

**ELECTRONICALLY FILED**  
Superior Court of California,  
County of San Diego

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12 Cross-Defendant REBECCA BERRY

13 **SUPERIOR COURT OF CALIFORNIA**  
14 **COUNTY OF SAN DIEGO, CENTRAL DIVISION**

15 LARRY GERACI, an individual,  
16 Plaintiff,

17 v.

18 DARRYL COTTON, an individual; and DOES 1  
19 through 10, inclusive,  
20 Defendants.

21 DARRYL COTTON, an individual,  
22 Cross-Complainant,

23 v.

24 LARRY GERACI, an individual, REBECCA  
25 BERRY, an individual, and DOES 1 THROUGH  
26 10, INCLUSIVE,  
27 Cross-Defendants.

Case No. 37-2017-00010073-CU-BC-CTL

Judge: Hon. Joel R. Wohlfeil  
Dept.: C-73

**OBJECTIONS BY PLAINTIFF/CROSS-  
DEFENDANTS LARRY GERACI AND  
REBECCA BERRY TO JUDGMENT ON  
JURY VERDICT PROPOSED BY  
DEFENDANT/CROSS-COMPLAINANT  
DARRYL COTTON**

**[IMAGED FILE]**

Action Filed: March 21, 2017  
Trial Date: June 28, 2019

28 On August 2, 2019, Plaintiff/Cross-Defendants LARRY GERACI and REBECCA BERRY  
served and filed a proposed judgment entitled "Judgment on Jury Verdict [Proposed by Plaintiff/Cross-  
Defendants].


On August 9, 2019, Defendant/Cross-Complainant, DARRYL COTTON, served and filed an  
alternative proposed judgment entitled "Judgment on Jury Verdict [Proposed]".

1 Plaintiff/Cross-Defendants object to the alternative proposed judgment submitted by  
2 Defendant/Cross-Complainant on the ground that it contains subject matter that is not necessary to  
3 support the judgment, namely, a *partial* recitation and characterization of findings and conclusions by  
4 the Court that are part of the *entire* record of the proceedings which is subject to review in any subsequent  
5 appeal. To include this partial recitation and characterization of findings and conclusion by the Court is  
6 unnecessary, argumentative, and invites confusion.

7 Plaintiff/Cross-Defendants urge the Court to enter the proposed judgment served and filed by  
8 Plaintiff/Cross-Defendants on August 2, 2019.

9  
10 FERRIS & BRITTON  
A Professional Corporation

11  
12 Dated: August 12, 2019

13 By:   
14 Michael R. Weinstein  
15 Scott H. Toothacre  
Attorneys for Plaintiff/Cross-Defendant  
16 LARRY GERACI  
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