

FILED
CLERK'S OFFICE 9
CENTRAL DIVISION

2018 AUG -3 P 2:26

CLERK-SUPERIOR COURT
SAN DIEGO COUNTY, CA

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Attorneys for Plaintiff/Cross-Defendant LARRY GERACI and
Cross-Defendant REBECCA BERRY

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.

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

**NOTICE OF RULING AFTER HEARING
ON EX PARTE APPLICATION BY
DEFENDANT AND CROSS-
COMPLAINANT, DARRYL COTTON,
FOR A TRIAL DATE CONTINUANCE**

[IMAGED FILE]

DATE: August 2, 2018
TIME: 8:30 a.m.
DEPT: C-73

Filed: March 21, 2017
Trial Date: August 17, 2018

On August 2, 2018 at 8:30 a.m. in Department C-73 of the above-titled court, the Court heard the *ex parte* application by Defendant/Cross-Complainant, Darryl Cotton, for a continuance of the Trial Call date. Plaintiff/Cross-Defendant, Larry Geraci, and Cross-Defendant, Rebecca Berry, were represented by attorney Michael R. Weinstein of the law firm Ferris & Britton, APC. Defendant/Cross-Complainant, Darryl Cotton, the moving party, was represented by attorney Jacob Austin.


1 PLEASE TAKE NOTICE THAT, having reviewed the written pleadings submitted in
2 connection with the application and after hearing oral argument, and finding good cause, the Court
3 issued its order as follows:

- 4 1. The Motion and Discovery Cutoff date, which had previously expired, was reset for January
5 4, 2019;
- 6 2. The Trial Readiness Conference date was continued from August 3, 2018, until January 18,
7 2019, at 10:45 a.m. in Department C-73; and
- 8 3. The Trial Call date was continued from August 17, 2018, until January 25, 2019, at 8:30
9 a.m. in Department C-73.
- 10 4. This ruling does not affect any other dates. The expert designation date has previously
11 expired.

12
13 Dated: August 3, 2018

FERRIS & BRITTON,
A Professional Corporation

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16 By:


Michael R. Weinstein
Scott H. Toothacre

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18 Attorneys for Plaintiff/Cross-Defendant LARRY GERACI
19 and Cross-Defendant REBECCA BERRY
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7 Attorneys for Plaintiff/Cross-Defendant LARRY GERACI and
Cross-Defendant REBECCA BERRY
8

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

11 LARRY GERACI, an individual,

12 Plaintiff,

13 v.

14 DARRYL COTTON, an individual; and
DOES 1 through 10, inclusive,

15 Defendants.
16

17 DARRYL COTTON, an individual,

18 Cross-Complainant,

19 v.

20 LARRY GERACI, an individual, REBECCA
BERRY, an individual, and DOES 1
21 THROUGH 10, INCLUSIVE,

22 Cross-Defendants.
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Case No. 37-2017-00010073-CU-BC-CTL

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

PROOF OF SERVICE VIA EMAIL

[IMAGED FILE]

Complaint Filed: March 21, 2017
Trial Date: August 17, 2018

1 I, RACHEL M. PRENDERGAST, declare that: I am over the age of 18 years and not a party to
2 the case; I am employed in the County of San Diego, California; and my business address is: 501 West
3 Broadway, Suite 1450, San Diego, California 92101.

4 On, August 3, 2018, I served the following document:

5 **1. NOTICE OF RULING AFTER HEARING ON EX PARTE APPLICATION BY**
6 **DEFENDANT AND CROSS-COMPLAINANT, DARRYL COTTON, FOR A**
7 **TRIAL DATE CONTINUANCE**

8 **VIA EMAIL.** Based on an agreement of the parties to accept service by email, I caused the document
9 to be sent to the person on the date above, to the following email addresses:

10 Jacob Austin, Esq. 11 LAW OFFICE OF JACOB AUSTIN 12 1455 Frazee Road. Suite 500 13 San Diego, California 92108 14 Tel: (619) 357-6850 15 Fax: (888)357-8501 16 jpa@jacobaustinesq.com 17 <i>Attorney for Defendant and Cross-Complainant</i> 18 <i>Darryl Cotton</i>	
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19 I declare under penalty of perjury under the laws of the State of California that the foregoing is
20 true and correct.

21 Dated: August 3, 2018

FERRIS & BRITTON,
A Professional Corporation

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23 RACHEL M. PRENDERGAST
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