Case No. 073979

# IN THE COURT OF APPEAL FOR THE STATE OF CALIFORNIA FOURTH APPELLATE DISTRICT DIVISION ONE

DARRYL COTTON
Defendant and Petitioner,

v.

The Superior Court, County of San Diego, Respondent.

LARRY GERACI, an individual, REBECCA BERRY, an individual,

CITY OF SAN DIEGO, a public entity,

Real Parties in Interest.

EXHIBITS IN SUPPORT OF
PETITION FOR WRIT OF MANDATE AND/OR PROHIBITION
OR OTHER APPROPRIATE RELIEF
AND REQUEST FOR IMMEDIATE STAY

# **SECOND AMENDED VOLUME V – EXHIBITS 19-24**

Darryl Cotton 6176 Federal Blvd. San Diego, CA 92114 Telephone: (619) 954-4447 Petitioner, Self-Represented

## SECOND AMENDED INDEX OF EXHIBITS TO PETITION FOR WRIT OF MANDATE VOLUME V – EXHIBITS 19-24 [PAGES 1204 – 1247]

| EXH. | DATE     | DESCRIPTION                                    | PAGE<br>RANGE |
|------|----------|--|---------------|
| 19   | 04/11/18 | Tentative Ruling on Motion by Darryl           | 1206 – 1207   |
|      |          | Cotton to Expunge Notice of Pendency           |               |
|      |          | of Action (Lis Pendens)                        |               |
|      |          | [SDSC ROA-191]                                 |               |
| 20   | 04/25/18 | Ex Parte Application for Order                 | 1208 - 1214   |
|      |          | Extending Time Within Which                    |               |
|      |          | Defendant/Cross-Complainant Darryl             |               |
|      |          | Cotton May File a Petition for Writ of         |               |
|      |          | Mandate Regarding this Court's                 |               |
|      |          | April 13, 2018 Order Denying His               |               |
|      |          | Motion to Expunge Lis Pendens                  |               |
|      |          | (Notice of Pendency of Action);                |               |
|      |          | Memorandum of Points and                       |               |
|      |          | Authorities, and Declaration of Darryl         |               |
|      |          | Cotton in Support                              |               |
|      |          | [SDSC ROA 212]                                 |               |
| 21   | 04/26/18 | Minute Order Granting Defendant                | 1215          |
|      |          | Darryl Cotton's <i>Ex Parte</i> Application re |               |
|      |          | 10-day extension of time to file Petition      |               |
|      |          | for Writ of Mandate                            |               |
|      |          | [SDSC ROA 213]                                 |               |
| 22   | 04/27/18 | Minute Order on Plaintiff's Motion for         | 1216 - 1217   |
|      |          | Monetary and Escalating/Terminating            |               |
|      |          | Sanctions [ROA 222]                            |               |
| 23   | 07/21/16 | Text Messages Between Petitioner and           | 1218 - 1243   |
|      | to       | Real Party in Interest Larry Geraci            |               |
|      | 05/08/17 | [GAR-0498 – GER-0522]                          |               |
| 24   | 08/28/16 | Petitioner's Sprint Call                       | 1244 - 1247   |
|      | to       | Records/Invoices Documenting                   |               |
|      | 03/25/17 | Petitioner's Communications With Real          |               |
|      |          | Party in Interest Larry Geraci                 |               |

#### SUPERIOR COURT OF CALIFORNIA,

COUNTY OF SAN DIEGO
HALL OF JUSTICE
TENTATIVE RULINGS - April 11, 2018

JUDICIAL OFFICER: Joel R. Wohlfeil

CASE NO.: 37-2017-00010073-CU-BC-CTL

CASE TITLE: LARRY GERACI VS DARRYL COTTON [IMAGED]

CASE CATEGORY: Civil - Unlimited CASE TYPE: Breach of Contract/Warranty

EVENT TYPE: Motion Hearing (Civil)

CAUSAL DOCUMENT/DATE FILED: Motion to Expunge Lis Pendens, 04/04/2018

The Motion (ROA # 161) of Defendant / Cross-Complainant Darryl Cotton ("Defendant") for an order expunging the *lis pendens* recorded in the office of the Recorder of San Diego County as Instrument Number 2017-0129756 and filed in the above-referenced action on March 22, 2017, and an order awarding Defendant reasonable attorneys' fees and costs, on the grounds that the Complaint lacks "probable validity" which can be established by a preponderance of the evidence in light of the evidence presented by Plaintiff LARRY GERACI ("Plaintiff"), is DENIED.

The Court must expunge a lis pendens where: (a) the action does not involve a "real property claim" (Code Civ. Proc. 405.31); or (b) the claimant has not demonstrated the "probable validity" of the claim (Code Civ. Proc. 405.32). Code Civ. Proc. 405.30. "Real property claim" means a cause of action "which would, if meritorious, affect ... title to, or the right to possession of, specific real property ...." Code Civ. Proc. 405.4. The question of whether pleadings state a real property claim is tested by a demurrer-like analysis that centers on the adequacy of the pleading. Gale v. Superior Court (2004) 122 Cal. App. 4th 1388, 1395. It is strictly a binary process: If you properly plead a real property claim, you can file a notice of lis pendens; if you don't, you can't. Id.

"Probable validity" means that it is more likely than not that the claimant will obtain a judgment against the defendant on the claim. Code Civ. Proc. 405.3. To avoid a motion to expunge, the burden is on the lis pendens claimant (Plaintiff) to establish the "probable validity" of the real property claim "by a preponderance of the evidence." Code Civ. Proc. 405.32. If conflicting evidence is presented, the Court must weigh the evidence in deciding whether Plaintiff has sustained its burden. Edmon & Karnow, <u>Cal. Prac. Guide: Civ. Pro. Before Trial</u> (The Rutter Group 2017) at ¶ 9:436.2.

It is undisputed this action involves a real property claim, and this Motion is limited to the issue of probable validity regarding each cause of action within the Complaint. Specifically, Defendant contends that the November 2, 2016 writing does not evidence the complete agreement between the parties. Instead, an oral agreement existed that the parties agreed would be reduced to writing in the near future. Defendant contends Plaintiff has not complied with the terms of the expanded oral agreement, and that he (Defendant) did not breach the existing oral agreement. The subject November 2, 2016 agreement is notarized, and reads as follows:

"11/02/2016

"Agreement between Larry Geraci or assignee and Darryl Cotton:

"Darryl Cotton has agreed to sell the property located at 6176 Federal Blvd, CA for a sum of \$800,000.00 to Larry Geraci or assignee on the approval of a Marijuana Dispensary. (CUP for a

Event ID: 1935746 TENTATIVE RULINGS Calendar No.: 1206

CASE TITLE: LARRY VS DARRYL CASE NUMBER: 37-2017-00010073-CU-BC-CTL **GERACI** COTTON [IMAGED]

dispensary)

"Ten Thousand dollars (cash) has been given in good faith earnest money to be applied to the sales price of \$800,000.00 and to remain in effect until license is approved. Darryl Cotton has agreed to not enter into any other contacts on this property."

This document appears to set forth all essential terms for an agreement, and the fact that it is notarized supports Plaintiff's contention that it is a complete agreement between the parties. On the other hand, the documents Defendant offers in support of this Motion were created after November 2, 2016, and appear to be unsuccessful attempts to negotiate changes to the original agreement. It is possible that Plaintiff fraudulently induced Defendant to enter into the November 2<sup>nd</sup> agreement with the false promise of a future agreement regarding a \$50,000.00 non-refundable deposit and a 10 percent equity stake in the marijuana dispensary. However, the combined evidence presented in support and opposition to this Motion results in the conclusion that it is more likely than not that the November 2, 2016 writing contains the terms of the agreement between the parties.

Defendant's Request for judicial notice is DENIED. Plaintiff's objections (ROA # 186) are SUSTAINED.

Plaintiff's evidentiary objections (ROA # 185) are OVERRULED.

Calendar No.: 1207 TENTATIVE RULINGS Event ID: 1935746

Page: 2

| 1                               | Darryl Cotton<br>6176 Federal Boulevard<br>San Diego, CA 92114 | ELECTRONICALLY FILED Superior Court of California, County of San Diego                  |
|---------------------------------|--|---|
| 2                               | Telephone: (619) 954-4447<br>Facsimile: (619) 229-9387         | 04/25/2018 at 01:52:00 PM   |
| 3                               | (019) 229 9307   | Clerk of the Superior Court<br>By Katelin O'Keefe,Deputy Clerk                          |
| 4                               | <br>  Defendant/Cross-Complainant <i>In Propria Persona</i>    |   |
| 5                               |  |   |
| 6                               |  |   |
| 7                               |  |   |
| 8                               | SUPERIOR COUR  | T OF CALIFORNIA   |
| 9                               | COUNTY OF SAN DIEG   | O – CENTRAL DIVISION  |
| 10                              |  |   |
| 11                              | LARRY GERACI, an individual,                                   | ) CASE NO. 37-2017-00010073-CU-BC-CTL   |
| 12                              | Plaintiff,   | )   |
| 13                              | vs.  | EX PARTE APPLICATION FOR AN ORDER EXTENDING THE TIME WITHIN WHICH                       |
| 14                              | DARRYL COTTON, an individual;                                  | <ul><li>DEFENDANT/CROSS-COMPLAINANT</li><li>DARRYL COTTON MAY FILE A PETITION</li></ul> |
| 15                              | and DOES 1-10, INCLUSIVE,                                      | FOR WRIT OF MANDATE REGARDING   |
| 16                              | Defendants.  | THIS COURT'S APRIL 13, 2018 ORDER DENYING HIS MOTION TO EXPUNGE                         |
|                                 |  | -) LIS PENDENS (NOTICE OF PENDENCY  |
| 17                              | DARRYL COTTON, an individual,                                  | OF ACTION); MEMORANDUM OF POINTS AND AUTHORITIES, AND DECLARATION                       |
| 18                              | Cross-Complainant,   | OF DARRYL COTTON IN SUPPORT   |
| 19                              | Gross Complantatio,  | ) THEREOF   |
| 20                              | vs.  | ) <b>DATE:</b> April 26, 2018   |
| 21                              | LARRY GERACI, an individual, REBECCA                           | TIME: 8:30 a.m.   |
| 22                              | BERRY, an individual; and DOES 1 through 10,                   | DEPT: C-73 JUDGE: The Honorable Joel R. Wohfeil   |
|                                 | Inclusive,   | j <b>JUDGE:</b> The Honorable Joel R. Wohfeil   |
| <ul><li>23</li><li>24</li></ul> | Cross-Defendants.  | () [CIVIL IMAGED FILE]  |
| 25                              | TO ALL PARTIES AND THEIR RESPE                                 | CCTIVE COUNSEL OF RECORD:   |
| 26                              | PLEASE TAKE NOTICE that, on April 2                            | 6, 2018 at 8:30 a.m. or as soon thereafter as the matter                                |

**PLEASE TAKE NOTICE** that, on April 26, 2018 at 8:30 a.m. or as soon thereafter as the matter may be heard in Department C-73 of the above-entitled Court, Defendant and Cross-Complainant DARRYL COTTON ("Cotton") will move this Court *ex parte* for an Order extending his time to file a

27

28

Petition for Writ of Mandate regarding this Court's April 13, 2018 Order denying his Motion to Expunge *Lis Pendens* (Notice of Pendency of Action) ("LP Motion").

This Motion brought pursuant to the provisions of Code of Civil Procedure section 405.39 which empowers this Court to extend the time within which a Petition for Writ of Mandate may be filed by an additional ten (10) days upon the timely application by a party requesting such extension.

This Motion is made on the grounds that good cause exists to extend Cotton's time to file his Petition for Writ of Mandate given that he is a self-represented litigant who may suffer serious and potentially irreversible financial losses, physical and emotional stress and other damages if his time is not extended to enable him to properly prepare and file a Petition for Writ of Mandate, and the requested extension will not operate to prejudice any other party to this litigation.

This *ex parte* motion is based upon this this Application and the accompanying Memorandum of Points and Authorities and Declaration of Darryl Cotton in support hereof, the records and papers on file in this action, and such oral testimony and documentary evidence which may be presented on this hearing of this Motion.

DATED: April 25, 2018

| DARRYL COTTON |
| Defendant/Cross-Complainant In Propria Persona

# 

#### MEMORANDUM OF POINTS AND AUTHORITIES

#### A. Factual Background

This dispute forming the bases of this litigation arises out of negotiations which began in or around August 2016 between Cotton and Plaintiff in connection with Plaintiff's desire to purchase the real property owned by Cotton located at 6176 Federal Boulevard, San Diego, California ("Property").

Over the course of the ensuing months, the parties extensively negotiated the terms of Plaintiff's potential purchase of the Property. Plaintiff alleges that the parties entered into a final agreement for his purchase of the Property. Cotton contends that the parties never entered into any such final agreement for Plaintiff's purchase of the Property.

On March 22, 2018, Plaintiff recorded a *lis pendens* on Cotton's property. On April 4, 2018, Cotton filed a motion to expunge Plaintiff's *Lis Pendens* ("LP Motion") which was heard before this Court on April 13, 2018. The Court denied Cotton's LP Motion (the "April 13, 2018 Order"). The denial of a motion to expunge a lis pendens is not appealable, Cotton's only remedy is to file a Petition for Writ of Mandate ("PWM") challenging that Order. On April 13, 2018, Plaintiff's counsel served notice of that Order by mail in the form of a Notice of Ruling After Hearing re Defendant Darryl Cotton's Motion to Expunge *Lis Pendens*.

# B. This Court Is Empowered and Has the Discretion to Extend the Time Within Which a Petition for Writ of Mandate Must Be Filed by Ten Days, and Good Cause Exists to Grant Cotton the Maximum Ten-Day Extension Provided by Statute.

Code of Civil Procedure section 405.39 provides as follows:

Any party aggrieved by an order [granting or denying] ... a motion [regarding a *lis* pendens] under this chapter may petition the proper reviewing court to review the order by writ of mandate. The petition for writ of mandate shall be filed and served within 20 days of service of written notice of the order by the court or any party. The court which issued the order may, within the initial 20-day period, extend the initial 20-day period for one additional period not to exceed 10 days. A copy of the petition for writ of mandate shall be delivered to the clerk of the court which issued the order with a request that it be placed in the court file.

As the aggrieved party pursuant to the April 13, 2018 Order, Cotton is entitled to – and hereby does – make application to this Court to obtain a ten-day extension to file his PWM, and Cotton respectfully submits that good cause exists for this Court to grant his request.

As the record in this matter clearly reflects, since the inception of this case, the majority of issues and disputes which have arisen primarily have been adjudicated through numerous law and motion proceedings. Despite the virtual break-neck speed at which this litigation has progressed, Cotton has done the best he can to represent himself in all proceedings, with the only exception being his LP Motion for which Attorney Jacob Austin specially appeared and represented him on a limited basis.

As the record also clearly reflects, attempting to keep up with the filing deadlines associated with both the flurry of motions and other matters, filing appeals regarding several Orders in this case and, in particular, the potential looming threat of losing his Property, have been extremely stressful for Cotton such that they have dramatically affected his already compromised physical and mental health to such an extent that some of his maladies have become exacerbated.

In addition, since entry of the April 13, 2018 Order, Cotton also has been tasked with drafting and filing his opposition to Plaintiff's recent sanctions motion scheduled for hearing in two days on April 27, 2018 seeking termination of this case in the favor of Plaintiff and Cross-Defendant Rebecca Berry. Given the fact that the motion was filed and is being heard on shortened time, and the gravity of that motion and the resulting severe consequences to Cotton if this Court was to grant the motion imposing the sanctions requested by Plaintiff, it was both prudent and necessary for Cotton to devote a considerable amount of his time and effort (which he otherwise could and would have devoted to drafting the PWM) to oppose that motion which ultimately could prove to be the final death knell to this litigation.

C. Granting Cotton's Request for a 10-Day Extension to File His Petition for Writ of Mandate

Will Not Operate to Prejudice Any Party to This Litigation; Instead, it Only Will Operate

to Further Justice by Protecting Cotton's Right to Due Process to Obtain a Fair and Proper

Adjudication of This and All Other Issues in this Litigation, and a Final Disposition of this

Case on its Merits.

California law strongly favors the disposition of cases on their merits. (*Mink v. Superior Court* (1992 2 Cal.App.4<sup>th</sup> 1338, 1343.) The job of the court is to allow disputes to be fairly and properly

adjudicated, protecting the rights *of all litigants*. (Emphasis added.) (*Palomar Mortgage Co. v. Lister* (1963) 212 Cal.App.2d 237, 240.)

Cotton believes that the *lis pendens* Plaintiff recorded on his Property should be expunged because he has demonstrated – based upon the evidence and argument presented by *both parties* in the LP Motion – that the parties never entered into any final agreement by which Plaintiff was or is entitled to purchase the Property; notwithstanding, however, this Court disagreed with Cotton and ruled against him, thus leaving him no other remedy but to seek appellate review. In order to do so, being a pro per litigant, Cotton is in need of additional time beyond the statutory 20 days to enable him to properly, thoughtfully and fully brief the matter for filing with the Court of Appeals.

Extending the time for Cotton to file and serve his PWM by a mere ten days will not operate to prejudice or create a hardship to any of the other parties to this case. To the contrary, granting Cotton the relief he requests would further the legislative intent of providing litigants the opportunity to obtain an extension of time to facilitate a resolution of this and other issues in this case on their merits, rather than adjudication "by ambush." (*Greyhound Corp v. Superior Court* (1961) 56 Cal.2d 355, 376.)

#### **CONCLUSION**

In light of the foregoing, Cotton respectfully submits that good cause exists for this Court to grant this motion, and hereby requests that this Court Order that his time to file his PWM be extended for a period of ten days.

| DATED: | April 25, 2018 | /s/  |
|--------|----------------|--|
|        | 1 /            | DARRYL COTTON                                  |
|        |                | Defendant/Cross-Complainant In Propria Persona |

#### DECLARATION OF DARRYL COTTON

#### I, Darryl Cotton, declare:

- 1. I am over the age of eighteen years, the Plaintiff and Cross-Defendant in the above-entitled action and I submit this declaration in support of my foregoing *Ex Parte* Application for an order extending my time to file a Petition for Writ of Mandate in connection with the April 13, 2018 Order.
- 2. This dispute forming the bases of this litigation arises out of negotiations which began in or around August 2016 between myself and Plaintiff in connection with his desire to purchase the real property I own located at 6176 Federal Boulevard, San Diego, California ("Property").
- 3. Over the course of the ensuing months, the Plaintiff and I parties extensively negotiated the terms of his potential purchase of my Property. Plaintiff alleges that we entered into a final agreement for his purchase of my Property. I contends that we never entered into any such final agreement for Plaintiff's purchase of my Property.
  - 4. On March 22, 2018, Plaintiff recorded a lis pendens on my property.
- On April 4, 2018, I filed the "LP Motion" which was heard before this Court on April 13,
   The Court denied my LP Motion.
- 6. Because the denial of my motion to expunge a *lis pendens* is not appealable, my only remedy is to file a Petition for Writ of Mandate challenging the April 13, 2018 Order.
- 7. On April 13, 2018, Plaintiff's counsel served notice of the April 13, 2018 Order by mail in the form of a Notice of Ruling After Hearing re Defendant Darryl Cotton's Motion to Expunge *Lis Pendens*.
- 8. As the record in this matter clearly reflects, since the inception of this case, the majority of issues and disputes which have arisen primarily have been adjudicated through numerous law and motion proceedings. Despite the virtual break-neck speed at which this litigation has progressed, I have done my best to represent myself in all proceedings, with the only exception being my LP Motion for which Attorney Jacob Austin specially appeared and represented me on a limited basis.
- 9. As the record also clearly reflects, attempting to keep up with the filing deadlines associated with both the flurry of motions and other matters, filing appeals regarding several Orders in this case and, in particular, the potential looming threat of losing my Property, have been extremely

stressful for me such that they have dramatically affected my already compromised physical and mental health to such an extent that some of my maladies have become exacerbated.

- 10. In addition, since entry of the April 13, 2018 Order, I also was tasked with drafting and filing my opposition to Plaintiff's recent sanctions motion scheduled for hearing in two days on April 27, 2018 seeking termination of this case in the favor of Plaintiff and Cross-Defendant Rebecca Berry. Given the fact that the motion was filed and is being heard on shortened time, and the gravity of that motion and the resulting severe consequences to me if this Court was to grant the motion imposing the sanctions requested by Plaintiff, it was both prudent and necessary for me to devote a considerable amount of my time and effort (which I otherwise could and would have devoted to drafting the PWM) to oppose that motion which ultimately could prove to be the final death knell to this litigation.
- 11. It is my belief that the *lis pendens* recorded by Plaintiff on my Property should be expunged because Plaintiff has demonstrated based upon the evidence and argument presented by *both parties* in the LP Motion that the we never entered into any final agreement by which Plaintiff was or is entitled to purchase my Property; notwithstanding, however, this Court disagreed with me and ruled against me, thus leaving me no other remedy but to seek appellate review. In order to do so, being a proper litigant, I am in need of additional time beyond the statutory 20 days to enable me to properly, thoughtfully and fully brief the matter for filing with the Court of Appeals.
- 12. Extending the time for me to file and serve my PWM by a mere ten days will not prejudice or create a hardship to any of the other parties to this case.

I declare under penalty of perjury according to the law of the State of California that the foregoing is true and correct and that this declaration was executed on April 25, 2018 at San Diego, California.

| /s/           |  |
|---------------|--|
| DARRYL COTTON |  |

#### SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO CENTRAL

#### MINUTE ORDER

DATE: 04/26/2018 TIME: 08:30:00 AM DEPT: C-73

JUDICIAL OFFICER PRESIDING: Joel R. Wohlfeil

CLERK: Andrea Taylor

REPORTER/ERM: Not Reported

BAILIFF/COURT ATTENDANT: R. Camberos

CASE NO: 37-2017-00010073-CU-BC-CTL CASE INIT.DATE: 03/21/2017

CASE TITLE: Larry Geraci vs Darryl Cotton [Imaged]

CASE CATEGORY: Civil - Unlimited CASE TYPE: Breach of Contract/Warranty

**EVENT TYPE**: Ex Parte

#### **APPEARANCES**

Michael R Weinstein, counsel, present for Respondent on Appeal, Cross - Defendant, Cross - Complainant, Plaintiff(s).

Darryl Cotton, self represented Defendant, present.

Ex-parte application for application seeking 10 day extension to file Petition with Court of Appeal requested by Defendant.

The Court finds good cause and grants the request. The parties stipulate to the extension.

Notice is waived.

DATE: 04/26/2018 DEPT: C-73 MINUTE ORDER

1 2 Page 1
Calendar No. 1

#### SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO CENTRAL

#### MINUTE ORDER

DATE: 04/27/2018 TIME: 10:45:00 AM DEPT: C-73

JUDICIAL OFFICER PRESIDING: Joel R. Wohlfeil

CLERK: Ryan A Willis, Andrea Taylor REPORTER/ERM: Not Reported

BAILIFF/COURT ATTENDANT: R. Camberos

CASE NO: **37-2017-00010073-CU-BC-CTL** CASE INIT.DATE: 03/21/2017

CASE TITLE: Larry Geraci vs Darryl Cotton [Imaged]

CASE CATEGORY: Civil - Unlimited CASE TYPE: Breach of Contract/Warranty

**EVENT TYPE**: Motion Hearing (Civil)

MOVING PARTY: Larry Geraci, Rebecca Berry

CAUSAL DOCUMENT/DATE FILED: Motion - Other Notice of Hearing on Motion for Monetary and

Escalating/Terminating Sanctions, 04/09/2018

#### **APPEARANCES**

Michael R Weinstein, counsel, present for Respondent on Appeal, Cross - Defendant, Cross - Complainant, Plaintiff(s).

Darryl Cotton, self represented Defendant, present.

The Court modifies the tentative ruling as follows:

The Motion (ROA # 169, 177, 194) of Plaintiff / Cross - Defendant LARRY GERACI ("Plaintiff" or "Geraci") and Cross - Defendant REBECCA BERRY ("Berry") for orders 1. Imposing monetary sanctions against Defendant and Cross - Complainant DARRYL COTTON ('Cotton") to compensate for the attorneys' fees and costs associated with Cotton's non-appearance at his April 5, 2018, deposition, and with the preparation and hearing of this Motion for sanctions; and 2. Imposing escalating / terminating sanctions (a) for an order striking Cotton's Answer to the Complaint; and (b) for an order striking Cotton's operative Second Amended Cross-Complaint; or 3. Alternatively, as a possible lesser but escalating sanctions, for an order continuing the Trial date for 60 days to permit Cotton one final chance to provide the written discovery responses and make himself available for deposition on a date certain within 10 days, and at the same time extending the discovery cutoff by 60 days for Plaintiff and Berry so that Plaintiff and Berry are given opportunity to conduct follow up discovery, including depositions that they deem necessary in light of the information provided in those responses and deposition testimony, is GRANTED IN PART and will be HEARD IN PART.

The Motion to continue the May 11, 2018 trial and related dates is GRANTED. The trial is continued to July 13, 2018 at 8:30 am. The balance of the dates will be assigned at the hearing of this Motion.

The Court will HEAR why Cotton's Answer and Second Amended Cross-Complaint should not be stricken for Cotton's non-compliance with the Court's order to submit to a deposition.

DATE: 04/27/2018

DEPT: C-73

CASE NO: 37-2017-00010073-CU-BC-CTL

All Motions and Discovery are to be completed 7/20/18.

Trial Readiness Conference (Civil) is continued pursuant to party's motion to 08/03/2018 at 10:45AM before Judge Joel R. Wohlfeil.

Civil Jury Trial is continued pursuant to party's motion to 08/17/2018 at 08:30AM before Judge Joel R. Wohlfeil.

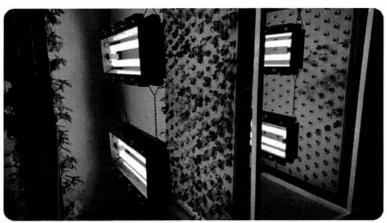
Attorney Weinstein to serve notice of Court's modified ruling.

DATE: 04/27/2018

DEPT: C-73

12 Page 2 Calendar No. 24

#### Jul 21, 2016 16:31



Daryl Fed B(16199544447)

Daryl Fed B(16199544447)

From. Jul 21, 2016 16:31:36 **⊞**Going vertical Daryl Fed B(16199544447) Jul 21, 2016 16:32:06 ACDC for live resin processes Daryl Fed B(16199544447) Sent To: Jul 21, 2016 16:34:14 Daryl Fed S(16199544447) Yup Jul 21, 2016 16:35-11 Daryl Fed B(16199544447) Sent To: Jul 21, 2016 16:35:16 Nice Daryl Fed B | 16199544447) We are doing so very unique things here Jul 21, 2016 15:35:31 Daryl Fed B(16199544447) some Jul 21, 2016 16:35:45 Daryl Fed B(16199544447) If we can get this through that should work as a Sent Tol Jul 21, 2016 16:35:56 Daryl Fed B(16199544447) great asset to the business From: This is a show we can take on the road. Jul 21, 2016 16:36:54 Daryl Fed B(16199544447) Sent To: Love it Jul 21, 2016 16:37:11

Jul 21, 2016 16 31 36

Jul 25, 2016 09:27



Jul 25, 2016 09:27:27



Jul 25, 2016 09:27:27

Daryl Fed B(16199544447)

From: Daryl Fed B(16199544447)

Day 16

Jul 25, 2016 09:27=27

Sent To: Daryl Fed 8(16199544447)

Nice

Jul 25, 2016 09:28:05

Prom: Daryl Fed B(16199544447) So here's the deal. I have investors that want me to build these trailers and put them inside a commercial building in so cal

Jul 25, 2016 09:28:18

From: Daryl Fed B(16199544447) I told them I might know some real Estate guys that could suggest properties

Jul 25, 2016 09 28 53

The first order would be for four trailers Jul 25, 2016 09 29 22 Daryl Fed 6(16199544447) The rooms are secure and all we need is to get Jul 25, 2016 09 29 59 Daryl Fed B(16199544447) power and water to them. From: Each trailer is self contained Jul 25, 2016 09:30:14 Daryl Fed B(16199544447) Having them inside a commercial property building Jul 25, 2016 09 31:14 Daryl Fed B(16199544447) would be nice but it's not mandatory Whadya think? Jul 25, 2016 09:33:36 Daryl Fed B(16199544447) Sent To: Meeting I'll contact you shortly Jul 25, 2016 09 46.44 Daryl Fed B(16199544447) Jul 25, 2016 14:44 Hey Larry do you have time for a call? Jul 25, 2016 14 44 15 Daryl Fed B(16199544447) Sent To: Jul 25, 2016 14 44:37 30 min Daryl Fed B(16199544447) Can we do 3:30? Jul 25, 2016 14:45:47 Daryl Fed B(16199544447) Sent To: Sure Jul 25, 2016 14:49:17 Daryl Fed &(16199544447) Jul 27, 2016 07:30 Good morning. I saw I missed your call last night. Jul 27, 2016 67:30:52 Daryl Fed B(16199544447) I'm in if you need to reach me this am.

Jul 27, 2016 09:54



Jul 27, 2016 09 54:26



Jul 27, 2016 09:54:26

Daryl Fed B(16199544447)

Daryl Fed E(16199544447)

Frem:

From:

Jul 27, 2016 09:54:26

Jul 27, 2016 13:39

Daryl Fed B(16199544447)

Sent To: Daryl Fed B(16199544447) Friday right around 1 o'clock

Jul 27, 2016 13:39:35

Is good

Jul 27, 2016 13:39:39

Jul 27, 2016 16:03

From: Daryl Fed B(16199544447)

Yup

Jul 27, 2016 16:03:56

Jul 29, 2016 09:32

From:

Daryl Fed 6(16199544447)

Confirming our 1:00 here today?

Jul 29, 2016 09:32:58

Sent To:

Daryl Fed 8(16199544447)

I'll let you know shortly I had a couple things up but I'm still trying to make it

Jul 29, 2016 09-42-13

Jul 29, 2016 12:31

Sent To:

Daryl Fed B(16199544447)

Matt will be there he's an operator I may not be able to make it because I'm in the city meeting still

Jul 29, 2016 12:31:01

From:

Daryl Fed B(16199544447)

Whatever works

Jul 29, 2016 12:32:12

Sent To:

Daryl Fed 8(16199544447)

He is one of the main guys

Jul 29, 2016 12:32:37

Jul 29, 2016 12:55

From

Daryl Fed B(16199544447)

Excellent

Jul 29, 2016 12:55:28

Aug 1, 2016 11:30





Aug 1, 2016 11 30 50

From;

Daryl Fed B(16199544447)

Day 23

Aug 1, 2016 11:30.50

Sent To: Daryl Fed B(16199544447)

Crazy

Aug 1, 2016 11.33 06

Aug 1, 2016 12:18

From: Daryl Fed B(16199544447)

Truly. Now get this

Aug 1, 2016 12:18 07

From

Daryl Fed B(16199544447)

There are MDS who visited over the weekend who are completely into med canna

Aug 1, 2016 12:18:56

From:

Daryl Fed B(16199544447)

But they are insisting on organically grown for pure concentrates

Aug 1, 2016 12:19:43

From:

Daryl Fed B(16199544447)

They told me more doctors are fed up with the health care system and big pharma

Aug 1, 2016 12:20:34

Aug 3, 2016 10:16

Frent

Daryl Fed B(16199544447)

Any updates to share?

Aug 3, 2016 10:16:45

Aug 4, 2016 19:51

Sent To:

Daryl Fed B(16199544447)

Nothing at this point they have a meeting August 11

Aug 4, 2016 19:51:43

Aug 11, 2016 16:13

From:

Daryl Fed B(16199544447)

How'd your meeting go?

Aug 11, 2016 16:19:00

Aug 12, 2016 10:23

Sent To:

Daryl Fed B(16199544447)

Nothing yet Nother meeting scheduled for next week

Aug 12, 2016 10 23:04

Sent To:

Daryl Fed 5(16199544447)

Another

Aug 12, 2016 10:23:10

Aug 12, 2016 11:49

From: Daryl Fed 6(16199544447) Another meeting means there are open discussions. Sounds positive

Aug 12, 2016 11 49.09

Sent To:

Daryl Fed B(16199544447)

Yes

Aug 12, 2016 11:51:36

Aug 15, 2016 10:48

Sent To: Daryl Fed B(16199544447)

Supposed to be the end of this week

Aug 15, 2016 10:48:17

Sent To: Daryl Fed B(16199544447)

Keep you posted

Aug 15, 2016 10:48:20

Aug 22, 2016 08:36

From

Daryl Fed B(16199544447)

Good morning. Did your team meet with the city last week?

Aug 22, 2016 08:36:34

Aug 22, 2016 09:08

Sent To:

Daryl Fed B(16199544447)

Good morning Darrell yes we did meet with the team we have one hold out but we think we can turn this we have another meeting Thursday

Aug 22, 2016 09:08:45

From:

Daryl Fed 8(16199544447)

That sounds manageable. Let me know if there is anything I can do.

Aug 22, 2016 09:12:46

Aug 26, 2016 09:45

Sent To.

Daryl Fed B(16199544447)

We have another meeting next Friday... Pretty important meeting

Aug 26, 2016 09:45:29

Aug 26, 2016 14:56

Sent To: Daryl Fed 8(16199544447)

On phone.. Call you back shortly..

Aug 26, 2016 14:56:57

Aug 26, 2016 18:34

This is the link to our new website and the AUMA Analysis I think Matt will appreciate.

From:

Daryl Fed B(16199544447)

http://151farmers.org/2016/08/19/prop-64-aumaanalysis/

Aug 26, 2015 18:34:23

From: Daryl Fed B(16199544447) This is the website http://151farmers.org

Aug 26, 2016 18:36:30

Sep 8, 2016 14:46

From: Daryl Fed B(16199544447)

Any updates?

Sep 8, 2016 14 46 18

Sep 8, 2016 15:16

Sent To:

Daryl Fed B(16199544447)

Not yet probably next week

Sep 8, 2016 15:16:10

Sep 14, 2016 13:22

Sent To:

Daryl Fed B(16199544447)

Monday or Tuesday afternoon is good for appointments

Sep 14, 2016 13:22:44

Sent To:

Daryl Fed B(16199544447)

Let me know

Sep 14, 2016 13:22:52

Sep 14, 2016 14:57

Fron:

Daryl Fed B(16199544447)

I need your email address

Sep 14, 2016 14:57:17

Sent To

Daryl Fed B(16199544447)

Larry@TFC SD.net

Sep 14, 2016 14 57:52

Sent To: Daryl Fed 8(16199544447)

On phone.. Call you back shortly..

Aug 26, 2016 14:56:57

Aug 26, 2016 18:34

From!

Daryl Fed B(16199544447)

This is the link to our new website and the AUMA Analysis I think Matt will appreciate.

http://151farmers.org/2016/08/19/prop-64-aumaanalysis/

From:

Daryl Fed B(16199544447)

This is the website http://151farmers.org

Aug 26, 2016 18:36:30

Aug 26, 2015 18:34:23

Sep 8, 2016 14:46

From.

Daryl Fed B(16199544447)

Any updates?

Sep 8, 2016 14 46 18

Sep 8, 2016 15:16

Sent To:

Daryl Fed B(16199544447)

Not yet probably next week

Sep 8, 2016 15:16:10

Sep 14, 2016 13:22

Sent To:

Daryl Fed B(16199544447)

Monday or Tuesday afternoon is good for appointments

Sep 14, 2016 13:22:44

Sent To:

Daryl Fed B(16199544447)

Let me know

Sep 14, 2016 13:22:52

Sep 14, 2016 14:57

Fron:

Daryl Fed 8(16199544447)

I need your email address

Sep 14, 2016 14:57:17

Sent To

Daryl Fed B(16199544447)

Larry@TFC SD.net

Sep 14, 2016 14 57:52

# Sep 15, 2016 16:04

| From:<br>Daryl Fed B(16199544447)    | Telegram has been installed            | Sep 15, 2016 16:04-42 |
|--------------------------------------|--|-----------------------|
| Sent To.<br>Daryl Fed B(16199544447) | Ok                                     | Sep 15, 2016 16:06:38 |
| Sent To:<br>Daryl Fed B(16199544447) | Still waiting for contact              | Sep 15, 2016 16:07:16 |
| Sent To:<br>Daryl Fed B(16199544447) | As soon as he does I will let you know | Sep 15, 2016 16:07 29 |
| From:<br>Daryl Fed B(16199544447)    | Thanks                                 | Sep 15, 2016 16 07 45 |
| Sent To:<br>Daryl Fed B(16199544447) | 1 (619) 204 3838                       | Sep 15, 2016 16.23.38 |
| Sent To:<br>Daryl Fed B(16199544447) | Contact on telegraph                   | Sep 15, 2016 16:23:56 |
| From:                                | Thanks                                 | Sep 15, 2016 16:31:08 |
|                                      | Sep 20, 2016 14:02                     |                       |
| From:<br>Daryl Fed B(16199544447)    | On my way                              | Sep 20, 2016 14-02:58 |
| Sent To:<br>Daryl Fed B(16199544447) | Ok                                     | Sep 20, 2016 14-03-11 |
| From: ** Daryl Fed B(16199544447)    | What's your address?                   | Sep 20, 2016 14 03 16 |
| Sent To:<br>Daryl Fed B(16199544447) | 5403 Ruffin Road Suite 200             | Sep 20, 2016 14:03:30 |
| From:<br>Daryl Fed B(16199544447)    | 5 min                                  | Sep 20, 2016 14:03:38 |

Sent To: Sep 20, 2016 14.03 43 Daryl Fed B(16199544447) Sent To: Sep 20, 2016 14 03 43 Daryl Fed B(16199544447) Sent To: Sep 20, 2016 14:04:02 Daryl Fed B(16199544447) Sep 21, 2016 09:27 Hi Darrell what is the full address of the federal Sent To: Sep 21, 2016 09:27:30 Daryl Fed S(16199544447) Boulevard property as well as how is title held 6176 federal blvd Sep 21, 2015 09:28:37 Daryl Fed B(16199544447) From: Im getting payoffs values today Sep 21, 2016 09 28.57 Daryl Fed B(16199544447) Will forward you when I have them Sep 21, 2016 09:29:26 Daryl Fed B(16199544447) Sent To: I pulled title and it looks like 330,000 is the balance Sep 21, 2016 09:46:26 Daryl Fed B(16199544447) Sep 22, 2016 12:04 Sent To On phone.. Call you back shortly.. Sep 22, 2016 12:04:58 Daryl Fed B(16199544447) Thx Sep 22, 2016 12:05:25 Daryl Fed B(16199544447) Sep 23, 2016 08:43 Good morning. What entity would you like our Sep 23, 2016 08;43:23 Daryl Fed B(16199544447) consultation contract to be directed to?

Sep 23, 2016 12:02

Sent To: Hi Darrell GERL investments LLC Sep 23, 2016 12:02:20 Daryl Fed B(16199544447) Address? Sep 23, 2016 12:08:45 Daryl Fed B(16199544447) Phone and email? Sep 23, 2016 12:09:01 Daryl Fed B(16199544447) Sent To: 5402 Ruffin Rd. Suite 200 San Diego 92123 Sep 23, 2016 12:09:08 Daryl Fed B(16199544447) Sep 26, 2016 08:52 Good morning Sep 26, 2016 08 52 31 Daryl Fed B(16199544447) Were you able to see the shared folder I sent over Sep 26, 2016 08 53:13 Daryl Fed B(16199544447) this am? Feel free to comment and edit these docs as we From: Sep 26, 2016 08:54 57 Daryl Fed 5(16199544447) work out the details. I'm no lawyer but from my perspective it's a good From. Sep 26, 2016 08:56:46 Daryl Fed B(16199544447) start Let me know your thougts. Sep 26, 2016 08:57:17 Daryl Fed B(16199544447) Sent To: Sep 26, 2016 09.11.04 I will be reviewing today Daryl Fed B(16199544447) Sep 27, 2016 11:12 Sent To: On phone.. Call you back shortly.. Sep 27, 2016 11:12:47 Daryl Fed B(16199544447)

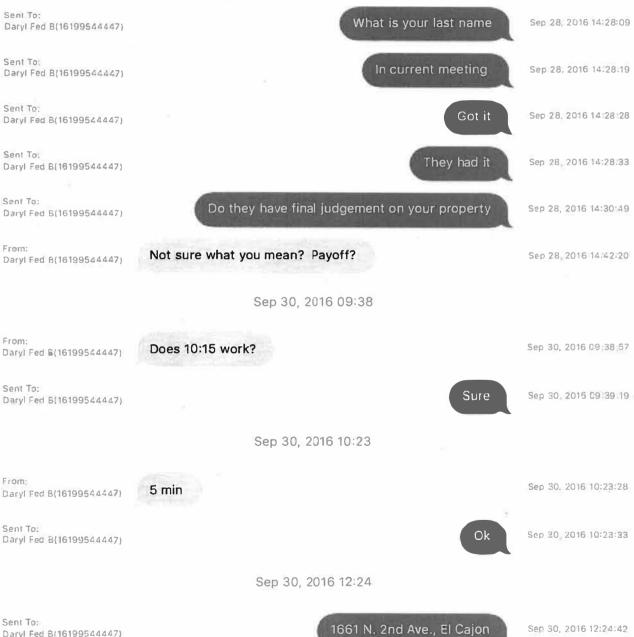
Sep 27, 2016 12:18



Daryl Fed B(16199544447)

Sep 27, 2016 12:18 42

Sep 28, 2016 14:28



1230

Sep 30, 2016 12:24:42

Sep 30, 2016 13:45

rom:

Daryl Fed B(16199544447)

III ck it out

Sep 30, 2016 13:45 39

Oct 3, 2016 21:01

Sent To:

Daryl Fed B(16199544447)

The architect and the builder want to come out to the place tomorrow morning at 9 o'clock is that OK

Oct 3, 2016 21 01:16

Oct 4, 2016 09:02

From:

Daryl Fed B(16199544447)

Yes

Oct 4, 2016 09:02:25

Sent To:

Daryl Fed B(16199544447)

They should be there now

Oct 4, 2016 09 09:53

Oct 5, 2016 10:54

Sent To:

Daryl Fed B(16199544447)

Is there a septic tank on the property for that front building

Oct 5, 2016 10:54:57

Oct 6, 2016 09:49

From:

Daryl Fed B(16199544447)

Fyi Dennis Peron is staying at the farm thru Friday night

Oct 6, 2016 09:49:37

From:

Daryl Fed 5(16199544447)

Dennis is the co-author of prop 215

Oct 6, 2016 09 49:58

From

Daryl Fed B(16199544447)

He is getting up in years and may not be with us

Oct 6, 2016 09:50:30

From:

Daryl Fed B(16199544447)

He's here fighting auma prop 64

much longer

Oct 6, 2016 09:50:52

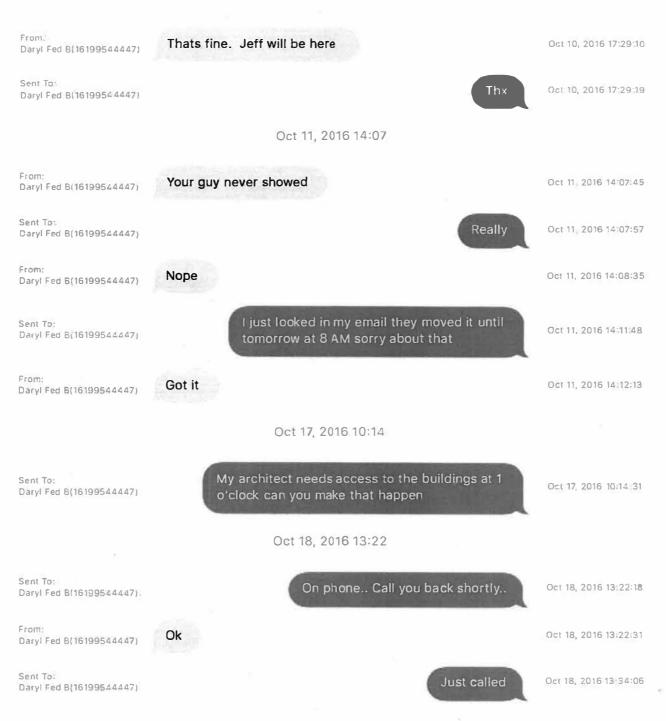
From:

Daryl Fed B(16199544447)

We did a radio show on LA last night.

Oct 6, 2016 09 51:18

If you or matt or anyonr wants a photo op with a real From: Oct 6, 2016 09:52:44 Daryl Fed B(16199544447) legendary activist now is your chance Sent To: All sounds good but I'm trying to keep it low-key Oct 6, 2016 09:53:46 Daryl Fed 8(16199544447) From: I understand Oct 6, 2016 09 54 23 Daryl Fed B(16199544447) Just wanted you to know. Cali got med cannabis 20 Oct 6, 2016 09:55 24 Daryl Fed 8(16199544447) yrs ago because of this guy. Oct 8, 2016 10:42 Surveyors will be out there on Tuesday just a heads Sent To: Oct 8, 2016 10:42:59 Daryl Fed B(16199544447) Oct 8, 2016 16:29 Got it Oct 8, 2016 16:29:25 Daryl Fed B(16199544447) Oct 9, 2016 16:59 From: What time? Oct 9, 2016 16:59:12 Daryl Fed B(16199544447) Sent To: I will check they were going to get me a time Oct 9, 2016 17:03:10 Daryl Fed B(16199544447) Oct 10, 2016 11:54 There getting me a time and just a few minutes I'll let Sent To: Oct 10, 2016 11:54:54 Daryl Fed B(16199544447) you know Oct 10, 2016 17:28 Sent To: Oct 10, 2016 17 28:30 Sorry for the late notice he said he be there at 8 AM Daryl Fed B(16199544447)



Oct 18, 2016 14:02

From Tag your it Oct 18, 2016 14 02:38 Daryl Fed B(16199544447) Oct 18, 2016 15:49 Do you have time for call? Like in 20 min? Oct 18, 2016 15 49:41 Daryl Fed B(16199544447) Oct 20, 2016 10:35 Sent To: Can you send me your email Oct 20, 2016 10:35:14 Daryl Fed B(16199544447) Oct 20, 2016 11:43 From: I sent you an email Oct 20, 2016 11 43 49 Daryl Fed 8(16199544447) Darryl@inda-gro.com Oct 20, 2016 11.44:16 Daryl Fed B(16199544447) Oct 20, 2016 13:22 He is going to redraw them with the building on the Sent To: Oct 20, 2016 13:22:24 Daryl Fed B(16199544447) back and I'll send you both Oct 20, 2016 14:47 Sounds good. Oct 20, 2016 14:47:31 Daryl Fed B(16199544447) Oct 24, 2016 11:37 Sent To: Just sent over Oct 24, 2016 11:37:12 Daryl Fed B(16199544447) That email is not going through could you recheck it Sent To: Oct 24, 2016 11:42.50 Daryl Fed B(16199544447) for me

#### Oct 24, 2016 12:37

I just sent you a TEST SEND email Oct 24, 2016 12:37:34 Daryl Fee B(16199544447) I love it! Oct 24, 2016 12:41:45 Daryl Fed B(16199544447) Sent To: Thank you I just sent the plans back to you Oct 24, 2016 12:41:47 Daryl Fed B(16199544447) From: Clean and to the point Oct 24, 2016 12.42:14 Daryl Fed B(16199544447) Sent To: Oct 24, 2016 12:43:48 Daryl Fed B(16199544447) Oct 28, 2016 10:07 Sent To: Can we get together on Monday at about noon? Oct 28, 2016 10:07:23 Daryl Fed B(16199544447) Oct 28, 2016 11:10 From: Sure Oct 28, 2016 11:10:58 Daryl Fed B(16199544447) Oct 28, 2016 11:14:10 I'll be there Daryl Fed B(16199544447) Oct 31, 2016 09:49 Sent To: Can you bring a copy of the grant deed Oct 31, 2016 09:49:51 Daryl Fed B(16199544447) From: Oct 31, 2016 09.50:07 Yes Daryl Fed B(16199544447) Nov 1, 2016 17:48 Sent To: On phone.. Call you back shortly.. Nov 1, 2016 17:48:43 Daryl Fed B(16199544447)

# Nov 2, 2016 10:49

| From:<br>Daryl Fed B(16199544447)     | Good morning   | Nov 2, 2016 10:49 12 |
|---------------------------------------|--|----------------------|
| From:<br>Daryl Fed B(16199544447)     | Are you available for a call?                          | Nov 2, 2016 10:53:34 |
|                                       | Nov 2, 2016 11:23                                      |                      |
| From:<br>Daryl Fed B(16199544447)     | You need to hear this                                  | Nov 2, 2016 11:23:52 |
|                                       | Nov 8, 2016 15:21                                      |                      |
| From:<br>Daryl Fed 8(16199544447)     | Can you give me a call?                                | Nov 8, 2016 15 21:19 |
| Sent To:<br>Daryl Fed E(16199544447)  | Crazy day today can I give you a call tomorrow morning | Nov 8, 2016 15:32:10 |
| From:<br>Daryl Fed B(16199544447)     | Yes  | Nov 8, 2016 15:36:25 |
|                                       | Nov 9, 2016 16:01                                      |                      |
| From:<br>Daryl Fed B(16199544447)     | Lemon Grove shot down measure v. No to dispensaries to | Nov 9, 2016 16 01:01 |
| Sent To::<br>Daryl Fed B(16199544447) | Good for us  | Nov 9, 2016 16:01:26 |
| From:<br>Daryl Fed B(16199544447)     | Only missed by 1%                                      | Nov 9, 2016 16:01:32 |
| From;<br>Daryl Fed B(16199544447)     | Hell YEAH!   | Nov 9, 2016 16:01:43 |

Nov 14, 2016 10:26

Sent To: Daryl Fed B(16199544447) I just sent you an email they just need a quick signature and send back to me if you can get that back ASAP I'd appreciate it thank you

Nov 14, 2016 10:26.47

Nov 16, 2016 16:20

From:

Daryl Fed B(16199544447)

How goes it?

Nov 16, 2016 16:20:21

Sent To:

Daryl Fed 8(16199544447)

No news yet

Nov 16, 2016 16:25:47

From:

Daryl Fed B(16199544447)

Did they accept the CUP application?

Nov 16, 2016 16:26:37

Sent To

Daryl Fed B(16199544447)

We're still getting through them excepting the property

Nov 16, 2016 16:30:19

Sent To:

Daryl Fed B(16199544447)

Once the property is approved then I believe we're set to go

Nov 16, 2016 16:30:33

Nov 18, 2016 11:58

From

Daryl Fed B(16199544447)

Did you talk with matt on the cv dispensary?

Nov 18 2016 11 58.05

Nov 18, 2016 12:26

Sent To:

Daryl Fed B(16199544447)

Yeah I did but he seriously didn't have any interest because he met with the Chula Vista city attorney

Nov 18, 2016 12:26:07

Sent To.

Daryl Fed 6(16199544447)

All those places are gonna be close down

Nov 18, 2016 12:26:13

Nov 30, 2016 19:26

From:

Daryl Fed B(16199544447)

Greetings.

Nov 30, 2016 19 26 18

| From:<br>Daryl Fed B(16199544447)     | Do you have time for a quick chat?  | Nov 30, 2016 19:26:34 |
|---------------------------------------|---|-----------------------|
| Sent To:<br>Daryl Fed B 16199544447)  | Hi Darrell I've been in meetings all day I've got one now until 9 o'clock I'll try to call you first thing in the morning | Nov 30, 2016 19:29:03 |
| From:<br>Daryl Fed B(16199544447)     | Perfect   | Nov 30, 2016 19:29:36 |
|                                       | Dec 12, 2016 12:47  |                       |
| From:<br>Daryl Fed B(16199544447)     | Do you have a moment for a call?  | Dec 12, 2016 12:47:42 |
| Sent To:<br>Daryl Feo B[16199544447]  | Later on today I will I'm in meetings up till about 4 o'clock maybe five  | Dec 12, 2016 12:54:23 |
| From:<br>Daryl Fed B(16199544447)     | That's fine. Give me call when you can.   | Dec 12, 2016 12 57 28 |
|                                       | Dec 12, 2016 17:42  |                       |
| From:<br>Daryl Fed B(16199544447)     | Can you talk?   | Dec 12, 2016 17 42:17 |
|                                       | Dec 14, 2016 15:46  |                       |
| From:<br>Daryl Fed 5(16199544447)     | Something you should know before tomorrows meeting. Can you take a call?  | Dec 14, 2016 15:46 52 |
| Sent To::<br>Daryl Fed B(16199544447) | I'll call you in about two hours  | Dec 14, 2016 15:50:24 |
|                                       | Jan 4, 2017 12:20   |                       |
| Sent To:<br>Daryl Fed B(16199544447)  | Hi Daryl I have the extreme case of the flu and I'm in bed I'll try to call you tomorrow or the next day                  | Jan 4, 2017 12:20:01  |

Get bettet and ttyl Jan 4, 2017 12:20:21 Daryl Fed B(16199544447) Jan 5, 2017 08:52 From: Any better? Jan 5, 2017 08:52.26 Daryl Fed B(16199544447) Jan 6, 2017 08:40 Can you call me. If for any reason you're not moving From: Jan 6, 2017 08:40:54 Daryl Fed B(16199544447) forward I need to know. Jan 6, 2017 09:51 I'm at the doctor now everything is going fine the meeting went great yesterday supposed to sign off Sent To: Jan 6, 2017 09:51 20 Daryl Fed B(16199544447) on the zoning on the 24th of this month I'll try to call you later today still very sick Jan 13, 2017 10:46 Are you available for a call? Jan 13, 2017 10:46:44 Daryl Fed B(16199544447) Sent To: I'm in a meeting I'll call you when I'm done Jan 13, 2017 10;46:59 Daryl Fed B(16199544447) From: Jan 13, 2017 10:47:18 Daryl Fed B(16199544447) Jan 18, 2017 10:27 The sign off date they said it's going to be the 30th Jan 18, 2017 10 27 46 Daryl Fed B(16199544447) This resolves the zoning issue? Jan 18, 2017 10.34 56 Daryl Fed B(16199544447) Sent To: Jan 18, 2017 10:36:05 Daryl Fed B(16199544447)

Jan 18, 2017 11:03

From:

Daryl Fed B(16199544447)

Excellent

Jan 18, 2017 11:03:42

Jan 30, 2017 15:50

Sent To:

Daryl Fed B(16199544447)

On phone.. Call you back shortly..

Jan 30, 2017 15:50:11

From

Daryl Fed 8(16199544447)

Ok

Jan 30, 2017 15:50:22

Jan 31, 2017 14:47

From

Daryl Fed B(16199544447)

How goes it?

Jan 31, 2017 14:47:53

Sent To:

Daryl Fed 8(16199544447)

We're waiting for confirmation today at about 4 o'clock

Jan 31, 2017 14:48:17

Feb 6, 2017 12:15

From:

Daryl Fed 6(16199544447)

Whats new?

Feb 6, 2017 12 15 28

Feb 7, 2017 08:19

From:

Daryl Fed B(16199544447)

Based on your last text I thought you'd have some information on the zoning by now. Your lack of response suggests no resolution as of yet.

Feb 7, 2017 08:19:34

Sent To:

Daryl Fed B(16199544447)

I'm just walking in with clients they resolved it it's fine we're just waiting for final paperwork

Feb 7, 2017 08:20:16

Feb 7, 2017 10:15

From:

Daryl Fed 8(16199544447)

That sounds good. Can we speak later?

Feb 7, 2017 10:15:53

Feb 7, 2017 11:27

Sent To:

Daryl Fed 6(16199544447)

Not done intel 1030 tonight ... am tomorrow

Feb 7, 2017 11:27:31

Feb 7, 2017 12:16

From:

Daryl Fed B(16199544447)

K

Feb 7, 2017 12:16:35

Feb 15, 2017 08:25

Sent To:

Daryl Fed B(16199544447)

Good morning Darrell... We are preparing the documents with the attorney and hopefully will have them by the end of this week

Feb 15, 2017 08:25:27

Feb 15, 2017 13:00

From:

Daryl Fed B(16199544447)

Sounds good

Feb 15, 2017 13.00:27

Feb 22, 2017 11:38

Sent To:

Daryl Fed B(16199544447)

Contract should be ready in a couple days

Feb 22 2017 11:38:26

Feb 23, 2017 14:38

Sent To:

Daryl Fed B(16199544447)

Can you call me when you get a chance thanks

Feb 23, 2017 14:38:23

Feb 27, 2017 08:50

Sent To

Daryl Fed B(16199544447)

Good morning Darrell I emailed you the contract for the purchase of the property ...the relocation contract will come sometime today

Feb 27, 2017 08:50:23

Feb 27, 2017 10:04

Hi Larry I'm traveling today I will have a chance to look at that tomorrow and I will forward it to my Feb 27, 2017 10 04 43 Daryl Fed B(16199544447) attorney thank you Mar 3, 2017 12:16 Did you get my email? Mar 3 2017 12:16:44 Daryl Fed B(16199544447) Sent To: Yes I did I'm having her rewrite it now Mar 3, 2017 12:17:07 Daryl Fed B(16199544447) Sent To: As soon as I get it I will forward it to you Mar 3, 2017 12:17:13 Daryl Fed B(16199544447) Mar 6, 2017 16:30 Gina Austin is there she has a red jacket on if you Sent To: Mar 6, 2017 16:30:14 Daryl Fed S(16199544447) want to have a conversation with her Mar 7, 2017 12:05 Sent To: Just sent the contract over Mar 7, 2017 12:05 53 Daryl Fed B(16199544447) III look it over tonight Mar 7, 2017 12:10:03 Daryl Fed B(16199544447) Mar 16, 2017 16:47 Sent To: How's it going with the contract? Mar 16, 2017 16:47:23 Daryl Fed B(16199544447) Mar 17, 2017 11:44

Apr 29, 2017 20:52

Can we meet tomorrow

Sent To:

Daryl Fed B(16199544447)

Mar 17, 2017 11 44:27

From: Daryl Fed B(16199544447)

Check your email

Apr 29, 2017 20:52:06

May 1, 2017 09:18

Sent To: Daryl Fed B(16199544447) Just received your email our response is forthcoming

May 1, 2017 09 18 52

May 1, 2017 12:39

From:

Daryl Fed B(16199544447)

(1/2) I am cleaning up my documents and am about to head to the court to file. If you want to resolve this, respond to my email within the next 45 minutes. Othe

May 1, 2017 12:39:18

From: Daryl Fed B(16199544447)

(2/2) rwise im heading to court to file.

May 1, 2017 12:39:19

Sent To

Daryl Fed B(16199544447)

I've been in meetings all morning I will be addressing is at 1 o'clock this is easy to resolve Daryl just follow what you originally said to do.. and it's done

May 1, 2017 12:41:30

Erom:

Daryl Fed B(16199544447)

I tried to be reasonable despite your actions. We will let a judge and jury decide. Do not text me or contact me in any form from this point on.

May 1, 2017 12:43:40

May 8, 2017 08:03

Sent To:

Daryl Fed E(16199544447)

We will respond shortly

May 8, 2017 08:03:17

**SPRINT CALL RECAP** 

## CALLS BETWEEN GERACI # 858-956-4040 AND COTTON CELL #619-954-4447

| SPRINT<br>BILLING<br>DATE | LINE# | CALL DATE    | TIME     | INCOMING<br>CALL LENGTH | OUTGOING<br>CALL LENGTH | # OF<br>CALLS      |
|---------------------------|-------|--------------|----------|-------------------------|-------------------------|--------------------|
|                           | 59    | 8/26/2016    | 4:36 PM  | 9                       |                         | 1                  |
|                           | 329   | 9/2/2016     | 11:22 AM | 1.2                     |                         | 2<br>3             |
| 9/29/2016                 | 338   | 9/2/2016     | 11:47 AM | 4                       | 2                       | 3                  |
|                           | 339   | 9/2/2016     | 11:49 AM |                         | 3                       | 4                  |
|                           | 558   | 9/8/2016     | 2:45 PM  | *                       | 1                       | 5                  |
| BILLING                   | 780   | 9/13/2016    | 10:48 AM |                         | 5                       | 6                  |
| PERIOD:                   | 836   | 9/14/2016    | 10:04 AM | 8                       |                         | 7                  |
| 08/26/16-                 | 855   | 9/14/2016    | 2:50 PM  | 5                       |                         | 8                  |
| 09/25/16                  | 860   | 9/14/2016    | 3:51 PM  |                         | 2                       | 9                  |
|                           | 934   | 9/15/2016    | 3:52 PM  |                         | 2                       | 10                 |
| -                         | 1106  | 9/19/2016    | 10:42 AM |                         | 5                       | 11                 |
|                           | 1216  | 9/21/2016    | 9:47 AM  |                         | 1                       | 12                 |
| ]                         | 1255  | 9/21/2016    | 3:56 PM  |                         | 1                       | 13                 |
|                           | 1291  | 9/22/2016    | 12:15 PM | 4                       |                         | 14                 |
|                           | 1     | 4 CELL CALL  | <b>S</b> | 38                      | 22                      | ert in de<br>Marie |
|                           | TC    | TAL TALK TIN | IE:      |                         | 60                      |                    |

| SPRINT<br>BILLING<br>DATE   | LINE# | CALL DATE    | TIME     | INCOMING<br>CALL LENGTH | OUTGOING<br>CALL LENGTH                  |
|---|-------|--------------|----------|-------------------------|--|
|   | 56    | 9/27/2016    | 11:12 AM |                         | 1  |
| 10/29/2016  | 63    | 9/27/2016    | 12:30 PM | 5                       |  |
| li a de la composición dela composición de la composición de la composición dela composición dela composición dela composición de la composición de la composición dela | 145   | 9/28/2016    | 4:08 PM  | 7                       |  |
| BILLING   | 208   | 9/30/2016    | 11:12 AM |                         | 2  |
| PERIOD:   | 214   | 9/30/2016    | 11:35 AM |                         | 2  |
| 09/26/16-   | 323   | 10/3/2016    | 10:42 AM |                         | 1  |
| 10/25/16  | 324   | 10/3/2016    | 10:44 AM | 5                       |  |
|   | 381   | 10/4/2016    | 9:02 AM  |                         | 1  |
|   | 385   | 10/4/2016    | 9:10 AM  | 2                       |  |
| [   | 387   | 10/4/2016    | 10:50 AM |                         | 1  |
|   | 445   | 10/5/2016    | 11:22 AM |                         | 5  |
| 1   | 728   | 10/13/2016   | 4:24 PW  | ·                       | 2  |
| 1.00  | 839   | 10/17/2016   | 10:16 AM | 2                       |  |
| Ī   | 891   | 10/18/2016   | 11:50 AM | 1                       | en e |
| Γ   | 895   | 10/18/2016   | 1:21 PM  |                         | 1  |
| Ī   | 899   | 10/18/2016   | 2:02 PM  |                         | 1  |
| Ī   | 910   | 10/18/2016   | 4:26 PM  |                         | 1  |
| Ī   | 916   | 10/18/2016   | 7:01 PM  | 7                       |  |
|   | 978   | 10/20/2016   | 10:27 AM | 7                       |  |
|   | 1164  | 10/24/2016   | 11:25 AM |                         | 1  |
|   | 1208  | 10/825/16    | 2:58 PM  |                         | 5  |
|   | 411   | 21 CELL CALL |          | 36                      | 24                                       |
|   | T     | STAL TALK TI | ΛE       | (                       | 50                                       |

# **SPRINT CALL RECAP**

# CALLS BETWEEN GERACI # 858-956-4040 AND COTTON CELL #619-954-4447

| SPRINT<br>BILLING<br>DATE | LINE# | CALL DATE    | TIME     | INCOMING<br>CALL LENGTH | OUTGOING<br>CALL LENGTH | # OF<br>CALLS |
|---------------------------|-------|--------------|----------|-------------------------|-------------------------|---------------|
|                           | 263   | 10/31/2016   | 10:32 AM | 1                       |                         | 1             |
| 1                         | 335   | 11/1/2016    | 5:48 PM  | 4                       | 1                       | 2             |
| 11/29/2016                | 409   | 11/2/2016    | 11:07 AM | · ·                     | 7                       | .2<br>3       |
| 1                         | 415   | 11/2/2016    | 12:54 PM | re <sup>1</sup>         | 1                       | 4             |
|                           | 418   | 11/2/2016    | 1:30 PM  | 1                       |                         | 5             |
| BILLING                   | 419   | 11/2/2016    | 1:30 PM  |                         | 1                       | 6             |
| PERIOD:                   | 422   | 11/2/2016    | 1:52 PM  | 2                       |                         | 7             |
| 10/26/16-                 | 462   | 11/3/2016    | 12:38 PM |                         | 1                       | 8             |
| 11/25/16                  | 464   | 11/3/2016    | 12:40 PM | 3                       |                         | 9             |
| 1                         | 677   | 11/8/2016    | 3:10 PM  | ł .                     | 4                       | 10            |
| A N                       | 725   | 11/9/2016    | 11:29 AM |                         | 2                       | 11            |
| <b>1 1</b>                | 1131  | 11/17/2016   | 3:33 PM  |                         | 1                       | 12            |
| 1                         | 1132  | 11/17/2016   | 3:35 PM  | 1                       |                         | 13            |
|                           | 1149  | 11/17/2016   | 6:01 PM  |                         | 13                      | 14            |
| 1                         | 1173  | 11/18/2016   | 11:51 AM |                         | 1                       | 15            |
|                           |       | 15 CELL CALL | S        | 8                       | 23                      |               |
| 1                         | T     | OTAL TALK TI | NE       |                         | 31                      |               |

| SPRINT<br>BILLING<br>DATE | LINE#           | CALL DATE    | TIME     | INCOMING<br>CALL LENGTH               | OUTGOING<br>CALL LENGTH | # OF<br>CALLS |
|---------------------------|-----------------|--------------|----------|---------------------------------------|-------------------------|---------------|
| 12/29/2016                | 175             | 11/30/2016   | 2:52 PM  |                                       | 1                       | 1             |
| 12/29/2016                | 880             | 12/12/2016   | 12:46 PM | 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 | 1                       | 2             |
|                           | 892             | 12/12/2016   | 5:47 PM  | 8                                     |                         | 3             |
| BILLING                   | 982             | 12/14/2016   | 10:14 AM |                                       | 1                       | 4             |
| PERIOD:                   | 995             | 12/14/2016   | 1:00 PM  |                                       | 1                       | 5             |
| 11/26/16-                 | 1017            | 12/14/2016   | 3:44 PM  |                                       | 1                       | 6             |
| 12/25/16                  | 1024            | 12/14/2016   | 5:04 PM  | 4                                     |                         | 7             |
|                           | e to the ending | 7 CELL CALLS | 5        | 12                                    | 5                       | 8             |
|                           |                 | OTAL TALK TI | ME       |                                       | 17                      | 9             |

| SPRINT    | LINE# | CALL DATE    | TIME     | INCOMING | OUTGOING |
|-----------|-------|--------------|----------|----------|----------|
|           | 321   | 1/4/2017     | 12:00PM  |          | 1        |
|           | 322   | 1/4/2017     | 12:11 PM |          | 4        |
| 1/29/2017 | 359   | 1/5/2017     | 11:11 AM |          | 1        |
| Ĭ         | 383   | 1/5/2017     | 8:16 PM  | Ĭ        | 1        |
| i i       | 390   | 1/6/2017     | 8:07 AM  |          | 1        |
| BILLING   | 494   | 1/9/2017     | 11:56 AM | 2        |          |
| PERIOD:   | 619   | 1/13/2017    | 10:45 AM |          | 1.       |
| 12/26/16- | 624   | 1/13/2017    | 11:32 AM | 4        |          |
| 01/25/17  | 930   | 1/24/2017    | 10:24 AM |          | 1        |
|           |       | 9 CELL CALLS |          | 6        | 10       |
|           | T     | OTAL TALK TI | VE .     | 1        | 6        |

# **SPRINT CALL RECAP**

## CALLS BETWEEN GERACI # 858-956-4040 AND COTTON CELL #619-954-4447

| SPRINT    | LINE# | CALL DATE     | TIME      | INCOMING | OUTGOING | ] # OF |
|-----------|-------|---------------|-----------|----------|----------|--------|
|           | 193   | 1/30/2017     | 3:49 PM   |          | 1        | 1      |
|           | 254   | 1/31/2017     | 5:25 PM   |          | 1        | 2      |
| 3/1/2017  | 288   | 1/31/2017     | 6:57 PM   | 11       |          | 3      |
| 4         | 434   | 2/6/2017      | 8:49 AM   | М        | 1        | 4      |
|           | 450   | 2/6/2017      | 12:14 PM  |          | 1        | 5      |
| BILLING   | 481   | 2/6/2017      | 3:52 PM   |          | 1        | 6      |
| PERIOD:   | 537   | 2/7/2017      | 1:39 PM   | 5        |          | 7      |
|           | 539   | 2/7/2017      | 1:48 PM   | 2        |          | 8      |
|           | 571   | 2/7/2017      | 8:38 PM   | 12       |          | 9      |
|           | 941   | 2/15/2017     | 1:11 PM   |          | 1        | 10     |
| 01/26/17- | 952   | 2/15/2017     | 01/56 PM  |          | 1        | 11     |
| 02/25/17  | 953   | 2/15/2017     | 2:00 PM   | 9        |          | 12     |
|           | 1303  | 2/23/2017     | 2:57 PM   |          | 2        | 13     |
|           |       | 13 CELL CALL  | S         | 39       | 9        |        |
|           | T     | OTAL TALK TIP | <b>NE</b> |          | 48       | 1      |

| SPRINT<br>BILLING<br>DATE | LINE#                 | CALL DATE | TIME    | INCOMING<br>CALL LENGTH | OUTGOING<br>CALL LENGTH | # OF<br>CALLS |  |
|---------------------------|-----------------------|-----------|---------|-------------------------|-------------------------|---------------|--|
| 3/29/2017                 | 178                   | 3/1/2017  | 6:10 PM |                         | 1                       | . 1           |  |
|                           | 225                   | 3/2/2017  | 9:49 AM |                         | 3                       | 2             |  |
| BILLING                   | 352                   | 3/4/2017  | 2:04 PM |                         | 14                      | 3             |  |
| PERIOD:                   | 443                   | 3/6/2017  | 3:36 PM |                         | 2                       | 4             |  |
| 02/26/17-                 | 445                   | 3/6/2017  | 3:53 PM |                         | 2                       | 5             |  |
| 03/25/17                  | 562                   | 3/9/2017  | 9:12 AM |                         | 4                       | 6             |  |
|                           | 6 OUTGOING CALLS 0 26 |           |         |                         |                         |               |  |
| . '                       | TOTAL TALK TIME 26    |           |         |                         |                         |               |  |

| SPRINT          | BILLING PERIOD |            | TOTAL               | TOTAL               | ers ers            |  |
|-----------------|----------------|------------|---------------------|---------------------|--------------------|--|
| BILLING<br>DATE | FROM           | то         | INCOMING<br>MINUTES | OUTGOING<br>MINUTES | TOTAL TALK<br>TIME |  |
| 9/29/2016       | 8/26/2016      | 9/25/2016  | 38                  | 22                  | 60                 |  |
| 10/29/2016      | 9/26/2016      | 10/25/2016 | 36                  | 24                  | 60                 |  |
| 11/29/2016      | 10/26/2016     | 11/25/2016 | 8                   | 23                  | 31                 |  |
| 12/29/2016      | 11/26/2016     | 12/25/2016 | 12                  | 5                   | 17                 |  |
| 1/29/2017       | 12/26/2016     | 1/25/2017  | 6                   | 10                  | 16                 |  |
| 3/1/2017        | 1/26/2017      | 2/25/2017  | 39                  | 9                   | 48                 |  |
| 3/29/2017       | 2/26/2017      | 3/25/2017  | 0                   | 26                  | 26                 |  |
|                 | TOTALS         |            | 139                 | 119                 | 258                |  |

# YOUR SPRINT INVOICE

619-954-4447, DARRYL COTTON cont.

#### > SUBSCRIBER ACTIVITY DETAIL

| Å   | Cell  | ular Se | ervices Call Detail |                  |                        |         |       |                       |                 |
|-----|-------|---------|---------------------|------------------|------------------------|---------|-------|-----------------------|-----------------|
| No. | Date  | Time    | Call To             | Number           | Footnote<br>(See pg 2) | Min:Sec | Usage | 'Long Dist /<br>Other | Tota<br>Charge: |
| 380 | 11/01 | 05:28P  | SANTA ANA,CA        | 714-599-4455     | PP/WC/AU               | 7:00    | 0.00  | 0.00                  | 0.00            |
| 381 | 11/01 | 05:33P  | Incoming            | 619-778-6293     | PP/CW/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 382 | 11/01 | 05:34P  | SANTA ANA, CA       | 714 - 599 - 4455 | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 383 | 11/01 | 05:37P  | Incoming            | 619-778-6293     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 384 | 11/01 | 05:46P  | PHOENIX, AZ         | 480-528-6447     | PP /WC/AU              | 2:00    | 0.00  | 0.00                  | 0.00            |
| 385 | 11/01 | 05:48P  | POWAY, CA           | 858-956-4040     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 386 | 11/01 | 05:51P  | Incoming            | 206-482-8235     | PP/WC/AU               | 6:00    | 0.00  | 0.00                  | 0.00            |
| 387 | 11/01 | 05:57P  | DEL MAR, CA         | 858-205-0202     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.0             |
| 388 | 11/01 | 06:13P  | Incoming            | 619-357-0745     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 389 | 11/01 | 06:19P  | Incoming            | 619-653-6954     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.0             |
| 390 | 11/01 | 06:39P  | Incoming            | 619-520-1206     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 391 | 11/02 | 07:55A  | Incoming            | 760-803-8411     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 392 | 11/02 | 08:21A  | PALM SPGS, CA       | 760-413-1606     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 393 | 11/02 | 09:20A  | Incoming            | 602-585-0397     | PP/AU                  | 1:00    | 0.00  | 0.00                  | 0.00            |
| 394 | 11/02 | 09:29A  | Incoming            | 619-357-0745     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 395 | 11/02 | 09:30A  | Incoming            | 619-357-0745     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 396 | 11/02 | 09:444  | APALM SPGS, CA      | 760-413-1606     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 397 | 11/02 | 09:584  | Incoming            | 760 413 - 1606   | PP/WC/AU               | 5:00    | 0.00  | 0.00                  | 0.00            |
| 398 | 11/02 | 10:19A  | Incoming            | 760-803-8411     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.0             |
| 399 | 11/02 | 10:21A  | ESCONDIDO, CA       | 760-803-8411     | PP/WC/AU               | 6:00    | 0.00  | 0.00                  | 0.0             |
| 400 | 11/02 | 10:26A  | Incoming            | 760 - 413 - 1606 | PP/CW/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 401 | 11/02 | 10:27A  | PALM SPGS, CA       | 760-413-1606     | PP/WC/AU               | 16:00   | 0.00  | 0.00                  | 0.00            |
| 402 | 11/02 | 10:42A  | SNDG SNDG, CA       | 619 - 674 - 8179 | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 403 | 11/02 | 10:43A  | Incoming            | 858-922-7005     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 404 | 11/02 | 10:49A  | Incoming            | 619-357-2994     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 405 | 11/02 | 10:50A  | Incoming            | 619-674-8179     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.0             |
| 406 | 11/02 | 10:55A  | DEL MAR, CA         | 858 - 205 - 0202 | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 407 | 11/02 | 11:04A  | Incoming            | 619-520-1206     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 408 | 11/02 | 11:05A  | Incoming            | 858 - 205 - 0202 | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 409 | 11/02 | 11:07A  | POWAY, CA           | 858-956-4040     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 410 | 11/02 | 11:21A  | SNDG SNDG, CA       | 619 - 723 - 9319 | PP /WC / AU            | 1:00    | 0.00  | 0.00                  | 0.00            |
| 411 | 11/02 | 11:25A  | ESCONDIDO, CA       | 442 - 286 - 1347 | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 412 | 11/02 | 11:41A  | Incoming            | 442-286-1347     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 413 | 11/02 | 11:55A  | Incoming            | 619-520-1206     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 414 | 11/02 | 12:14P  | Incoming            | 619-357-2994     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 415 | 11/02 | 12:54P  | POWAY, CA           | 858-956-4040     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 416 | 11/02 | 01:02P  | Incoming            | 602-505-8315     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 417 | 11/02 | 01:25P  | LA MESA, CA         | 619-251-0911     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 418 | 11/02 | 01:30P  | Incoming            | 858-956-4040     | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 419 | 11/02 | 01:30F  | POWAY, CA           | 858-956-4040     | PP/WC/AU               | 11:00   | 0.00  | 0.00                  | 0.0             |
| 420 | 11/02 | 01:41F  | ROCHESTER, NY       | 585 - 750 - 7636 | PP/WC/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
| 421 | 11/02 | 01:47F  | Incoming            | 619-357-5787     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 422 | 11/02 | 01:52P  | Incoming            | 858-956-4040     | PP/WC/AU               | 2:00    | 0.00  | 0.00                  | 0.00            |
| 423 | 11/02 | 01:53F  | Incoming            | 619-697-8521     | PP/CW/AU               | 1:00    | 0.00  | 0.00                  | 0.00            |
|     |       |         | LA MESA,CA          | 619-697-8521     | PP / AU                | 1:00    | 0.00  | 0.00                  | 0.0             |
|     |       |         | Incoming            | 619-697-8521     |                        | 3:00    | 0.00  | 0.00                  | 0.0             |
|     |       |         | Incoming            | 619-888-7045     |                        | 1:00    | 0.00  | 0.00                  | 0.0             |
|     |       |         | Incoming            | 415-317-1847     |                        | 1:00    | 0.00  | 0.00                  | 0.0             |
|     |       |         | Incoming            | 619-357-0745     |                        | 1:00    | 0.00  | 0.00                  | 0.00            |
|     |       |         | DEL MAR, CA         | 858 - 205 - 0202 |                        | 1:00    | 0.00  | 0.00                  | 0.00            |
|     |       |         | SNDG SNDG, CA       | 619-806-8559     |                        | 2:00    | 0.00  | 0.00                  | 0.00            |
|     |       |         | Incoming            | 760 - 413 - 1606 |                        | 12:00   | 0.00  | 0.00                  | 0.00            |

Account/DAC Number 723975317/0060882428 **Account Name** ELDA ENTERPRISES, INC.

484 11/03 04:40P LA MESA, CA

485 11/03 04:40P LA MESA, CA

486 11/03 04:41P SNDG SNDG, CA

487 11/03 04:41P ESCONDIDO, CA

488 11/03 05:49P Incoming

10/26/16 11/25/168 of 30 Invoice Date November 29, 2016

**Billing Period** 

Invoice Number 723975317 180

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Cellular Services Call Detail 'Long Dist./ Total Footnote No. Date Time Call To Other Number (See pg. 2) Min Sec Usage Charges 0.00 432 11/02 03:27P SNDG SNDG, CA 619-806-8559 PP/WC/AU 1:00 0.00 0.00 433 11/02 03:28P SNDG SNDG, CA 619 -266 -4004 PP/AU 1:00 0.00 0.00 0.00 334-521-1380 PP/AU 1:00 0.00 0.00 0.00 434 11/02 03:29P Incoming 1:00 0.00 0.00 0.00 435 11/02 03:43P Incoming 619-806-8559 PP/WC/AU 436 11/02 04:24P Incoming 724 - 235 - 6538 PP / AU 1:00 0.00 0.00 0.00 437 11/02 05:10P Incoming 214-498-5972 PP/WC/AU 2:00 0.00 0.00 0.00 438 11/02 05:22P Incoming 619-788-0007 PP/WC/AU 9:00 0.00 439 11/02 05:49P DEL MAR, CA 858-205-0202 PP/WC/AU 3:00 0.00 0.00 0.00 440 11/02 05:58P Incoming 619-357-5787 PP/WC/AU 2:00 0.00 0.00 0.00 441 11/02 06:00P Incoming 619-806-8559 PP/WC/AU 2:00 0.00 0,00 0.00 760-803-8411 PP/WC/AU 2:00 0.00 0.00 0.00 442 11/02 06:15P Incoming 0.00 0.00 0.00 443 11/02 06:16P Incoming 619-806-8559 PP/CW/AU 1:00 444 11/02 06:33P Incoming 619-246-2497 PP/WC/AU 1:00 0.00 445 11/02 06:57P SNDG SNDG, CA 619-806-8559 PP/WC/AU 1:00 0.00 0.00 0.00 446 11/02 07:06P Incoming 619-778-6293 OP/WC/AU 447 11/02 08:04P Incoming 619-246-2497 OP/WC/AU 619-806-8559 OP/WC/AU 1:00 0.00 0.00 0.00 448 11/02 08:26P Incoming 449 11/03 07:57A Incoming 407-988-6317 PP/WC/AU 3:00 0.00 0.00 0.00 2:00 450 11/03 08:32A Incoming 760-803-8411 PP/WC/AU 0.00 0.00 0.00 619-697-8521 PP/AU 1:00 0.00 0.00 0.00 451 11/03 09:51A LA MESA, CA 0.00 0.00 0.00 452 11/03 10:04A Incoming 412-208-4803 PP/WC/AU 1:00 453 11/03 10:51A DEL MAR, CA 858-205-0202 PP/WC/AU 1:00 0,00 0.00 0.00 454 11/03 10:54A Incoming 714-404-7533 PP/WC/AU 1:00 0.00 0.00 0.00 455 11/03 11:29A ESCONDIDO, CA 442-286-1347 PP/WC/AU 1:00 456 11/03 11:43A Incoming 619-266-4004 PP/AU 1:00 0,00 0.00 457 11/03 12:02P RIVERSIDE, CA 951-275-4330 PP/WC/AU 6:00 0.00 0.00 0.00 458 11/03 12:07P PHILA, PA 215-989-4159 PP/WC/AU 1:00 0.00 0.00 0.00 459 11/03 12:11P DEL MAR, CA 858-205-0202 PP/WC/AU 1:00 0.00 0.00 460 11/03 12:11P SNDG SNDG, CA 619-321-7345 PP/WC/AU 1:00 0.00 0.00 461 11/03 12:37P SNDG SNDG, CA 619-788-0007 PP/WC/AU 0.00 0.00 0.00 1:00 0.00 0,00 0.00 462 11/03 12:38P POWAY, CA 858-956-4040 PP/WC/AU 463 11/03 12:39P Incoming 619-674-8179 PP/WC/AU 1:00 464 11/03 12:40P Incoming 858-956-4040 PP/WC/AU 619-778-6293 PP/WC/AU 0.00 465 11/03 12:52P SNDG SNDG, CA 466 11/03 01:04P DEL MAR, CA 858 - 205 - 0202 PP/WC/AU 1:00 0.00 0.00 0.00 467 11/03 01:37P Incoming 619-515-2300 PP/AU 1:00 0.00 0.00 0.00 468 11/03 01:59P Incoming 858-205-0202 PP/WC/AU 1:00 0.00 0.00 0.00 469 11/03 02:01P Incoming 724-235-6531 PP/AU 1:00 0.00 0.00 0.00 619-357-0745 PP/WC/AU 1:00 0.00 470 11/03 02:03P EL CAJON, CA 0.00 0.00 619-357-0745 PP/WC/AU 1:00 0.00 0.00 471 11/03 02:05P Incoming 619-357-0745 PP/WC/AU 472 11/03 02:05P Incoming 0.00 0.00 473 11/03 02:08P Incoming 951-275-4330 PP/WC/AU 3:00 0.00 474 11/03 02:19P RIVERSIDE, CA 951-275-4330 PP/WC/AU 1:00 0.00 0.00 0.00 475 11/03 02:51P RIVERSIDE, CA 951-275-4330 PP/WC/AU 1:00 0.00 0.00 0.00 476 11/03 02:55P SNDG SNDG, CA 619-806-8559 PP/WC/AU 2:00 0.00 0,00 0,00 477 11/03 02:56P SNDG SNDG, CA 619-806-8559 PP/WC/AU 2:00 0.00 0.00 0.00 478 11/03 03:17P PHOENIX, AZ 602-585-0392 PP/AU 1:00 0.00 0.00 619-335-3823 PP/WC/AU 1:00 479 11/03 03:35P Incoming 0.00 480 11/03 03:36P Incoming 858-366-5447 PP/WC/AU 1:00 481 11/03 03:47P DEL MAR, CA 858-205-0202 PP/WC/AU 482 11/03 04:16P Incoming 334-521-1379 PP/AU 483 11/03 04:30P Incoming 619-778-6293 PP/WC/AU 1:00 0.00 0.00 0.00

619-251-0911 PP/WC/AU

619-321-7345 PP/WC/AU

442-286-1347 PP/WC/AU

619-646-4388 PP/WC/AU

619-697-8521 PP/AU

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