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10
11 ATTORNEYS FOR PLAINTIFF
12 CHRISTINA ELLIS

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF ORANGE**

11 CHRISTINA ELLIS,) CASE NO. 30-2020-01154444-CU-PO-CJC
12)
13 Plaintiff,) (*Assigned for all purposes to the Hon. Gregory*
14 v.) *H. Lewis in Dept. C26*)
15) **NOTICE OF RULING RE PLAINTIFF**
16) **CHRISTINA ELLIS’ MOTION TO**
17) **COMPEL FURTHER WRITTEN**
18) **RESPONSES, PRODUCTION OF**
19) **RECORDS AND RECOVERY OF**
20) **SANCTIONS FROM DEFENDANT**
21) **PILLARS RECOVERY, LLC**
22)
23) **DATE:** May 17, 2021
24) **TIME:** 10:30 a.m.
25) **DEPT:** C26
26)
27) Filed: August 12, 2020
28) Trial Date: November 8, 2021

23 **PLEASE TAKE NOTICE** that on May 17, 2021, the Court heard Plaintiff
24 Christina Ellis’ motion to compel further written responses, production of records and
25 recovery of sanctions against Defendant Pillars Recovery, LLC. The Honorable Judge
26 Gregory H. Lewis presided over the hearing. Appearing remotely for Plaintiff
27 (via Courtcall) Christina Ellis, was T. Joshua Ritz of T. JOSHUA RITZ & ASSOCIATES,
28 INC. Appearing remotely for defendant Pillars Recovery, LLC, was Jackson G. DeWolfe

1 of WOOD, SMITH, HENNING & BERMAN, LLP. Counsel for Defendant Michael
2 Berber, Daniel E. Kenney of HARRINGTON, FOXX, DUBROW & CANTER, made no
3 appearance.

4 After the Court considered the moving papers and hearing oral arguments, including
5 specifically Mr. DeWolfe's arguments addressing the Court's tentative, the Court adopted
6 its tentative as its final RULING and issued the following ORDER:

7
8 Plaintiff's motion is granted;

9 Defendant Pillars Recovery, LLC shall respond to document demand nos. 20,
10 39, 40 and 41 as described in the Court's tentative which is adopted as the
11 Court's final RULING;

12 Defendant shall serve its responses within 15 days;

13 Defendant shall pay Plaintiff's counsel sanctions in the amount of \$1,273
14 within 15 days;

15 Defendant shall produce all non-privileged responsive records as outlined in
16 the Court's RULING within 30 days;

17 Specifically, Defendant shall respond to document demand nos. 20, 39, 40
18 and 41 and to the extent it asserts privilege, shall comply with Code of Civil
19 Procedure Section 2031.240(c)(1) – and otherwise shall serve a Code
20 compliant response including abiding by Code of Civil Procedure Section
21 2031.230 to the extent it cannot produce records; and

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Otherwise, within 30 days Defendant shall produce all surveillance footage that depicts Plaintiff Ellis and Defendant Berber; and otherwise, Defendant shall produce all other responsive surveillance footage while protecting the privacy of other clientele by obscuring their images and if applicable, muting audio.

Dated: May 17, 2021

Respectfully submitted,

T. JOSHUA RITZ & ASSOCIATES, INC.

T. Joshua Ritz

By: _____
T. JOSHUA RITZ
LALEH B. SHOKOHI
ATTORNEYS FOR PLAINTIFF
CHRISTINA ELLIS

PROOF OF SERVICE — 1013a

1 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

2 I am employed in the county of Los Angeles, State of California; I am over the age
3 of 18 years and not a party to the within action; my business address is 15233 Ventura
4 Blvd., Suite 1002, Sherman Oaks, CA 91403

5 On **May 17, 2021**, I served true copies of the following document (s) described as: **NOTICE**
6 **OF RULING RE PLAINTIFF CHRISTINA ELLIS' MOTION TO COMPEL FURTHER**
7 **WRITTEN RESPONSES, PRODUCTION OF RECORDS AND RECOVERY OF**
8 **SANCTIONS FROM DEFENDANT PILLARS RECOVERY, LLC** on the interested parties in
9 this action to:

10 Michelle A. Birtja, Esq.
11 Jackson G. DeWolfe, Esq.
12 WOOD, SMITH, HENNING
13 & BERMAN LLP
14 10960 Wilshire Blvd., 18th Floor
15 Los Angeles, CA 90024-3804
16 mbirtja@wshblaw.com
17 jdewolfe@wshblaw.com

18 Daniel E. Kenney, Esq.
19 HARRINGTON, FOXX,
20 DUBROW & CANTER, LLP
21 333 South Hope Street, Suite 1000
22 Los Angeles, CA 90071-1429
23 dkenney@hfdclaw.com

24 _____ **BY MAIL:** I enclosed the document(s) in a sealed envelope/package addressed to
25 the addressee(s) designated and placed it for mailing, following our ordinary
26 business practices. I am readily familiar with the mailing practice of my place of
27 employment in respect to the collection and processing of correspondence and
28 pleadings for mailing. It is deposited with the United States Postal Service on that
same day in the ordinary course of business with postage fully prepaid.

_____ **BY HAND DELIVERY:** On the above date, I delivered such envelop(s) by
hand to the addressee (s).

_____ **BY FEDERAL EXPRESS/OVERNIGHT:** I caused such envelope(s) to be
delivered via Federal Express Overnight to the addressee(s) designated.

BY EMAIL: by electronic mail transmission to the email address(es) listed.

(STATE) I declare under the penalty of perjury under the laws of
 the State of

Executed on **May 17, 2021**, Sherman Oaks, California.

Claudia Arellano

Claudia Arellano