it is possible that because of illiteracy or a language
15 barrier, one employee might have signed in and taken a computer test on behalf of another
16
17
18
19

20 ³ This claim for relief seems to follow the October 15, 2009 Order entered by Judge Wiley, which intended to preserve
21 evidence in this case. Through the Order, the parties expressly agreed that: (1) Defendants, their employees and
22 agents or persons acting on their behalf would "not remove from the premises of Eden Memorial Park pieces of
23 broken concrete burial vaults, caskets and/or shrouds that are located on the premises of Eden ..." (2) Defendants,
24 their employees and agents will "not [] remove from the present location any human remains, caskets, concrete,
25 vaults, or other items that were previously disposed of or placed in the area..." (3) Defendants and their employees
26 "will refrain from disinterring including unearthing, repairing or replacing the burial vaults or caskets for the purpose
27 of or in connection with disinterment at any grave site located at Eden Memorial Park cemetery without first
28 providing to the appropriate representatives of the deceased family [] notice in a form to be agreed to by the parties.
In the event the affected family does not opt out of having Plaintiff's counsel present during any disinterment,
Defendants' counsel will provide a copy of the notice to Plaintiff's counsel along with the time and location of the
planned disinterment at least 48 hours in advance thereof..." (4) "Defendants agree that they will provide Plaintiff's
counsel with immediate notice in the event that there's any physical damage to a burial vault..." (5) "Plaintiff's
counsel or their representatives will then be permitted to inspect the burial vault including taking photographs" but
must complete taking photographs within one hour before any funeral services at the grave site, and (6) "Defendants
will refrain from removing deleting or destroying any documents or records concerning or relating to Eden Memorial
Park cemetery and/or any employee..." (Plaintiffs' Reply in Support of Motion for Leave to File Second Amended
Complaint, Ex. B.)

1 employee. There is a likelihood that the plaintiffs will prevail on the merits at least with respect to
2 some of the unlawful acts they claim. If these facts are proven at a trial, the plaintiffs may be
3 entitled to substantial relief. At this time, however, the court does not see the need for most of the
4 relief plaintiffs seek for the reason that plaintiffs have not shown by a preponderance of the
5 evidence that the violations about which they complain are ongoing or are likely to occur again in
6 the absence of a preliminary injunction. Put another way, plaintiffs have not established that they
7 will be harmed during the period between now and the trial of this action late next year.

9 In reaching this conclusion, the court focuses on the plaintiffs' chief witnesses: the
10 backhoe operators and maintenance workers whom the plaintiffs called at the hearing. Jesus
11 Sotelo, a backhoe operator at Eden for ten years, confirmed their theories. Sometimes he was
12 ordered to break sectional boxes so a new vault could be shoehorned into the ground. When bones
13 and cloth from shrouds covering the dead fell into the dirt, Sotelo's supervisor "Zeke" ordered
14 Sotelo to throw them into the dumpster, and do it quickly. Mr. Sotelo said this happened all the
15 time. In the mausoleum, boxes fell out and lids came off. At one point he said that they had
16 mixed everything "so you can't see anything." Boxes broke; they saw bodies; they replaced
17 bodies; bodies were rotting; he picked up bodies with his hands and with shovels; and he put them
18 back into the boxes, all of this under the eye of Darryl Bowden. When they put bodies into new
19 boxes, they did not keep track of names. This is only part of what Mr. Sotelo said on the stand.

22 However, Mr. Sotelo has not worked at Eden for almost a decade. He began working there
23 in 1980-81 and left in 1986. He returned in 1990 or 1991 and left in 1995. In other words, Mr.
24 Sotelo cannot and did not testify with respect to ongoing, or even recent, acts of desecration at
25 Eden.
26
27
28

1 Another former gravedigger, Elias Medina, is the person who apparently told Daryl Bowden
2 (as well as state investigators) about throwing away a human skull and then identified the grave
3 from which it came. He admitted that he was instructed to break vaults in order to fit in new
4 OBCs and that he threw bones in the dumpster. However, these acts occurred during 1997 and at
5 the latest, 2007. Mr. Medina did not testify about ongoing acts that would violate the law. The
6 last time he intentionally broke a vault was 2003. He said that Pedro (Gonzalez, the court
7 assumes), his supervisor since 2007, never told him to break a vault, and Medina has not
8 intentionally broken a vault since Pedro has been there. He said that since Pedro has worked at
9 Eden, he has not seen any bones being removed. Mr. Medina still works for Eden, watering the
10 lawn. He had been on the digging crew through 2009 but was relieved of that duty when the
11 instant case was filed. (This assignment change occurred when the witness broke a portion of a
12 section and was honest enough to report it to his supervisor.)
13
14

15 Zeke was another backhoe operator who worked there twenty-three years, heard
16 discussions about throwing away bones and said that no one notified families when vaults were
17 broken. Again, these facts are remote in time. Zeke left in 2003.
18

19 Mateo Rueles Garcia, who saw groundskeepers breaking burial vaults, who broke one or
20 more himself, and who possibly threw away a skull, left in January, 2008.

21 Issues of bias impact all these witnesses (e.g., terminations, appearances on CNN), but the
22 court does not have to reach that question because even if all of these individuals are credible,
23 their percipient knowledge ends considerably in the past. That leaves an evidentiary gap for the
24 most recent time period, which for purposes of preliminary injunctive relief is the most relevant.
25 The court understands that there have been about thirteen to fifteen incidents between September,
26 2009, and May, 2010, and this may well be outside the industry norm, a fact acknowledged by
27
28

1 Defendants' expert John Resich Jr. and even by certain representatives of the defendants such as
2 Richard Steinmetz (who said if four sectional boxes collapse in a year, that is not acceptable and
3 defendants need to change their procedures). Nevertheless, the court considers the following
4 mitigating points: first, this number is low in proportion to the large number of interments without
5 incident. The court cannot conclude that, at least on the present record, what plaintiffs complain
6 about constitutes an ongoing pattern or practice. Second, the court has ordered the defendants to
7 report each incident, regardless of fault. Complying with this court's order probably has raised the
8 number of reported incidents and has included some that are not necessarily due to the wrongs
9 over which plaintiffs sue. Third, much of the evidence of encroachment is minimal and has been
10 remedied. It is not appropriate to impose on the defendant at this time the cost of a survey and
11 mapping or the cost, coupled with the blow to its good will, of notifying every family who has a
12 loved one buried there that their loved one's remains *may* have been desecrated.

15 This decision is reached even before considering the testimony, by deposition, of witnesses
16 such as Pedro Gonzalez (e.g., pages 33 35, 46 ("thought they were just joking around"), 132 –
17 133), Dolores Landeros (pages 25-27 (parts of body or bones did not fall out, has not seen bones at
18 the cemetery, heard about a skull being thrown away but "it was like they were joking.")), and
19 Margarito Almeda (pages 120 – 122). In other words, even if Plaintiffs' witnesses testified that
20 the complained-of events are ongoing, other employees with more recent percipient knowledge
21 deny the charges, and two of them interpret some of the "admissions" as attempts at humor.

22 Accordingly, the court makes the following orders:
23

24 1) The court declines to enter an order prohibiting both the damaging of OBCs and the
25 disturbance of human remains. This would be akin to ordering the Defendants to obey the law,
26
27
28

1 and it is not necessary at this time. However, Defendants are admonished that they risk injunctive
2 relief if they again damage OBCs or desecrate human remains.

3 2) The court declines to order a resurvey and probing of the cemetery at Defendants'
4 expense. In denying this relief, the court is not prohibiting the Plaintiffs from, at their own
5 expense, engaging in these activities consistent with discovery orders already entered in this case
6 or that may be entered in the future.

7
8 3) The court declines to appoint an independent examiner to observe and videotape all
9 grave excavations and report to the court. However, if as the case progresses, the facts so warrant,
10 the court will reconsider this request.

11
12 4) The court declines to order the defendants to notify family members about damaged
13 OBCs. This relief may be available at the conclusion of the action should the facts so warrant.

14 5) If defendant plans to bury a damaged OBC, defendant is ordered to allow plaintiffs,
15 their counsel, and their consultants (collectively referred to as 'plaintiffs') to inspect it.
16 Defendants must give plaintiffs no fewer than two days written notice in this regard.

17
18 6) The current order entered by Judge Wiley on October 15, 2009, with respect to
19 evidence preservation remains in full force and effect.

20 **IT IS SO ORDERED.**

21 DATED: November 22 2010

22
23 
24 Anthony J. Mohr
25 Judge of the Los Angeles Superior Court
26
27
28

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 11/22/10

DEPT. 309

HONORABLE Anthony J. Mohr

JUDGE

M. CERVANTES

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

J. LOPEZ, Courtroom Assistant

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

NONE

RECEIVED
EOALP Reporter

BC421528

Plaintiff
Counsel

F CHARLES SANDS

Defendant
Counsel

VS

SERVICE CORPORATION INTERNATION
ET AL

NO APPEARANCES

170.6 WEST by Plaintiff 9/28/09

NOV 29 2010

NATURE OF PROCEEDINGS:

RULING ON MATTER TAKEN UNDER SUBMISSION ON
SEPTEMBER 27, 2010

In this matter heretofore taken under submission on
September 27, 2010, the court now issues its ruling
as reflected in its ORDER DENYING IN PART AND GRANTING
IN PART PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION
signed and filed this date.

A copy of the above-entitled order is sent to all
counsel.

CLERK'S CERTIFICATE OF MAILING/
NOTICE OF ENTRY OF ORDER

I, the below named Executive Officer/Clerk of the
above-entitled court, do hereby certify that I am not
a party to the cause herein, and that this date I
served Notice of Entry of the above minute order of
11/22/10 upon each party or counsel named below by
depositing in the United States mail at the courthouse
in Los Angeles, California, one copy of the
original entered herein in a separate sealed envelope
for each, addressed as shown below with the postage
thereon fully prepaid.

Date: November 22, 2010

John A. Clarke, Executive Officer/Clerk

MINUTES ENTERED 11/22/10 COUNTY CLERK

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 11/22/10

DEPT. 309

HONORABLE Anthony J. Mohr

JUDGE

M. CERVANTES

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

J. LOPEZ, Courtroom Assistant

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

NONE

Reporter

BC421528

Plaintiff
Counsel

F CHARLES SANDS

Defendant
Counsel

VS

SERVICE CORPORATION INTERNATION
ET AL

NO APPEARANCES

170.6 WEST by Plaintiff 9/28/09

NATURE OF PROCEEDINGS:

By: _____
M. Cervantes

Michael J. Avenatti
Jason M. Frank
Scott H. Sims
450 Newport Center Drive, Second Floor
Newport Beach, CA 92660-7617

GILBERT KELLY CROWLEY & JENNETT LLP
Arthur J. McKeon III
1055 W. Seventh Street, Suite 2000
Los Angeles, CA 90017

GURNEE & DANIELS LLP
Steven Gurnee
David M. Daniels
2249 Douglas Blvd., Suite 150
Roseville, CA 95661-3875

EDWARD M. RICCI, P.A.
Edward M. Ricci
303 Banyan Blvd., Suite 400
West Palm Beach, FL 33401

MINUTES ENTERED 11/22/10 COUNTY CLERK
