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*Per Government Code § 6103, State of
California is exempt from filing fee*

9
10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF LOS ANGELES**
12 **NORTH VALLEY DISTRICT-CHATSWORTH COURTHOUSE**

13 **DEPARTMENT OF CANNABIS**
14 **CONTROL,**

15 Plaintiff,

16 v.

17 **VERTICAL BLISS, INC., KUSHY PUNCH,**
18 **INC., CONGLOMERATE MARKETING,**
19 **LLC, MORE AGENCY, INC., RUBEN**
20 **KACHIAN a.k.a. RUBEN CROSS,**
21 **ARUTYUN BARSAMYAN, KEVIN**
HALLORAN, MIKE A. TOROYAN and
DOES 1 through 30, inclusive,

22 Defendants.

Case No. 20CHCV00560

NOTICE OF MOTION AND
DEPARTMENT OF CANNABIS
CONTROL'S MOTION FOR SUMMARY
JUDGMENT

Date: December 5, 2022
Time: 08:30 A.M.
Dept: F49
Judge: The Honorable Stephen P.
Pfahler

Trial Date: January 30, 2023
Action Filed: September 23, 2020

RESERVATION NO. 590950777530

23
24 **TO EACH PARTY AND TO COUNSEL OF RECORD FOR EACH PARTY:**

25 **PLEASE TAKE NOTICE** that on December 5, 2022 at 8:30 a.m., or as soon thereafter as
26 the matter may be heard, in Department F49 of the Los Angeles Superior Court at the Chatsworth
27 Courthouse, 9425 Penfield Ave., Chatsworth, CA 91311, Plaintiff Department of Cannabis
28 Control ("Plaintiff" or "DCC") will move the Court, pursuant to Code of Civil Procedure section

1 437c, for summary judgment in favor of Plaintiff and against the following seven Defendants: (1)
2 Ruben Kachian, a.k.a. "Ruben Cross", (2) Vertical Bliss, Inc., (3) Kushy Punch, Inc., (4)
3 Conglomerate Marketing, LLC, (5) More Agency, Inc., (6) Arutyun Barsamyan, and (7) Mike A.
4 Toroyan, and for civil penalties totaling \$128,061,000 (one hundred twenty-eight million sixty-
5 one thousand dollars). This motion is made on the grounds that (1) Plaintiff's Requests for
6 Admissions served upon these seven Defendants having been deemed admitted, establishes the
7 cause of action against the seven Defendants, thereby leaving no triable issue of material fact, (2)
8 the Declarations in Support of the Motion further confirm no defense thereto, and (3) pursuant to
9 Business and Professions Code section 26038, subdivision (a), Defendants are subject to civil
10 penalties of up to three times the amount of the license fee for each day of violation.

11 This motion will be based upon this Notice and Motion, the Memorandum of Points and
12 Authorities, the Request for Judicial Notice, the Separate Statement of Undisputed Material Facts
13 in Support of the Motion, the Declaration of DCC Environmental Scientist Eileen Del Rosario,
14 the Declaration of DCC Custodian of Records / Staff Services Manager Laura Meeks, the
15 Declaration of Deputy Attorney General Michael Yun, the Declaration of Deputy Attorney
16 General Ethan Turner, the records and files in this action, and upon such further evidence and
17 argument as may be presented prior to or at the time of the hearing on the motion.

18 Dated: September 21, 2022

Respectfully submitted,

19 ROB BONTA
20 Attorney General of California
21 HARINDER KAPUR
22 Senior Assistant Attorney General
23 JOSHUA B. EISENBERG
24 Supervising Deputy Attorney General

25 

26 MICHAEL J. YUN
27 ETHAN A. TURNER
28 GREGORY M. CRIBBS
Deputy Attorneys General
Attorneys for Plaintiff
Department of Cannabis Control

DECLARATION OF SERVICE BY U.S. Mail and E-Mail

Case Name: **California Department of Public Health, et al. v. Vertical Bliss, Inc., et al.**
Case No.: **20CHCV00560**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service with postage thereon fully prepaid that same day in the ordinary course of business.

On **September 21, 2022**, I served the attached **NOTICE OF MOTION AND DEPARTMENT OF CANNABIS CONTROL'S MOTION FOR SUMMARY JUDGMENT** by transmitting a true copy via electronic mail. In addition, I placed a true copy thereof enclosed in a sealed envelope, in the internal mail system of the Office of the Attorney General, addressed as follows:

Party	Address
Margarita Salazar, Esq. <i>Attorney for Defendants Vertical Bliss, Inc., Kushy Punch, Inc., Conglomerate Marketing, LLC., More Agency, Inc., Ruben Kachian, Arutyun Barsamyan, and Mike A. Toroyan</i>	Margarita Salazar, Esq. Law Offices of Margarita Salazar 470 Third Avenue, Ste. 9 Chula Vista, CA 91910-4663 E-mail Address: margarita@msalazarlaw.com
Ian Stewart Wilson Elser Moskowitz Edelman & Dicker LLP <i>Attorney for Defendant Kevin Halloran</i>	Wilson Elser Moskowitz Edelman & Dicker LLP 555 South Flower St. Ste. 2900 Los Angeles, Ca 90071 E-mail Address: ian.stewart@wilsonelser.com

I declare under penalty of perjury under the laws of the State of California and the United States of America the foregoing is true and correct and that this declaration was executed on **September 21, 2022**, at San Diego, California.

Cecilia Apodaca

Declarant



Signature