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File No. 8688

FILED
Superior Court of California
County of Los Angeles

AUG 01 2014

Sherri R. Carter, Executive Officer/Clerk
By Cristina Grijalva Deputy
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Attorneys for Plaintiff, PAULINE MORQUECHO

Dal Gregory Keosian

FILED 01/15/2016 TRIAL 02/01/2016 OSC 08/01/2017

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES, CENTRAL DISTRICT-UNLIMITED CIVIL

PAULINE MORQUECHO,
Plaintiff,

CASE NO.

BC 553362

COMPLAINT FOR DAMAGES

vs.

1. Premises Liability/General Negligence
2. Medical negligence/ medical malpractice/professional negligence

KAISER FOUNDATION HEALTH PLAN, INC., a business entity form unknown;
SOUTHER CALIFORNIA PERMANENTE MEDICAL GROUP, a business entity form unknown; KAISER PERMANENTE, a business entity form unknown and DOES 1-100, inclusive,

Defendants.

Plaintiff, PAULINE MORQUECHO, alleges:

GENERAL ALLEGATIONS

1. That at all times herein mentioned, Plaintiff, PAULINE MORQUECHO, was a resident of the County of Los Angeles.
2. That Plaintiff is informed and believes and upon such information and belief that at all times herein mentioned Defendants, and each of them were, and now are residents and doing business in the County of Los Angeles, State of California.

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CIT/CASE
LEA/DEF
RECEIVED
DATE PAID: 08/01/14 01:15 PM
PAYMENT: \$435.00
CHECK: \$435.00
CASH: \$0.00
CHARGE: \$0.00
TOTAL: \$435.00
310

08/01/2014

1 3. That the true names or capacities, whether individual, corporate, associate or
2 otherwise, of Defendants named herein as DOES 1 through 100, inclusive, are unknown to Plaintiff
3 who therefore sues said Defendants by such fictitious names and capacities and Plaintiff will amend
4 this Complaint to state such names and capacities when the same have been ascertained. Plaintiff
5 is informed and believes and upon such information and belief alleges, that each of the Defendants
6 designated herein as a DOE, is legally responsible in some manner for the events and happenings
7 herein referred to, and legally caused injury and damages to Plaintiff as hereinafter set forth.

8 4. That Plaintiff is informed and believes and upon such information and belief alleges,
9 that at all times herein mentioned Defendants, and each of them, were the agents and employees of
10 their Co-Defendants, and in doing the things herein mentioned were acting in the course and scope
11 of their authority as such agents and employees and with the permission and consent of their Co-
12 Defendants and each of them.

13 5. That Plaintiff is informed and believes and upon such information and belief alleges,
14 that at all times herein mentioned, Defendant, KAISER FOUNDATION HEALTH PLAN, INC., was
15 and now is a corporation, limited partnership or a partnership, duly organized and existing under,
16 and by virtue of the laws of the State of California and is doing business in the State of California,
17 with its principal place of business located at or near One Kaiser Plaza, in the City of Oakland, State
18 of California.

19 6. That Plaintiff is informed and believes and upon such information and belief alleges,
20 that at all times herein mentioned, Defendant, SOUTHER CALIFORNIA PERMANENTE
21 MEDICAL GROUP, was and now is a corporation, limited partnership or a partnership, duly
22 organized and existing under, and by virtue of the laws of the State of California and is doing
23 business in the State of California, with its principal place of business located at or near 5601 De
24 Soto Avenue, in the City of Woodland Hills, County of Los Angeles, State of California.

25 7. That Plaintiff is informed and believes and upon such information and belief alleges,
26 that at all times herein mentioned, Defendant, KAISER PERMANENTE, was and now is a

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1 corporation, limited partnership or a partnership, duly organized and existing under, and by virtue
2 of the laws of the State of California and is doing business in the State of California, with its
3 principal place of business located at or near 5601 De Soto Avenue, in the City of Woodland Hills,
4 County of Los Angeles, State of California.

5 **FIRST CAUSE OF ACTION**

6 **PREMISES LIABILITY/GENERAL NEGLIGENCE**

7 **(Plaintiff, PAULINE MORQUECHO, against all Defendants)**

8 **(And DOES 1-25 Inclusive)**

9 8. Plaintiff incorporates herein by reference each and every allegation contained in
10 paragraphs 1 through 7, inclusive, of this complaint, as though fully set forth verbatim.

11 9. That on or about August 3, 2013, defendants and each of them, owned,
12 possessed, worked upon, managed, supervised, modified, repaired, operated, maintained, directed,
13 administered, or controlled certain premises located at 5601 De Soto Avenue, in the City of
14 Woodland Hills, County of Los Angeles, State of California.

15 10. That at said time and place, plaintiff was on the premises of defendants, and each of
16 them, and while thereon and as a direct and proximate result of the negligence of defendants, and
17 each of them, sustained injuries and damages as hereafter set forth.

18 11. That defendants, and each of them were negligent in the manner in which they
19 owned, possessed, worked upon, managed, supervised, modified, repaired, operated, maintained, or
20 controlled said premises by causing and allowing a dangerous condition to exist and remain upon
21 said premises, and defendants, and each of them, were further negligent in failing to inspect, warn
22 of, remove, correct and otherwise take precautions so as to prevent injuries to persons on said
23 premises.

24 12. As a direct and proximate result of the negligence of defendants, and each of them,
25 plaintiff was injured in her health, strength and activity, sustaining bodily injury and shock to her
26 nervous system, which has caused, and will cause, great mental and physical pain and suffering, all

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1 to plaintiff's general damage in a sum within the jurisdiction of this court according to proof at the
2 time of trial.

3 13. As a direct and proximate result of the negligence of defendants, and each of them,
4 plaintiff has incurred, and will incur medical and related expenses in a sum according to proof at the
5 time of trial.

6 14. That at said date and place, Plaintiff was a patient in Defendant's Hospital while
7 supervised by Defendant's and their/its employees, agents, personnel, and assigns, was negligently
8 supervised and fell in the restroom.

9 15. That Defendant, and each of them, owed a duty to Plaintiff, to inspect, warn of,
10 correct and otherwise take precautions to such foreseeable person, so as to prevent injuries to persons
11 on said premises as a result of a unreasonably dangerous condition on their premises.

12 16. That the Defendants, and each of them, agents, personnel, and assigns, had actual
13 and/or constructive notice of the dangerous condition and had sufficient time prior to Plaintiff's
14 injury to have taken measures to protect against the dangerous condition.

15 17. That on or about August 3, 2013, defendants, and each of them, negligently
16 hired and/or retained nurses, orderlies, care providers and/or staff who were untrained and/or
17 unqualified to care for plaintiff.

18 18. That on or about August 3, 2013, said nurses, orderlies, care providers and/or
19 staff caused plaintiff to suffer injuries.

20 19. As a direct and proximate result of the negligence of defendants, and each of them,
21 plaintiff was injured in her health, strength and activity, sustaining bodily injury and shock to her
22 nervous system, which has caused, and will cause, great mental and physical pain and suffering, all
23 to plaintiff's general damage in a sum within the jurisdiction of this court according to proof at the
24 time of trial.

25 20. As a direct and proximate result of the negligence of defendants, and each of them,
26 plaintiff has incurred, and will incur medical and related expenses in a sum according to proof at the
27 time of trial.

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08/01/2014

1 **SECOND CAUSE OF ACTION**

2 **MEDICAL NEGLIGENCE/**

3 **MEDICAL MALPRACTICE/PROFESSIONAL NEGLIGENCE**

4 **(Plaintiff, PAULINE MORQUECHO, against all Defendants)**

5 **(And DOES 1-75, inclusive)**

6 21. Plaintiff incorporates herein by reference each and every allegation of Paragraphs 1
7 through 20 inclusive, of Plaintiff's Complaint herein as though fully set forth verbatim.

8 22. That on or about August 3, 2013, Plaintiff was legally at Defendants principal
9 place of business, located at 5601 De Soto Avenue, in the City of Woodland Hills, County of Los
10 Angeles, State of California, when Plaintiff was assigned and placed in a hospital bed on
11 Defendant's premises, in a hospital room, for medical care and treatment for a abdominal pain.

12 23. That on or about August 3, 2013, Plaintiff was ill and physically needed round the
13 clock supervision, care, assistance, monitoring, security, support and aid.

14 24. That Defendants, and each of them, failed to use reasonable care in furnishing
15 plaintiff the care, attention and protection reasonably required by plaintiff's known medical and
16 physical condition.

17 25. That Defendants, and each of them, failed to exercise the duty to use reasonable care
18 in selecting a competent staff and reviewing the competency of its staff.

19 26. That in performing professional services for plaintiff, Defendants, and each of them,
20 failed to exercise the duty to have that degree of learning and skill ordinarily possessed by reputable
21 and licensed convalescent care facilities, nurses, technicians, attendants, and doctors.

22 27. That Defendants and each of them, failed to exercise the duty to use the care and skill
23 ordinarily used in the like cases by reputable members of the same profession practicing in the same
24 or a similar locality under similar circumstances, and to use reasonable diligence and best judgment
25 in the exercise of professional skill and in the application of learning, in an effort to accomplish the
26 purpose for which they were employed.

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1 28. That the Defendants, and each of them, had actual and/or constructive notice of the
2 dangerous condition and had sufficient time prior to Plaintiff's injury to have taken measures to
3 protect against the dangerous condition.

4 29. As a direct and proximate result of the professional negligence of Defendants, and
5 each of them, Plaintiff was injured in her health, strength and activity, sustaining bodily injury and
6 shock to her nervous system, which has caused, and will cause great mental and physical pain and
7 suffering, all to Plaintiff's general damage in a sum within the jurisdiction of this Court according
8 to proof at time of trial.

9 30. As a direct and proximate result of the professional negligence of Defendants, and
10 each of them, Plaintiff has incurred, and will incur medical and related expenses in a sum according
11 to proof at the time of trial.

12 31 That at all times mentioned herein, defendants, and each of them, were and now are
13 physicians, surgeons, hospitals, nurses, attendants, technicians, assistants, holding themselves out
14 as duly licensed to practice their profession under and by virtue of the laws of the State of California,
15 and were and now are engaged in the practice of their profession in the State of California.

16 32. That at all times mentioned, defendants, and each them, owned, operated, managed,
17 and controlled a hospital facility, within Los Angeles, State of California, held out to the public at
18 large, and to plaintiff herein, as properly equipped, licensed, fully accredited, competently staffed
19 and qualified with prudent personnel, and operating in compliance with the standard of due care
20 maintained in other properly equipped, efficiently operated and administered accredited hospital
21 facilities in said community.

22 33. That on or about August 3, 2013, plaintiff was placed and remained under the sole
23 and exclusive control of the defendants, and each of them, for the purposes of obtaining
24 examinations, diagnosis, care, advice, treatment, anesthesia, surgery and other pathological and
25 medical procedures as well as general care as performed by, authorized by, and applied or directed
26 by the defendants, and each of them, in connection with an illness, disease or malady from which
27 the plaintiffs was suffering. That during such time the defendants, and each of them, at no time
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1 suggested, intimated, or in any way indicated that any treatment rendered by them was beneath the
2 standard of practice of reputable doctors in this community, thus, plaintiff had no knowledge of any
3 facts that would lead him to believe that he was not receiving proper care and treatment from the
4 defendants.

5 34. That during said period while the plaintiff was under the sole and exclusive care,
6 management, and control of the defendants, and each of them, as aforesaid, said defendants, and each
7 of them, negligently, carelessly and unskillfully performed the said services that they undertook to
8 perform, and negligently, carelessly and unskillfully prescribed medication, examined, diagnosed,
9 cared for, controlled, handled, attended, treated and performed medical treatment and convalescent
10 care upon said plaintiff and further failed to properly treat, care for and supervise Plaintiff's
11 activities.

12 35. The Defendants, and each of them, have intentionally failed to disclose the acts,
13 errors and omissions of which they were guilty and which resulted in injury to the plaintiff, although
14 they knew, or should have known, of said wrongful acts, errors and omissions and failure to conform
15 to the standard of practice, and deleterious effects thereof.

16 36. The Defendants, and each of them, so negligently and carelessly examined,
17 diagnosed, treated, prescribed and furnished medication to plaintiff/and supervised plaintiff, which
18 resulted in plaintiff directly and proximately suffering permanent and irreparable injury and disability
19 to plaintiff necessitating subsequent hospitalization for medical and surgical management and
20 treatment of injuries sustained as a result thereof.

21 37. That Defendants, and each of them, so negligently and carelessly examined,
22 diagnosed, treated, prescribed and furnished medication, performed specialized medical studies, and
23 furnished medical care to the plaintiff, that said plaintiff was required to, and did, consult with other
24 physicians and surgeons, and was hospitalized at subsequent hospitals and institutions, for the
25 medical condition which arose as the result of the negligent care and treatment, and negligent
26 performance of various medical treatment for the plaintiff, as more fully described hereinabove.

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1 38. As a proximate and result thereof, the plaintiff sustained serious bodily injuries, a
2 portion of which, or all of which, are permanent. As a result of said injuries, the plaintiff has had,
3 and in the future will have, pain, suffering, worry, anxiety and incapacitation. By reason of said
4 injuries and consequences, this plaintiff has sustained general damages to a degree and extent
5 presently unknown, but plaintiff will amend this complaint fo show the amount when same is
6 ascertained.

7 39. As a direct and proximate result of the negligence, carelessness and reckless acts and
8 omissions of the defendants, and each of them, and their agents, servants, and employees, the
9 plaintiff was hurt and injured in her health, strength and activities, sustained severe shock and injury
10 to her nervous system and various injuries to her person, all of which said injuries have caused and
11 will cause, and will continue to cause, the plaintiff great mental and physical disability, pain and
12 suffering, and which said injuries plaintiff is informed and believes and thereon alleges have
13 resulted, and will continue to result, in permanent damage to the plaintiff in an amount presently
14 unknown to plaintiff. When said amounts have been determined, and future medical, and hospital,
15 surgical and related expenses have been ascertained, plaintiff will ask leave of Court to amend this
16 complaint to assert the amounts herein or according to proof at the time of trial.

17 40. That as a further, direct and proximate result of the negligence, carelessness,
18 recklessness and lack of due care and prudence on the part of the defendants, and each of them,
19 plaintiff was caused to retain the services and incur reasonable expenses for further hospitalization,
20 medical, surgical, nursing and technical care and treatment for said injuries sustained, and did
21 thereby incur additional medical expenses for drugs, pharmaceuticals and medications, all in an
22 amount presently unknown to the plaintiff. Plaintiff will ask leave of Court to amend this complaint
23 when said sums have been ascertained, or according to proof at the time of trial.

24 41. Prior to the institution of this action, on or about July 24, 2014, Defendants, and
25 each of them, were provided a notice to intent to file suit pursuant to California Code of Civil
26 Procedure, Section 364 thereby effectively extending the applicable statute of limitations by 90 days.

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1 42. Prior to the filing of the within complaint, a period of one calendar year and 90 days
2 has not yet elapsed since plaintiff first learned, or had reasonable opportunity to learn, of the facts
3 that the injuries and damages suffered and complained of herein were the proximate result of the
4 negligent acts or omissions to act on the part of the defendants, and each of them. That further, prior
5 to the filing of the instant complaint, the defendants, and each of them, knew or should have known
6 of their own negligence and the relationship between that negligence and the plaintiff's injuries and
7 failed negligently to disclose those acts and circumstances to the plaintiff prior to the plaintiff having
8 reasonable opportunity to learn of said negligent conduct and acts.

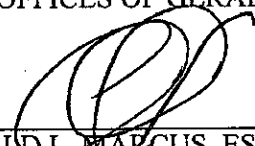
9 WHEREFORE, Plaintiff prays for judgment against Defendants, and each of them, as
10 follows:

- 11 1) For general damages in a sum according to proof at the time of trial within the
- 12 jurisdiction of the Superior Court;
- 13 2) For medical and related expenses in a sum according to proof at the time of trial;
- 14 3) For loss of income and earning capacity in a sum according to proof at the time of
- 15 trial;
- 16 4) For all reasonable, future costs required for additional and specialized medical help
- 17 and advice according to proof at the time of trial;
- 18 5) For pre-judgment interest at the legal rate;
- 19 6) For costs of suit incurred herein; and,
- 20 7) For such other and further relief as the Court may deem just and proper.

21
22 DATED: July 31, 2014

LAW OFFICES OF GERALD L. MARCUS

23
24 By:


GERALD L. MARCUS, ESQ.
BRADLEY S. WALLACE, ESQ.
Attorneys for Plaintiff,
PAULINE MORQUECHO

08/01/2014

1 42 Prior to the filing of the within complaint, a period of one calendar year and 90 days
2 has not yet elapsed since plaintiff first learned, or had reasonable opportunity to learn, of the facts
3 that the injuries and damages suffered and complained of herein were the proximate result of the
4 negligent acts or omissions to act on the part of the defendants, and each of them. That further, prior
5 to the filing of the instant complaint, the defendants, and each of them, knew or should have known
6 of their own negligence and the relationship between that negligence and the plaintiff's injuries and
7 failed negligently to disclose those acts and circumstances to the plaintiff prior to the plaintiff having
8 reasonable opportunity to learn of said negligent conduct and acts.

9 WHEREFORE, Plaintiff prays for judgment against Defendants, and each of them, as
10 follows:

- 11 1) For general damages in a sum according to proof at the time of trial within the
- 12 jurisdiction of the Superior Court;
- 13 2) For medical and related expenses in a sum according to proof at the time of trial;
- 14 3) For loss of income and earning capacity in a sum according to proof at the time of
- 15 trial;
- 16 4) For all reasonable, future costs required for additional and specialized medical help
- 17 and advice according to proof at the time of trial;
- 18 5) For pre-judgment interest at the legal rate;
- 19 6) For costs of suit incurred herein; and,
- 20 7) For such other and further relief as the Court may deem just and proper.

21
22 DATED: July 31, 2014

LAW OFFICES OF GERALD L. MARCUS

23
24 By:

25 GERALD L. MARCUS, ESQ.
26 BRADLEY S. WALLACE, ESQ.
27 Attorneys for Plaintiff,
28 PAULINE MORQUECHO

08/01/2014

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): GERALD L. MARCUS ESQ. SBN: 128384 LAW OFFICES OF GERALD L. MARCUS 24025 Park Sorrento, Suite 430, Calabasas, CA 91302 TELEPHONE NO.: 818-784-8544 FAX NO.: 818-784-5970		FILED Superior Court of California County of Los Angeles AUG 01 2014 Sherri R. Carter, Executive Officer/Clerk By <u>Cristina Grijalva</u> Deputy	
ATTORNEY FOR (Name): PAULINE MORQUECHO SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: 111 North Hill Street CITY AND ZIP CODE: Los Angeles, 90012 BRANCH NAME: Stanley Mosk Courthouse on Hill St.			
CASE NAME: MORQUECHO vs. KAISER, et al.			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 5px;"> CIVIL CASE COVER SHEET <input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less) </td> <td style="width: 50%; padding: 5px;"> Complex Case Designation <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402) </td> </tr> </table>			CIVIL CASE COVER SHEET <input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)
CIVIL CASE COVER SHEET <input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)	Complex Case Designation <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)		
CASE NUMBER:			
JUDGE:			
DEPT: BC 553362			

Items 1-6 below must be completed (see instructions on page 2).

1. Check **one** box below for the case type that best describes this case:

Auto Tort <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input checked="" type="checkbox"/> Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35) Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	Contract <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) Real Property <input type="checkbox"/> Eminent domain/inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) Judicial Review <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20) Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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2. This case ☐ is ☒ is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties
b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
c. <input type="checkbox"/> Substantial amount of documentary evidence | d. <input type="checkbox"/> Large number of witnesses
e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
f. <input type="checkbox"/> Substantial postjudgment judicial supervision |
|--|--|
3. Remedies sought (check all that apply): a. ☒ monetary b. ☐ nonmonetary; declaratory or injunctive relief c. ☐ punitive
4. Number of causes of action (specify): ONE
5. This case ☐ is ☒ is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: July 31, 2014

GERALD L. MARCUS ESQ.

(TYPE OR PRINT NAME)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

Page 1 of 2

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you **must** complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check **one** box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES

Auto Tort

Auto (22)—Personal Injury/Property Damage/Wrongful Death
Uninsured Motorist (46) (*if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto*)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort

Asbestos (04)
Asbestos Property Damage
Asbestos Personal Injury/Wrongful Death
Product Liability (*not asbestos or toxic/environmental*) (24)
Medical Malpractice (45)
Medical Malpractice—Physicians & Surgeons
Other Professional Health Care Malpractice
Other PI/PD/WD (23)
Premises Liability (e.g., slip and fall)
Intentional Bodily Injury/PD/WD (e.g., assault, vandalism)
Intentional Infliction of Emotional Distress
Negligent Infliction of Emotional Distress
Other PI/PD/WD

Non-PI/PD/WD (Other) Tort

☐ Business Tort/Unfair Business Practice (07)
☐ Civil Rights (e.g., discrimination, false arrest) (*not civil harassment*) (08)
☐ Defamation (e.g., slander, libel) (13)
☐ Fraud (16)
☐ Intellectual Property (19)
☐ Professional Negligence (25)
☐ Legal Malpractice
☐ Other Professional Malpractice (*not medical or legal*)
☐ Other Non-PI/PD/WD Tort (35)

Employment

☐ Wrongful Termination (36)
☐ Other Employment (15)

Contract

Breach of Contract/Warranty (06)
Breach of Rental/Lease
Contract (*not unlawful detainer or wrongful eviction*)
Contract/Warranty Breach—Seller
Plaintiff (*not fraud or negligence*)
Negligent Breach of Contract/Warranty
Other Breach of Contract/Warranty
Collections (e.g., money owed, open book accounts) (09)
Collection Case—Seller Plaintiff
Other Promissory Note/Collections Case
Insurance Coverage (*not provisionally complex*) (18)
Auto Subrogation
Other Coverage
Other Contract (37)
Contractual Fraud
Other Contract Dispute

Real Property

Eminent Domain/Inverse Condemnation (14)
Wrongful Eviction (33)
Other Real Property (e.g., quiet title) (26)
Writ of Possession of Real Property
Mortgage Foreclosure
Quiet Title
Other Real Property (*not eminent domain, landlord/tenant, or foreclosure*)

Unlawful Detainer

Commercial (31)
Residential (32)
Drugs (38) (*if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential*)

Judicial Review

Asset Forfeiture (05)
Petition Re: Arbitration Award (11)
Writ of Mandate (02)
Writ—Administrative Mandamus
Writ—Mandamus on Limited Court Case Matter
Writ—Other Limited Court Case Review
Other Judicial Review (39)
Review of Health Officer Order
Notice of Appeal—Labor
Commissioner Appeals

Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)

Antitrust/Trade Regulation (03)
Construction Defect (10)
Claims Involving Mass Tort (40)
Securities Litigation (28)
Environmental/Toxic Tort (30)
Insurance Coverage Claims (*arising from provisionally complex case type listed above*) (41)

Enforcement of Judgment

Enforcement of Judgment (20)
Abstract of Judgment (Out of County)
Confession of Judgment (*non-domestic relations*)
Sister State Judgment
Administrative Agency Award (*not unpaid taxes*)
Petition/Certification of Entry of Judgment on Unpaid Taxes
Other Enforcement of Judgment Case

Miscellaneous Civil Complaint

RICO (27)
Other Complaint (*not specified above*) (42)
Declaratory Relief Only
Injunctive Relief Only (*non-harassment*)
Mechanics Lien
Other Commercial Complaint Case (*non-tort/non-complex*)
Other Civil Complaint (*non-tort/non-complex*)

Miscellaneous Civil Petition

Partnership and Corporate Governance (21)
Other Petition (*not specified above*) (43)
Civil Harassment
Workplace Violence
Elder/Dependent Adult Abuse
Election Contest
Petition for Name Change
Petition for Relief From Late Claim
Other Civil Petition

**CIVIL CASE COVER SHEET ADDENDUM AND
STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

Item I. Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? ☒ YES CLASS ACTION? ☐ YES LIMITED CASE? ☐ YES TIME ESTIMATED FOR TRIAL 4-5 ☐ HOURS/ ☒ DAYS

Item II. Indicate the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):

Step 1: After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

Step 2: Check one Superior Court type of action in Column **B** below which best describes the nature of this case.

Step 3: In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

Applicable Reasons for Choosing Courthouse Location (see Column C below)

1. Class actions must be filed in the Stanley Mosk Courthouse, central district.
2. May be filed in central (other county, or no bodily injury/property damage).
3. Location where cause of action arose.
4. Location where bodily injury, death or damage occurred.
5. Location where performance required or defendant resides.
6. Location of property or permanently garaged vehicle.
7. Location where petitioner resides.
8. Location wherein defendant/respondent functions wholly.
9. Location where one or more of the parties reside.
10. Location of Labor Commissioner Office

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

	A Civil Case Cover Sheet Category/No.	B Type of Action (Check only one)	C Applicable Reasons (See Step 3 Above)
Auto Tort	Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
	Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Other Personal Injury/Property Damage/Wrongful Death Tort	Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
	Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
	Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
	Other Personal Injury Property Damage Wrongful Death (23)	<input checked="" type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1. (4.)
		<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1., 4.
		<input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress <input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 3. 1., 4.

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CASE NUMBER

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons See Step 3 Above
Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 3.
Civil Rights (08)	<input type="checkbox"/> A6005 Civil Rights/Discrimination	1., 2., 3.
Defamation (13)	<input type="checkbox"/> A6010 Defamation (slander/libel)	1., 2., 3.
Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1., 2., 3.
Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice	1., 2., 3.
	<input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3.
Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	2,3.
Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
	<input type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals	1., 2., 3. 10.
Other Employment (15)		
Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction)	2., 5.
	<input type="checkbox"/> A6008 Contract/Warranty Breach - Seller Plaintiff (no fraud/negligence)	2., 5.
	<input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud)	1., 2., 5.
	<input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	1., 2., 5.
Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff	2., 5., 6.
	<input type="checkbox"/> A6012 Other Promissory Note/Collections Case	2., 5.
Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud	1., 2., 3., 5.
	<input type="checkbox"/> A6031 Tortious Interference	1., 2., 3., 5.
	<input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2.
Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure	2., 6.
	<input type="checkbox"/> A6032 Quiet Title	2., 6.
	<input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6.
Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2., 6.
Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.

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	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons (See Step 3 Above)
Judicial Review	Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2., 6.
	Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 5.
	Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus <input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter <input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2., 8. 2. 2.
	Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2., 8.
Provisionally Complex Litigation	Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1., 2., 8.
	Construction Defect (10)	<input type="checkbox"/> A6007 Construction Defect	1., 2., 3.
	Claims Involving Mass Tort (40)	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1., 2., 8.
	Securities Litigation (28)	<input type="checkbox"/> A6035 Securities Litigation Case	1., 2., 8.
	Toxic Tort Environmental (30)	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1., 2., 3., 8.
	Insurance Coverage Claims from Complex Case (41)	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.
Enforcement of Judgment	Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment <input type="checkbox"/> A6160 Abstract of Judgment <input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations) <input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes) <input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax <input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 9. 2., 6. 2., 9. 2., 8. 2., 8. 2., 8., 9.
	RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.
Miscellaneous Civil Complaints	Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only <input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment) <input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex) <input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8. 2., 8. 1., 2., 8. 1., 2., 8.
	Partnership Corporation Governance (21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2., 8.
Miscellaneous Civil Petitions	Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment <input type="checkbox"/> A6123 Workplace Harassment <input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case <input type="checkbox"/> A6190 Election Contest <input type="checkbox"/> A6110 Petition for Change of Name <input type="checkbox"/> A6170 Petition for Relief from Late Claim Law <input type="checkbox"/> A6100 Other Civil Petition	2., 3., 9. 2., 3., 9. 2., 3., 9. 2. 2., 7. 2., 3., 4., 8. 2., 9.

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Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

REASON: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case. <input type="checkbox"/> 1. <input type="checkbox"/> 2. <input type="checkbox"/> 3. <input checked="" type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10.		ADDRESS: 5601 De Soto Avenue
CITY: Woodland Hills	STATE: CA	ZIP CODE: 91367

Item IV. Declaration of Assignment: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Superior Court of California, County of Los Angeles (Code Civ. Proc., § 392 et seq., and Local Rule 2.0, subds. (b), (c) and (d)).

Dated: July 31, 2014

(SIGNATURE OF ATTORNEY FILING PARTY)

PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 03/11).
5. Payment in full of the filing fee, unless fees have been waived.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

08/01/2014