

ROA 549
2 pages

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO: 106464 NAME: Michael R. Weinstein FIRM NAME: FERRIS & BRITTON, APC STREET ADDRESS: 501 West Broadway, Suite 1450 CITY: San Diego STATE: CA ZIP CODE: 92101 TELEPHONE NO.: 619-233-3131 FAX NO.: 619-232-9316 E-MAIL ADDRESS: mweinstein@ferrisbritton.com ATTORNEY FOR (Name): LARRY GERACI and REBECCA BERRY	FOR COURT USE ONLY ELECTRONICALLY FILED Superior Court of California, County of San Diego 06/06/2019 at 03:17:00 PM Clerk of the Superior Court By Yvette Mapula, Deputy Clerk
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO STREET ADDRESS: 330 West Broadway MAILING ADDRESS: CITY AND ZIP CODE: San Diego, California 92101 BRANCH NAME: HALL OF JUSTICE	CASE NUMBER: 37-2017-00010073-CU-BC-CTL
REQUEST FOR DISMISSAL	

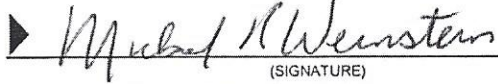
A conformed copy will not be returned by the clerk unless a method of return is provided with the document.

This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)

1. TO THE CLERK: Please dismiss this action as follows:
- a. (1) With prejudice (2) Without prejudice
 - b. (1) Complaint (2) Petition
 - (3) Cross-complaint filed by (name): on (date):
 - (4) Cross-complaint filed by (name): on (date):
 - (5) Entire action of all parties and all causes of action
 - (6) Other (specify):* Third & Fourth Causes of Action of Plaintiff's Complaint, without prejudice, ONLY.

2. (Complete in all cases except family law cases.)
 The court did did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).

Date: June 6, 2019
 MICHAEL R. WEINSTEIN
 (TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)



 (SIGNATURE)
 Attorney or party without attorney for:
 Plaintiff/Petitioner Defendant/Respondent
 Cross Complainant

*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

3. TO THE CLERK: Consent to the above dismissal is hereby given.**
 Date: _____
 (TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY) _____
 (SIGNATURE)

** If a cross-complaint – or Response (Family Law) seeking affirmative relief – is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).
 Attorney or party without attorney for:
 Plaintiff/Petitioner Defendant/Respondent
 Cross Complainant

- (To be completed by clerk)
- 4. Dismissal entered as requested on (date):
 - 5. Dismissal entered on (date): as to only (name):
 - 6. Dismissal not entered as requested for the following reasons (specify):
 1. Item 1a must be completed.
 2. Item 2 incorrect. Fee waiver on file for a party to this case.

7. a. Attorney or party without attorney notified on (date): 06/14/2019
 b. Attorney or party without attorney not notified. Filing party failed to provide a copy to be conformed means to return conformed copy
 Date: 06/14/2019 Clerk, by  Deputy Page 1 of 2

Plaintiff/Petitioner: LARRY GERACI Defendant/Respondent: DARRYL COTTON	CASE NUMBER: 37-2017-00010073-CU-BC-CTL
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COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for *(name)*:
2. The person named in item 1 is *(check one below)*:
 - a. not recovering anything of value by this action.
 - b. recovering less than \$10,000 in value by this action.
 - c. recovering \$10,000 or more in value by this action. *(If item 2c is checked, item 3 must be completed.)*
3. All court fees and court costs that were waived in this action have been paid to the court *(check one)*: Yes No

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date:

(TYPE OR PRINT NAME OF ATTORNEY PARTY MAKING DECLARATION)



(SIGNATURE)