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LARRY GERACI and REBECCA BERRY

11 **SUPERIOR COURT OF CALIFORNIA**  
12 **COUNTY OF SAN DIEGO, HALL OF JUSTICE**

13 AMY SHERLOCK, an individual and on behalf of  
her minor children, T.S. and S.S., ANDREW  
14 FLORES, an individual,

15 Plaintiffs,

16 vs.

17 GINA M. AUSTIN, an individual; AUSTIN  
LEGAL GROUP, a professional corporation,  
18 LARRY GERACI, an individual, REBECCA  
BERRY, an individual; JESSICA MCELFFRESH,  
19 an individual; SALAM RAZUKI, an individual;  
NINUS MALAN, an individual; FINCH,  
20 THORTON, AND BARID, a limited liability  
partnership; ABHAY SCHWEITZER, an  
21 individual and dba TECHNE; JAMES (AKA JIM)  
BARTELL, an individual; NATALIE TRANG-  
22 MY NGUYEN, an individual, AARON  
MAGAGNA, an individual; BRADFORD  
23 HARCOURT, an individual; SHAWN MILLER,  
an individual; LOGAN STELLMACHER, an  
24 individual; EULENTHIAS DUANE  
ALEXANDER, an individual; STEPHEN LAKE,  
25 an individual, ALLIED SPECTRUM, INC., a  
California corporation, PRODIGIOUS  
26 COLLECTIVES, LLC, a limited liability  
company, and DOES 1 through 50, inclusive,

27 Defendants.  
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**ELECTRONICALLY FILED**  
Superior Court of California,  
County of San Diego  
**07/22/2022** at 03:08:00 PM  
Clerk of the Superior Court  
By Taylor Crandall, Deputy Clerk

Case No. 37-2021-00050889-CU-AT-CTL

Judge: Hon. James A. Mangione

**NOTICE OF LODGMENT IN SUPPORT OF  
ANTI-SLAPP MOTION BY DEFENDANTS,  
LARRY GERACI AND REBECCA BERRY,  
TO PLAINTIFFS' FIRST AMENDED  
COMPLAINT**

(Related to ROA #11)

**DATE:** October 21, 2022  
**TIME:** 9:00 a.m.  
**DEPT:** C-75

**[IMAGED FILE]**

Action Filed: December 3, 2021  
Trial Date: Not Yet Set

1 **NOTICE OF LODGMENT**


2 **PLEASE TAKE NOTICE THAT** the defendants, Larry Geraci and Rebecca Berry, hereby  
3 lodge true and correct copies of the following pleadings in support of said defendants' anti-SLAPP  
4 Motion to Plaintiffs' First Amended Complaint:

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| Ex. No.                          | Exhibit Description   | Evidentiary Foundation  |
|----------------------------------|---|---|
| 6<br>7<br>8<br>9                 | 1. The final judgment entered August 19, 2019, in the prior state court action captioned <i>Larry Geraci v. Darryl Cotton</i> , San Diego Superior Court Case No. 37-2017-00010073-CU-BC-CTL (the <i>Cotton I</i> judgment”).   | Request for Judicial Notice in Support of Demurrer by Defendants, Larry Geraci and Rebecca Berry to Plaintiffs' First Amended Complaint, paragraph 1. |
| 10<br>11<br>12<br>13             | 2. The First Amended Complaint filed July 9, 2020, in the prior federal court action captioned <i>Andrew Flores, etc. et al. v. Gina M. Austin, etc. et al.</i> ; U.S. District Court Case No. 3:20-cv-00656 (the “ <i>Flores I</i> lawsuit”).  | Request for Judicial Notice in Support of Demurrer by Defendants, Larry Geraci and Rebecca Berry to Plaintiffs' First Amended Complaint, paragraph 2. |
| 14<br>15<br>16<br>17<br>18<br>19 | 3. The Order entered March 23, 2022, in the <i>Flores I</i> lawsuit, granting <i>with prejudice</i> the motions to dismiss brought by Judge Wohlfeil and by Michael Weinstein, Scott H. Toothacre, Elyssa Kulas, Rachel M. Prendergast, and Ferris & Britton, APC (collectively the “F&B Defendants,” the law firm and its attorneys and paralegal who represented Geraci and Berry in <i>Cotton I</i> ). | Request for Judicial Notice in Support of Demurrer by Defendants, Larry Geraci and Rebecca Berry to Plaintiffs' First Amended Complaint, paragraph 3. |

20 Dated: July 22, 2022

FERRIS & BRITTON,  
A Professional Corporation

21  
22  
23 By:   
24 Michael R. Weinstein  
25 Scott H. Toothacre  
26 Attorneys for Defendant  
27 LARRY GERACI and REBECCA BERRY  
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