

RC016 D73 07
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FILED MC-010
CIVIL BUSINESS OFFICE 11
FOR COURT USE ONLY DIVISION

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER: 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

2018 MAR 14 P 2:19
SAN DIEGO SUPERIOR COURT
SAN DIEGO COUNTY, CA
15 MAR 14 PM 2:13

SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Diego
STREET ADDRESS: 330 W. Broadway
MAILING ADDRESS: 330 W. Broadway
CITY AND ZIP CODE: San Diego, California 92101
BRANCH NAME: Hall of Justice

PLAINTIFF: Darryl Cotton
DEFENDANT: City of San Diego

MEMORANDUM OF COSTS (SUMMARY)

CASE NUMBER:
37-2017-00037675-CU-WM-CTL

The following costs are requested:	TOTALS
1. Filing and motion fees	\$ 930.00
2. Jury fees	\$ 0.00
3. Jury food and lodging	\$ 0.00
4. Deposition costs	\$ 0.00
5. Service of process	\$ 0.00
6. Attachment expenses	\$ 0.00
7. Surety bond premiums	\$ 0.00
8. Witness fees	\$ 0.00
9. Court-ordered transcripts	\$ 68.15
10. Attorney fees (enter here if contractual or statutory fees are fixed without necessity of a court determination; otherwise a noticed motion is required)	\$ 0.00
11. Court reporter fees as established by statute	\$ 0.00
12. Models, enlargements, and photocopies of exhibits	\$ 0.00
13. Interpreter fees	\$ 0.00
14. Fees for electronic filing or service	\$ 39.80
15. Fees for hosting electronic documents	\$ 0.00
16. Other	\$ 0.00
TOTAL COSTS	\$ 1,037.95

I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

Date: March 14, 2018

Michael R. Weinstein
(TYPE OR PRINT NAME)


(SIGNATURE OF DECLARANT)

(Proof of service on reverse)

SHORT TITLE Cotton v. City of San Diego	CASE NUMBER: 37-2017-00037675-CU-WM-CTL
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PROOF OF MAILING PERSONAL DELIVERY

1. At the time of mailing or personal delivery, I was at least 18 years of age and **not a party** to this legal action.
2. My residence or business address is (*specify*):
501 W. Broadway, Suite 1450
San Diego, CA 92101
3. I mailed or personally delivered a copy of the *Memorandum of Costs (Summary)* as follows (*complete either a or b*):
 - a. **Mail.** I am a resident of or employed in the county where the mailing occurred.
 - (1) I enclosed a copy in an envelope AND
 - (a) **deposited** the sealed envelope with the United States Postal Service with the postage fully prepaid.
 - (b) **placed** the envelope for collection and mailing on the date and at the place shown in items below following our ordinary business practices. I am readily familiar with this business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
 - (2) The envelope was addressed and mailed as follows:
 - (a) Name of person served: Darryl Cotton / Gina Austin, Esq. / M. Travis Phelps, Esq.
 - (b) Address on envelope:
6176 Federal Blvd / 3990 Old Town Ave., Suite A112 / 1200 Third Avenue, Suite 1100
San Diego, CA 92114 / San Diego, CA 92101 / San Diego, CA 92101
 - (c) Date of mailing: Mar 14, 2018
 - (d) Place of mailing (*city and state*): San Diego, California
 - b. **Personal delivery.** I personally delivered a copy as follows:
 - (1) Name of person served:
 - (2) Address where delivered:
 - (3) Date delivered:
 - (4) Time delivered:

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

Date: Mar 14, 2018

Anna K. Lizano

(TYPE OR PRINT NAME)


(SIGNATURE OF DECLARANT)

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MEMORANDUM OF COSTS (WORKSHEET)

1. Filing and motion fees

	<u>Paper filed</u>	<u>Filing fee</u>
a. Rebecca Berry's Verified Answer to Petition for Writ of Mandate	\$	435.00
b. Larry Geraci's Verified Answer to Petition for Writ of Mandate	\$	435.00
c. Ex Parte Application to Compel the Deposition of Darryl Cotton	\$	60.00
d. _____	\$	_____
e. _____	\$	_____
f. _____	\$	_____
g. <input type="checkbox"/> Information about additional filing and motion fees is contained in Attachment 1g.		

TOTAL 1. \$ 930.00

2. Jury fees

	<u>Date</u>		<u>Fee & mileage</u>
a.	\$	_____	_____
b.	\$	_____	_____
c.	\$	_____	_____
d.	\$	_____	_____
e. <input type="checkbox"/> Information about additional jury fees is contained in Attachment 2e.			

TOTAL 2. \$ 0.00

3. Juror food: \$ _____ and lodging: \$ _____

TOTAL 3. \$ 0.00

4. Deposition costs

	<u>Name of deponent</u>	<u>Taking</u>	<u>Transcribing</u>	<u>Travel</u>	<u>Videotaping</u>	<u>Subtotals</u>
a.	\$	\$	\$	\$	\$	\$
b.	\$	\$	\$	\$	\$	\$
c.	\$	\$	\$	\$	\$	\$
d.	\$	\$	\$	\$	\$	\$

e. Information about additional deposition costs is contained in Attachment 4e.

TOTAL 4. \$ 0.00

(Continued on reverse)

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5. Service of process

	<u>Name of person served</u>	<u>Public officer</u>	<u>Registered process</u>	<u>Publication</u>	<u>Other (specify)</u>
a.	_____	\$ _____	\$ _____	\$ _____	\$ _____
b.	_____	\$ _____	\$ _____	\$ _____	\$ _____
c.	_____	\$ _____	\$ _____	\$ _____	\$ _____

d. Information about additional costs for service of process is contained in Attachment 5d.

TOTAL 5. \$ 0.00

6. Attachment expenses (specify):

6. \$ 0.00

7. Surety bond premiums (itemize bonds and amounts):

7. \$ 0.00

8. a. Ordinary witness fees

	<u>Name of witness</u>	<u>Daily fee</u>	<u>Mileage</u>	<u>Total</u>
(1)	_____	days at _____ \$/day _____	miles at _____ ¢/mile:	\$
(2)	_____	days at _____ \$/day _____	miles at _____ ¢/mile:	\$
(3)	_____	days at _____ \$/day _____	miles at _____ ¢/mile:	\$
(4)	_____	days at _____ \$/day _____	miles at _____ ¢/mile:	\$
(5)	_____	days at _____ \$/day _____	miles at _____ ¢/mile:	\$

(6) Information about additional ordinary witness fees is contained in Attachment 8a(6).

SUBTOTAL 8a. \$ 0.00

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8. b. Expert fees (per Code of Civil Procedure section 998)

	Name of witness	Fee	
(1)	_____	_____ hours at \$ _____ /hr	\$ _____
(2)	_____	_____ hours at \$ _____ /hr	\$ _____
(3)	_____	_____ hours at \$ _____ /hr	\$ _____
(4)	_____	_____ hours at \$ _____ /hr	\$ _____
(5)	<input type="checkbox"/> Information about additional expert fees is contained in Attachment 8b(5).		
SUBTOTAL 8b.			\$ 0.00

c. Court-ordered expert fees

	Name of witness	Fee	
(1)	_____	_____ hours at \$ _____ /hr	\$ _____
(2)	_____	_____ hours at \$ _____ /hr	\$ _____
(3)	<input type="checkbox"/> Information about additional court-ordered expert fees is contained in Attachment 8c(3).		
SUBTOTAL 8c.			\$ 0.00

TOTAL (8a, 8b, & 8c) 8. \$ 0.00

9. Court-ordered transcripts (specify):

Transcript of November 2, 2017 Ex Parte hearing 9. \$ 68.15

10. Attorney fees (enter here if contractual or statutory fees are fixed without necessity of a court determination; otherwise a noticed motion is required):

10. \$ 0.00

11. Models, enlargements, and photocopies of exhibits (specify):

11. \$ 0.00

12. Court reporter fees (as established by statute)

a. (Name of reporter): _____ Fees: \$ _____

b. (Name of reporter): _____ Fees: \$ _____

c. Information about additional court-reporter fees is contained in Attachment 12c.

TOTAL 12. \$ 0.00

13. Interpreter fees

a. Fees of a certified or registered interpreter for the deposition of a party or witness

(Name of interpreter): _____ Fees: \$ _____

(Name of interpreter): _____ Fees: \$ _____

b. Fees for a qualified court interpreter authorized by the court for an indigent person represented by a qualified legal services project or a pro bono attorney

(Name of interpreter): _____ Fees: \$ _____

(Name of interpreter): _____ Fees: \$ _____

c. Information about additional court-reporter fees is contained in Attachment 13c.

TOTAL 13. \$ 0.00

14. Fees for electronic filing or service of documents through an electronic filing service provider (enter here if required or ordered by the court):

14. \$ 39.80

15. Fees for hosting electronic documents through an electronic filing service provider (enter here if required or ordered by the court):

15. \$ 0.00

16. Other (specify): _____

16. \$ 0.00

TOTAL COSTS \$ 1,037.95

(Additional information may be supplied on the reverse)