

ROA 126  
2 pgs

**ELECTRONICALLY FILED**  
Superior Court of California,  
County of San Diego  
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By Ines Quirarte, Deputy Clerk

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LARRY GERACI

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

LARRY GERACI, an individual,  
Plaintiff,  
v.  
DARRYL COTTON, an individual; and  
DOES 1 through 10, inclusive,  
Defendants.

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DARRYL COTTON, an individual,  
Cross-Complainant,  
v.  
LARRY GERACI, an individual, REBECCA  
BERRY, an individual, and DOES 1  
THROUGH 10, INCLUSIVE,  
Cross-Defendants.

Case No. 37-2017-00010073-CU-BC-CTL  
Judge: Hon. Joel R. Wohlfeil  
Dept.: C-73

**NOTICE OF LODGMNT IN SUPPORT  
OF MOTION BY PLAINTIFF/CROSS-  
DEFENDANT LARRY GERACI TO  
COMPEL DEFENDANT/CROSS-  
COMPLAINANT DARRYL COTTON  
(1) TO APPEAR AND TESTIFY AT  
DEPOSITION AND (2) TO RESPOND TO  
WRITTEN DISCOVERY REQUESTS,  
AND FOR SANCTIONS**

[IMAGED FILE]


**Hearing Date: March 23, 2018**  
**Hearing Time: 9:00 a.m.**  
Filed: March 21, 2017  
Trial Date: May 11, 2018

1 Plaintiff/Cross-Defendant, LARRY GERACI ("Geraci"), hereby lodges the following  
 2 documents as exhibits to this Notice of Lodgment ("NOL") in support of his Motion to Compel  
 3 Defendant/Cross-Complainant Darryl Cotton 1) To Appear and Testify at Deposition, and 2) To  
 4 Respond to Discovery Requests, and for Sanctions:

Ex. No.	Exhibit Description	Evidentiary Foundation
1.	Form Interrogatories-General (Set One), Special Interrogatories (Set One), and Requests for Admissions (Set One), dated November 8, 2017	Declaration of Michael R. Weinstein, ¶ 5
2.	Sixth Amended Notice of Deposition of Defendant Darryl Cotton	Declaration of Michael R. Weinstein, ¶ 7
3.	Email to Michael Weinstein from David Demian re Substitution, dated December 8, 2017	Declaration of Michael R. Weinstein, ¶ 8
4.	Email thread between Michael Weinstein and Darryl Cotton re Follow Up to December 7th Ex Parte Hearings, dated December 12-20, 2017	Declaration of Michael R. Weinstein, ¶ 17
5.	Seventh Amended Notice of Deposition of Defendant Darryl Cotton	Declaration of Michael R. Weinstein, ¶ 18
6.	Statement of Nonappearance, Darryl Cotton, dated January 05, 2018	Declaration of Michael R. Weinstein, ¶ 20
7.	Email thread between Michael Weinstein and Darryl Cotton, dated January 25-26, 2018	Declaration of Michael R. Weinstein, ¶ 24
8.	Eighth Amended Notice of Deposition of Defendant Darryl Cotton	Declaration of Michael R. Weinstein, ¶ 25
9.	Statement of Non-Appearance, Darryl Cotton, dated February 14, 2018	Declaration of Michael R. Weinstein, ¶ 26

23 Dated: February 27, 2018

FERRIS & BRITTON  
 A Professional Corporation

26 By:   
 Michael R. Weinstein  
 Scott H. Toothacre  
 Attorneys for Plaintiff/Cross-Defendant  
 LARRY GERACI