

1 **TIFFANY & BOSCO**
2 P.A.

3 MEGAN E. LEES (SBN 277805)

4 mel@tblaw.com

5 MICHAEL A. WRAPP (SBN 304002)

6 maw@tblaw.com

7 EVAN P. SCHUBE (*Pro Hac Vice* AZ SBN 028849)

8 eps@tblaw.com

9 1455 Frazee Road, Suite 820

10 San Diego, CA 92108

11 Tel. (619) 501-3503

12 *Attorneys for Defendant/Cross-Complainant Darryl Cotton*

ELECTRONICALLY FILED
Superior Court of California,
County of San Diego

09/13/2019 at 11:55:00 PM

Clerk of the Superior Court
By Adam Beason, Deputy Clerk

13 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **FOR THE COUNTY OF SAN DIEGO, CENTRAL DIVISION**

15 LARRY GERACI, an individual,

16 Plaintiff,

17 vs.

18 DARRYL COTTON, an individual; and DOES 1-
19 10, inclusive,

20 Defendants.

21 DARRYL COTTON, an individual,

22 Cross-Complainant,

23 vs.

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: The Honorable Joel R. Wohlfeil
Dept.: C-73

**NOTICE OF MOTION AND MOTION
FOR NEW TRIAL**

Hearing Date: October 25, 2019
Time: 9:00 a.m.
Dept: C-73
Judge: The Hon. Joel R. Wohlfeil

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

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

PLEASE TAKE NOTICE that on October 25, 2019 or as soon thereafter as the matter can be heard in Department C-73 of the above-entitled Court, Defendant/Cross-Complainant DARRYL COTTON (“Cotton”) will move this Court for a new trial or a finding that the alleged November 2, 2016 agreement is illegal and void.

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1 This Motion is based upon this Notice of Motion and Motion, the Memorandum of Points
2 and Authorities in support hereof, the record of trial and the pleadings and papers on file in this
3 action, and upon such other oral and documentary evidence as may be presented at the hearing
4 of this motion.
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6 DATED: September 13, 2019

TIFFANY & BOSCO, P.A.

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8 By _____
9 EVAN P. SCHUBE
10 Attorney for Defendant/Cross-Complainant
11 DARRYL COTTON
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