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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

MAR 12 2013

John A. Clarke, Executive Officer/Clerk
BY Cristina Grijalva Deputy
Cristina Grijalva

8 Attorney for Plaintiff,
9 LEOPOLDO MELENA

D16 Rita Miller

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

BC502765

10 LEOPOLDO MELENA,

11 Plaintiff,

12 vs.

13 FOSHAN YUANTIAN MATTRESS
14 MANUFACTURING CO., LTD, a business entity,
15 and DOES 1 through 100, etc, ~~et al,~~

16 Defendants.

CASE NO.:

**COMPLAINT FOR PERSONAL
INJURIES:**

STRICT LIABILITY;

BREACH OF WARRANTY.

DEMAND FOR JURY TRIAL

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19 COMES NOW Plaintiff, LEOPOLDO MELENA, and alleges as follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff, LEOPOLDO MELENA, is an individual, residing, at all relevant times
22 mentioned in this complaint, in Los Angeles County, California.

23
24 2. Plaintiff is informed and believes, and based on such information and
25 alleges, that Defendant, FOSHAN YUANTIAN MATTRESS MANUFACTURING CO., LTD.
26 LTD. is, and at all times mentioned in this complaint, was a CHINESE business entity
27 unknown, with Headquarters, Offices and Manufacturing Facilities in the PEOPLE'S
28

CIT/Case: BC502765
LEA/DEF#:
RECEIPT # CCH195707047
DATE PAID: 03/12/13 02:28 PM
PAYMENT: \$435.00
RECEIVED: 310
CHECK #:
CASH: \$10.00
CHANGE:
CARD: \$10.00

COMPLAINT FOR PERSONAL INJURIES AND DAMAGES

1 REPUBLIC OF CHINA. At all times herein mentioned, FOSHAN YUANTIAN MATTRESS
2 MANUFACTURING CO., LTD., is, and was doing business in Los Angeles County, California
3 by maintaining an "interactive" website (<http://www.yuantian.com/>) containing interactive
4 hyperlinks and telephone numbers accessible from California. Plaintiff is informed and
5 believes, and thereon alleges that on or about 2010, DIAMOND MATTRESS CO., a California
6 Corporation, purchased a certain "JB-2 HEAVY DUTY SPRING UNIT ROLL PACK
7 MACHINE" from Defendant, FOSHAN YUANTIAN MATTRESS MANUFACTURING CO.,
8 LTD., - directly from Los Angeles, California - by using the Defendant's website's interactive
9 features for conducting the purchase.
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13 3. Plaintiff at all relevant times was employed by DIAMOND MATTRESS CO., in
14 its Compton, California facility.

15 4. Plaintiff does not know the true names of defendants DOES 1 through 100,
16 inclusive, and therefore sues them by those fictitious names. Plaintiff is informed and believes,
17 and on the basis of that information and belief alleges, that each of those defendants was in
18 some manner negligently and proximately responsible for the events and happenings alleged in
19 this complaint and for Plaintiff's injuries and damages.
20
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22 5. Plaintiff is informed and believes, and on the basis of that information and belief
23 alleges, that at all times mentioned in this complaint, defendants, DOES 1 through 100, were
24 the agents and employees of their co-defendants, and in doing the things alleged in this
25 complaint were acting within the course and scope of that agency and employment and ratified
26 the act(s) complained herein. Each defendant, when acting as a principal, was negligent in the
27 selection and hiring of each other defendant as an agent or employee.
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6. Plaintiff is informed and believes, and on the basis of that information and belief alleges, that Defendants FOSHAN YUANTIAN MATTRESS MANUFACTURING CO., LTD and DOES 1 through 10, and each of them, were at all times mentioned in this complaint was, in the business of designing, manufacturing, servicing, maintaining, repairing, constructing, assembling, inspecting, testing, and fabricating various types of industrial appliances, including certain MATTRESS MANUFACTURING EQUIPMENTS, the type of equipment at issue here, (hereinafter referred to as the "JB-2 HEAVY DUTY SPRING UNIT ROLL PACK MACHINE"). In addition, these listed defendants are, and at all times mentioned herein were, engaged in the business of selling at retail, wholesale and placing into the general stream of commerce to members of the public and/or other corporations in business this type of MATTRESS MANUFACTURING EQUIPMENT and/or its component parts, which the above-listed defendants had designed, manufactured, assembled, repaired, fabricated, tested and otherwise produced.

7. Defendants, DOES 11 through 20, were at all times herein mentioned the Employer of Plaintiff and exercised supervisory authority over the job related activities of Plaintiff herein, and ratified the acts complained herein.

FIRST CAUSE OF ACTION

(Strict Liability in Tort against Defendants FOSHAN YUANTIAN MATTRESS MANUFACTURING CO., LTD., and DOES 1 through 10)

8. Plaintiffs incorporate by reference paragraphs 1 through 7 as though fully set forth herein.

1 9. Defendants, FOSHAN YUANTIAN MATTRESS MANUFACTURING CO.,
2 LTD., and DOES 1 through 10, inclusive, intended said JB-2 HEAVY DUTY SPRING UNIT
3 ROLL PACK MACHINE to be used for the purposes for which it was designed, manufactured,
4 serviced, maintained, repaired, assembled, tested, fabricated, distributed and sold by retail,
5 wholesale and all other means by these defendants, and all of them.
6

7 10. Defendants, FOSHAN YUANTIAN MATTRESS MANUFACTURING CO.,
8 LTD., and DOES 1 through 10, and each of them, knew or should have known that the JB-2
9 HEAVY DUTY SPRING UNIT ROLL PACK MACHINE would be sold for the use of the
10 general purpose and used by the purchaser or purchaser's employees without inspection for
11 defects described below.
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13 11. On or about April 26, 2012, Plaintiff, LEOPOLDO MELENA, was an employee
14 of DIAMOND MATTRESS CO., and DOES 11 through 20, and engaged in, on behalf of his
15 employer, in activities requiring him to use the JB-2 HEAVY DUTY SPRING UNIT ROLL
16 PACK MACHINE.
17

18 12. On or about April 26, 2012, Plaintiff, a 28-year-old man, used the JB-2 HEAVY
19 DUTY SPRING UNIT ROLL PACK MACHINE in a manner in which it was intended to be
20 used. During the course of this use and as a proximate result of the defects herein alleged, the
21 JB-2 HEAVY DUTY SPRING UNIT ROLL PACK MACHINE did not function in a safe and
22 proper manner. Such use of the JB-2 HEAVY DUTY SPRING UNIT ROLL PACK
23 MACHINE was in a manner reasonably foreseeable by the Defendants, and each of them.
24 Plaintiff's right arm was crushed and this resulted in shattered bones and severe open wounds
25 over the arm and elbow and forearm down to the fingertips.
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1 13. During the course of Plaintiff's use, the JB-2 HEAVY DUTY SPRING UNIT
2 ROLL PACK MACHINE failed to perform as safely as an ordinary user of that product would
3 expect. He was injured as a direct, proximate and/or legal result of the design and manufacturing
4 defects and lack of safety warnings herein alleged.

6 14. Defendants, DOE 1 and DOES 2 through 10, inclusive, designed, manufactured,
7 assembled, tested, fabricated, distributed, sold, owned and installed the JB-2 HEAVY DUTY
8 SPRING UNIT ROLL PACK MACHINE without proper safety devices and warnings necessary
9 for the safe and proper operation of the equipment.

11 15. The JB-2 HEAVY DUTY SPRING UNIT ROLL PACK MACHINE was unsafe
12 and otherwise defective and inherently dangerous in its design and manufacture for its reasonably
13 foreseeable uses at the time Plaintiff, LEOPOLDO MELENA was using it in the manner intended.

15 16. As a direct, proximate and/or legal result of the design and manufacturing defects
16 alleged herein, there was traumatic injury to Plaintiff's health, strength, nervous system and body,
17 all of which said injuries have caused and continue to cause plaintiff great mental, physical and
18 nervous strain, pain and suffering. Plaintiff is informed and believes and thereon alleges that
19 Plaintiff will be permanently disabled, all to Plaintiff's general damages to be proved at the time
20 of trial.

22 17. As a direct, proximate and/or legal result of the design and manufacturing defects
23 alleged herein, Plaintiff was required to, and did employ physicians and surgeons to examine, treat,
24 and care for Plaintiff and did incur medical and incidental expenses, the exact amount of which are
25 unknown at this time. Plaintiff will ask leave of court to amend at such time when the exact
26 amount of this loss is ascertained and will prove same at time of trial.

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WHEREFORE, Plaintiff, prays for judgment against defendants, and each of them, as to all causes of action herein as follows:

1. For general damages in an amount according to proof at the time of trial;
2. Loss of income as proved at time of trial;
3. Loss of earning capacity as proved at time of trial;
4. Medical and incidental expenses as proved at time of trial;
5. Costs of suit herein incurred;
6. Such other and further relief as this court may deem just and proper.

Dated: March 17, 2013

Respectfully submitted,

LAW OFFICES OF GREGORY A. YATES
A Professional Corporation

By: Michael Saint-George
GREGORY A. YATES, ESQ.
M. MICHAEL SAINT-GEORGE, ESQ.
Attorney for Plaintiffs
LEOPOLDO MELENA

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
GREGORY A. YATES, ESQ. (SBN 63259)
LAW OFFICES OF GREGORY A. YATES
16830 VENTURA BLVD., SUITE 250
ENCINO, CA 91436
TELEPHONE NO.: (310) 858-6944 FAX NO.: (818) 905-7038
ATTORNEY FOR (Name): LEOPOLDO MELENA

FOR COURT USE ONLY
FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

MAR 12 2013
John A. Clarke, Executive Officer/Clerk
BY Cristina Grijalva Deputy
Cristina Grijalva

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
STREET ADDRESS: 111 NORTH HILL STREET
MAILING ADDRESS: SAME
CITY AND ZIP CODE: LOS ANGELES 90012
BRANCH NAME: CENTRAL

CASE NAME: MELENA v. FOSHAN

CIVIL CASE COVER SHEET
 Unlimited (Amount demanded exceeds \$25,000)
 Limited (Amount demanded is \$25,000 or less)

Complex Case Designation
 Counter **Joinder**
Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

CASE NUMBER: **BC502765**

JUDGE:
DEPT:

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:
- | | | |
|---|--|--|
| <p>Auto Tort</p> <input type="checkbox"/> Auto (22)
<input type="checkbox"/> Uninsured motorist (46)
<p>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</p> <input type="checkbox"/> Asbestos (04)
<input checked="" type="checkbox"/> Product liability (24)
<input type="checkbox"/> Medical malpractice (45)
<input type="checkbox"/> Other PI/PD/WD (23)
<p>Non-PI/PD/WD (Other) Tort</p> <input type="checkbox"/> Business tort/unfair business practice (07)
<input type="checkbox"/> Civil rights (08)
<input type="checkbox"/> Defamation (13)
<input type="checkbox"/> Fraud (16)
<input type="checkbox"/> Intellectual property (19)
<input type="checkbox"/> Professional negligence (25)
<input type="checkbox"/> Other non-PI/PD/WD tort (35)
<p>Employment</p> <input type="checkbox"/> Wrongful termination (36)
<input type="checkbox"/> Other employment (15) | <p>Contract</p> <input type="checkbox"/> Breach of contract/warranty (06)
<input type="checkbox"/> Rule 3.740 collections (09)
<input type="checkbox"/> Other collections (09)
<input type="checkbox"/> Insurance coverage (18)
<input type="checkbox"/> Other contract (37)
<p>Real Property</p> <input type="checkbox"/> Eminent domain/Inverse condemnation (14)
<input type="checkbox"/> Wrongful eviction (33)
<input type="checkbox"/> Other real property (26)
<p>Unlawful Detainer</p> <input type="checkbox"/> Commercial (31)
<input type="checkbox"/> Residential (32)
<input type="checkbox"/> Drugs (38)
<p>Judicial Review</p> <input type="checkbox"/> Asset forfeiture (05)
<input type="checkbox"/> Petition re: arbitration award (11)
<input type="checkbox"/> Writ of mandate (02)
<input type="checkbox"/> Other judicial review (39) | <p>Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403)</p> <input type="checkbox"/> Antitrust/Trade regulation (03)
<input type="checkbox"/> Construction defect (10)
<input type="checkbox"/> Mass tort (40)
<input type="checkbox"/> Securities litigation (28)
<input type="checkbox"/> Environmental/Toxic tort (30)
<input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41)
<p>Enforcement of Judgment</p> <input type="checkbox"/> Enforcement of judgment (20)
<p>Miscellaneous Civil Complaint</p> <input type="checkbox"/> RICO (27)
<input type="checkbox"/> Other complaint (not specified above) (42)
<p>Miscellaneous Civil Petition</p> <input type="checkbox"/> Partnership and corporate governance (21)
<input type="checkbox"/> Other petition (not specified above) (43) |
|---|--|--|

2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties | d. <input type="checkbox"/> Large number of witnesses |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence | f. <input type="checkbox"/> Substantial postjudgment judicial supervision |
3. Remedies sought (check all that apply): a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive
4. Number of causes of action (specify): 2
5. This case is is not a class action suit.

6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)
Date: 3/11/13
GREGORY A. YATES, ESQ. (SBN 63259) (TYPE OR PRINT NAME)
[Signature] (SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 2

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you must complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check one box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES

Auto Tort

Auto (22)—Personal Injury/Property Damage/Wrongful Death
Uninsured Motorist (46) (*if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto*)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort

Asbestos (04)
Asbestos Property Damage
Asbestos Personal Injury/Wrongful Death
Product Liability (*not asbestos or toxic/environmental*) (24)
Medical Malpractice (45)
Medical Malpractice—Physicians & Surgeons
Other Professional Health Care Malpractice
Other PI/PD/WD (23)
Premises Liability (e.g., slip and fall)
Intentional Bodily Injury/PD/WD (e.g., assault, vandalism)
Intentional Infliction of Emotional Distress
Negligent Infliction of Emotional Distress
Other PI/PD/WD

Non-PI/PD/WD (Other) Tort

Business Tort/Unfair Business Practice (07)
Civil Rights (e.g., discrimination, false arrest) (*not civil harassment*) (08)
Defamation (e.g., slander, libel) (13)
Fraud (16)
Intellectual Property (19)
Professional Negligence (25)
Legal Malpractice
Other Professional Malpractice (*not medical or legal*)
Other Non-PI/PD/WD Tort (35)

Employment

Wrongful Termination (36)
Other Employment (15)

Contract

Breach of Contract/Warranty (06)
Breach of Rental/Lease
Contract (*not unlawful detainer or wrongful eviction*)
Contract/Warranty Breach—Seller Plaintiff (*not fraud or negligence*)
Negligent Breach of Contract/Warranty
Other Breach of Contract/Warranty
Collections (e.g., money owed, open book accounts) (09)
Collection Case—Seller Plaintiff
Other Promissory Note/Collections Case
Insurance Coverage (*not provisionally complex*) (18)
Auto Subrogation
Other Coverage
Other Contract (37)
Contractual Fraud
Other Contract Dispute

Real Property

Eminent Domain/Inverse Condemnation (14)
Wrongful Eviction (33)
Other Real Property (e.g., quiet title) (26)
Writ of Possession of Real Property
Mortgage Foreclosure
Quiet Title
Other Real Property (*not eminent domain, landlord/tenant, or foreclosure*)

Unlawful Detainer

Commercial (31)
Residential (32)
Drugs (38) (*if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential*)

Judicial Review

Asset Forfeiture (05)
Petition Re: Arbitration Award (11)
Writ of Mandate (02)
Writ—Administrative Mandamus
Writ—Mandamus on Limited Court Case Matter
Writ—Other Limited Court Case Review
Other Judicial Review (39)
Review of Health Officer Order
Notice of Appeal—Labor
Commissioner Appeals

Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)

Antitrust/Trade Regulation (03)
Construction Defect (10)
Claims Involving Mass Tort (40)
Securities Litigation (28)
Environmental/Toxic Tort (30)
Insurance Coverage Claims (*arising from provisionally complex case type listed above*) (41)

Enforcement of Judgment

Enforcement of Judgment (20)
Abstract of Judgment (Out of County)
Confession of Judgment (*non-domestic relations*)
Sister State Judgment
Administrative Agency Award (*not unpaid taxes*)
Petition/Certification of Entry of Judgment on Unpaid Taxes
Other Enforcement of Judgment Case

Miscellaneous Civil Complaint

RICO (27)
Other Complaint (*not specified above*) (42)
Declaratory Relief Only
Injunctive Relief Only (*non-harassment*)
Mechanics Lien
Other Commercial Complaint Case (*non-tort/non-complex*)
Other Civil Complaint (*non-tort/non-complex*)

Miscellaneous Civil Petition

Partnership and Corporate Governance (21)
Other Petition (*not specified above*) (43)
Civil Harassment
Workplace Violence
Elder/Dependent Adult Abuse
Election Contest
Petition for Name Change
Petition for Relief from Late Claim
Other Civil Petition

SHORT TITLE: LEOPOLDO V. FOSHAN

CASE NUMBER

BC502765

**CIVIL CASE COVER SHEET ADDENDUM AND
STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

Item I. Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? YES CLASS ACTION? YES LIMITED CASE? YES TIME ESTIMATED FOR TRIAL HOURS/ DAYS

Item II. Indicate the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):

Step 1: After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

Step 2: Check one Superior Court type of action in Column **B** below which best describes the nature of this case.

Step 3: In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

Applicable Reasons for Choosing Courthouse Location (see Column C below)

- | | |
|--|--|
| 1. Class actions must be filed in the Stanley Mosk Courthouse, central district. | 6. Location of property or permanently garaged vehicle. |
| 2. May be filed in central (other county, or no bodily injury/property damage). | 7. Location where petitioner resides. |
| 3. Location where cause of action arose. | 8. Location wherein defendant/respondent functions wholly. |
| 4. Location where bodily injury, death or damage occurred. | 9. Location where one or more of the parties reside. |
| 5. Location where performance required or defendant resides. | 10. Location of Labor Commissioner Office |

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
Product Liability (24)	<input checked="" type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall) <input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.) <input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress <input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4. 1., 4. 1., 3. 1., 4.

SHORT TITLE: LEOPOLDO V. FOSHAN

CASE NUMBER

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 3.
Civil Rights (08)	<input type="checkbox"/> A6005 Civil Rights/Discrimination	1., 2., 3.
Defamation (13)	<input type="checkbox"/> A6010 Defamation (slander/libel)	1., 2., 3.
Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1., 2., 3.
Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice <input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3. 1., 2., 3.
Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	2., 3.
Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals	1., 2., 3. 10.
Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) <input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence) <input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud) <input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	2., 5. 2., 5. 1., 2., 5. 1., 2., 5.
Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff <input type="checkbox"/> A6012 Other Promissory Note/Collections Case	2., 5., 6. 2., 5.
Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud <input type="checkbox"/> A6031 Tortious Interference <input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 5. 1., 2., 3., 5. 1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2.
Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure <input type="checkbox"/> A6032 Quiet Title <input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6. 2., 6. 2., 6.
Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer- Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2., 6.
Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.

SHORT TITLE: LEOPOLDO V. FOSHAN

CASE NUMBER

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2., 6.
Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 5.
Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus <input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter <input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2., 8. 2. 2.
Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2., 8.
Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1., 2., 8.
Construction Defect (10)	<input type="checkbox"/> A6007 Construction Defect	1., 2., 3.
Claims Involving Mass Tort (40)	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1., 2., 8.
Securities Litigation (28)	<input type="checkbox"/> A6035 Securities Litigation Case	1., 2., 8.
Toxic Tort Environmental (30)	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1., 2., 3., 8.
Insurance Coverage Claims from Complex Case (41)	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.
Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment <input type="checkbox"/> A6160 Abstract of Judgment <input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations) <input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes) <input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax <input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 9. 2., 6. 2., 9. 2., 8. 2., 8. 2., 8., 9.
RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.
Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only <input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment) <input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex) <input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8. 2., 8. 1., 2., 8. 1., 2., 8.
Partnership Corporation Governance (21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2., 8.
Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment <input type="checkbox"/> A6123 Workplace Harassment <input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case <input type="checkbox"/> A6190 Election Contest <input type="checkbox"/> A6110 Petition for Change of Name <input type="checkbox"/> A6170 Petition for Relief from Late Claim Law <input type="checkbox"/> A6100 Other Civil Petition	2., 3., 9. 2., 3., 9. 2., 3., 9. 2. 2., 7. 2., 3., 4., 8. 2., 9.


SHORT TITLE: LEOPOLDO V. FOSHAN	CASE NUMBER
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Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., **Step 3** on Page 1, as the proper reason for filing in the court location you selected.

REASON: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case. <input type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10.	ADDRESS: 3112 East Las Hermanas Street			
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;">CITY: Compton</td> <td style="width:33%;">STATE: CA</td> <td style="width:33%;">ZIP CODE: 90221</td> </tr> </table>	CITY: Compton	STATE: CA	ZIP CODE: 90221	
CITY: Compton	STATE: CA	ZIP CODE: 90221		

Item IV. Declaration of Assignment: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., § 392 et seq., and Local Rule 2.0, subs. (b), (c) and (d)].

Dated: 3/11/13


 (SIGNATURE OF ATTORNEY/FILING PARTY)
 Law Offices of Gregoey A Yates

PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 03/11).
5. Payment in full of the filing fee, unless fees have been waived.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.