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ELECTRONICALLY FILED
 Superior Court of California,
 County of San Diego

03/08/2019 at 07:15:00 PM

Clerk of the Superior Court
 By Vanessa Bahena, Deputy Clerk

Attorney for Defendant/Cross-Complainant DARRYL COTTON

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

LARRY GERACI, an individual,
 Plaintiff,

vs.

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

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

PROOF OF SERVICE

AND RELATED CROSS-ACTION.

I, the undersigned, declare that I am over the age of 18 years and not a party to this action. I am employed in the county of San Diego. My business address is 1455 Frazee Road, #500, San Diego, California 92108. I am readily familiar with the business practice for collection and processing of correspondence for mailing with the United States Postal Service.

On this day I served the document(s) entitled:

**NOTICE OF MOTION FOR SUMMARY JUDGMENT OR ALTERNATIVELY, SUMMARY
 ADJUDICATION BY DEFENDANT/CROSS-COMPLAINANT DARRYL COTTON
 [CCP §437c]**

1 **MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF**
2 **MOTION FOR SUMMARY JUDGMENT OR, ALTERNATIVELY, SUMMARY**
3 **ADJUDICATION BY DEFENDANT/CROSS-COMPLAINANT DARRYL COTTON**
4 **[CCP § 437c]**

5 **NOTICE OF LODGMENT IN SUPPORT OF DEFENDANT/CROSS-COMPLAINANT**
6 **DARRYL COTTON'S MOTION FOR SUMMARY JUDGMENT OR ALTERNATIVELY,**
7 **SUMMARY ADJUCIATION**

8 **DECLARATION OF JACOB P. AUSTIN IN SUPPORT OF DEFENDANT/CROSS-**
9 **COMPLAINANT DARRYL COTTON'S MOTION FOR SUMMARY ADJUDICATION**
10 **AND/OR SUMMARY JUDGMENT**

11 **REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF MOTION FOR SUMMARY**
12 **JUDGMENTOR IN THE ALTERNATIVE, SUMMARY ADJUDICATION BY**
13 **DEFENDANT/CROSS-COMPLAINANT DARRYL COTTON**
14 **[CCP §437c]**

15 on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope
16 addressed as follows:

17 **FERRIS & BRITTON**
18 **Michael R. Weinstein**
19 **Scott H. Toothacre**
20 **501 West Broadway, Ste. 1450**
21 **San Diego, CA 92101**

22 [] (BY MAIL) I caused each such envelope, with postage thereon fully prepaid to be placed in the
23 United States mail at 1455 Frazee Road, San Diego, California 92109. I am readily familiar with this
24 firm's business practice for collection and processing of correspondence for mailing with the U.S.
25 Postal Service pursuant to which practice the correspondence will be deposited with the U.S. Postal
26 Service this same day in the ordinary course of business.

27 [] BY OVERNIGHT DELIVERY. I enclosed the documents in an envelope or package provided by
28 an overnight delivery carrier and addressed to the persons at the addresses above. I placed the
envelope or package for collection and overnight delivery at an office or a regularly utilized drop box
of the overnight delivery carrier.

[] (BY PERSONAL SERVICE) I caused to be delivered such envelope by hand to the addressee.

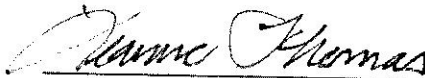
[] (BY ELECTRONIC SERVICE) Based on a court order or an agreement of the parties to accept
service by e-mail or electronic transmission, I caused the documents to be sent to be electronically
served the aforementioned documents on behalf of Jacob P. Austin, Esq. to Michael Weinstein, Esq.
(mweinstein@ferrisbritton.com) and Scott Toothacre (stoothacre@ferrisbritton.com). A true and

1 correct copy of transmittal will be provided to any party that so requests it or to the court. I did not
2 receive, within a reasonable time after the transmission, any electronic message or other indication that
the transmission was unsuccessful.

3 [X] (STATE) I declare under penalty of perjury under the laws of the State of California that the
4 foregoing is true and correct.

5 [X] I declare that I am employed in the office of a member of the bar of this court at whose direction
6 the service was made.

7 Executed on March 8, 2019, at San Diego, California.

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9 Leanne Thomas
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