

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

MINUTE ORDER

DATE: 09/03/2020

TIME: 08:30:00 AM

DEPT: C-67

JUDICIAL OFFICER PRESIDING: Eddie C Sturgeon

CLERK: Blanca Delgado

REPORTER/ERM: Darla Kmety CSR# 12956

BAILIFF/COURT ATTENDANT: M. Micone

CASE NO: **37-2018-00034229-CU-BC-CTL** CASE INIT.DATE: 07/10/2018

CASE TITLE: **Razuki vs Malan [IMAGED]**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Breach of Contract/Warranty

EVENT TYPE: Ex Parte

APPEARANCES

Steven A Elia, counsel, present for Respondent on Appeal,Cross - Defendant,Plaintiff(s) telephonically.

Maura Griffin, counsel, present for Respondent on Appeal,Cross - Defendant,Plaintiff(s) telephonically.

James R Lance, counsel, present for Defendant,Cross - Defendant,Cross - Complainant,Appellant(s) telephonically.

Douglas Jaffe, counsel, present for Respondent on Appeal,Cross - Defendant(s) via remote video conference.

Timothy J Daley, counsel, not present for Respondent on Appeal,Cross - Defendant,Cross - Complainant(s).

Neil Sheaffer, counse, present on behalf of Receiver Michael Essary, telephonically.

THIS BEING THE TIME SET FOR HEARING ON DEFENDANT NINUS MALAN'S EX PARTE APPLICATION RE: 1) STATUS UPDATE RE SCHEDULED MEDIATION, 2) ORDER SHORTENING TIME TO HEAR NEW MOTION TO DISQUALIFY ATTORNEY JAFFE BASED ON RECENT CONDUCT, AND 3) STATUS UPDATE ON ROSELLE PROPERTIES, LLC,

At the outset, counsel inform the Court that Mediation is currently set for 09/27/2020 with a follow-up hearing set for 11/11/2020.

The Court, having read the moving papers, and having heard comments from counsel, GRANTS the request for an order shortening time to hear the motion to disqualify Attorney Jaffe; date noted below.

The Motion Hearing (Civil) is scheduled for 10/22/2020 at 01:30PM before Judge Eddie C Sturgeon.

The Court instructs counsel to be prepared to address the Court's jurisdiction regarding said motion.

With regards to the potential sale of Roselle Properties, LLC; the Court instructs counsel to meet and confer in an effort that documentation regarding the terms of the sale be provided in order to resolve this

issue.

Following extensive discussion regarding the exchange of financial documents for the entities/properties involved in this case, the Court orders Mr. Brian Brinig to turn over documents regarding distributions and contributions for Malan and Razuki regarding Sunrise Property Investments, LLC and Super 5 Consulting Group, LLC. Tax documents of other investors are excluded.

Clerk's Note: At the beginning part of today's hearing, Mr. Jaffe appears telephonically due audio issues with his video appearance.

Eddie C. Sturgeon

Judge Eddie C Sturgeon