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8 Attorney for Defendant/Cross-Complainant DARRYL COTTON

ELECTRONICALLY FILED
Superior Court of California,
County of San Diego

09/05/2019 at 01:58:00 PM

Clerk of the Superior Court
By E- Filing, Deputy Clerk

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **COUNTY OF SAN DIEGO**

11 LARRY GERACI, an individual,
12 Plaintiff,
13 vs.
14 DARRYL COTTON, an individual; and
15 DOES 1 through 10, inclusive,
16 Defendants.
17
18 AND RELATED CROSS-ACTION.
19
20

Case No. 37-2017-00010073-CU-BC-CTL
**AMENDED NOTICE OF ERRATA ON
DEFENDANT/CROSS-COMPLAINANT
DARRYL COTTON'S NOTICE OF INTENT TO
MOVE FOR NEW TRIAL**

21
22 TO THE COURT AND TO COUNSEL OF RECORD FOR ALL PARTIES:

23 PLEASE TAKE NOTICE that Defendant /Cross-Complainant Darryl Cotton hereby respectfully
24 submits this Notice of Errata on his Notice of Intent to Move for New Trial.

25
26 Due to a clerical error, the unexecuted copy of the Notice of Intent to Move for New Trial was uploaded
27 for electronic filing and service instead of the executed copy. The execution page bearing Attorney

1 Austin's signature is attached hereto as Exhibit A and shall constitute in and of itself the ERRATA to
2 the Notice of Motion For New Trial

3 DATED: September 4, 2019

THE LAW OFFICE OF JACOB AUSTIN

4
5 By Jacob P. Austin

6 JACOB P. AUSTIN
7 Attorney for Defendant/Cross-Complainant
8 DARRYL COTTON
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EXHIBIT A

1 **TO ALL PARTIES AND THEIR RESPECTIVE COUNSEL:**

2 **NOTICE IS HEREBY GIVEN** that Defendant/Cross-Complainant DARRYL COTTON
3 (“COTTON”) intends to move this Court, at a date and time to be set by the Court, to vacate and set aside
4 the verdict of the jury rendered in favor of Plaintiff LARRY GERACI and against COTTON, and the
5 Judgment on Jury Verdict [Proposed by Plaintiff/Cross-Defendants] entered thereon on August 19, 2019.
6

7 The motion will be made on the following grounds pursuant to **Code of Civil Procedure § 657:**

- 8 1. That the verdict is against the law (§657(6)).

9 This motion also will be based upon Memorandum of Points and Authorities and other supporting
10 documents to be filed and served hereafter, the pleadings and records on file in this action, and upon such
11 other oral and documentary evidence as shall be presented at the hearing of this motion.
12

13 DATED: September 3, 2019

LAW OFFICE OF JACOB P. AUSTIN

14
15 By _____

Jacob P. Austin

JACOB P. AUSTIN

Attorney for Defendant/Cross-Complainant
DARRYL COTTON
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