

**SUMMONS
(CITACION JUDICIAL)**

SUM-100

NOTICE TO DEFENDANT: KENNETH TODD an individual,
(AVISO AL DEMANDADO): P.U.M.P. LOUNGE business entity
form unknown and Does 1 to 20 inclusive.

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

FILED
Superior Court of California
County of Los Angeles

APR 07 2014

Sherri R. Carter, Executive Officer/Clerk
By Nancy Alvarez Deputy

**YOU ARE BEING SUED BY PLAINTIFF: KEVIN CAZAREF and DAVID
(LO ESTÁ DEMANDANDO EL DEMANDANTE): CAZAREF,**
individually

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. **AVISO!** Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.aucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.aucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. **AVISO:** Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 o más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desecher el caso.

The name and address of the court is:
(El nombre y dirección de la corte es):
Superior Court of California, Los Angeles
111 N. Hill St.

CASE NUMBER:
(Número del Caso)
BC 541 504

Los Angeles, CA 90012

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:

(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Houman Fakhimi CSB NO. 195638 714-542-2188 714-542-3119
Fakhimi & Associates
3 Hutton Centre Dr Suite 620

NANCY ALVAREZ

DATE: APR 07 2014
(Fecha)

Clerk, by _____ Deputy
(Secretario) (Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).



NOTICE TO THE PERSON SERVED: You are served

- as an individual defendant.
- as the person sued under the fictitious name of (specify):
- on behalf of (specify):

under:	<input type="checkbox"/> CCP 416.10 (corporation)	<input type="checkbox"/> CCP 416.60 (minor)
	<input type="checkbox"/> CCP 416.20 (defunct corporation)	<input type="checkbox"/> CCP 416.70 (conservatee)
	<input type="checkbox"/> CCP 416.40 (association or partnership)	<input type="checkbox"/> CCP 416.90 (authorized person)
	<input type="checkbox"/> other (specify):	
- by personal delivery on (date):

**SUMMONS
(CITACION JUDICIAL)**

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NOTICE TO DEFENDANT: KENNETH TODD an individual,
(AVISO AL DEMANDADO): P.U.M.P. LOUNGE business entity
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**CONFORMED COPY
ORIGINAL FILED**
Superior Court of California
County of Los Angeles

APR 07 2014

Sherrri R. Carter, Executive Officer/Clerk
By Nancy Alvarez, Deputy

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(LO ESTÁ DEMANDANDO EL DEMANDANTE): CAZAREF,**
individually

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

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There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. **¡AVISO! Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.**

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The name and address of the court is:

(El nombre y dirección de la corte es):

Superior Court of California , Los Angeles
111 N. Hill St.

CASE NUMBER:
(Número del Caso):

BC541504

Los Angeles, CA 90012

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:

(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):

Houman Fakhimi CSB NO. 195636

Fakhimi & Associates

3 Hutton Centre Dr Suite 620

714-542-2188

714-542-3119

NANCY ALVAZ

DATE:

(Fecha)

APR 07 2014

Clerk, by

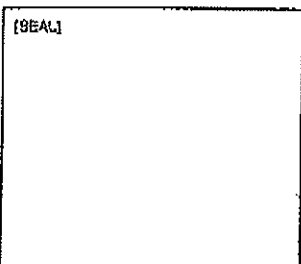
(Secretario)

Deputy

(Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)

(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010).)



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- 3. on behalf of (specify):

- under: CCP 416.10 (corporation) CCP 416.60 (minor)
- CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
- CCP 416.40 (association or partnership) CCP 416.90 (authorized person)
- other (specify):

- 4. by personal delivery on (date):

CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Houman Fakhimi CSB NO. 195638 Fakhimi & Associates 3 Hutton Centre Dr Suite 620 Santa Ana, CA 92707 TELEPHONE NO.: 714-542-2188 FAX NO.: 714-542-3119 ATTORNEY FOR (Name): Kevin Cazaref		FOR COURT USE ONLY FILED Superior Court of California County of Los Angeles APR 07 2014 Sherri R. Carter, Executive Officer/Clerk Deputy CASE NUMBER: <u> </u> JUDGE: <u> </u> DEPT: <u> </u>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 111 N. Hill St. MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Stanley Mosk		
CASE NAME: Cazaref v. Todd		Sherri R. Carter, Executive Officer/Clerk Deputy CASE NUMBER: <u> </u> JUDGE: <u> </u> DEPT: <u> </u>
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)

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

BC 541504

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 (48) 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 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 checked="" 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 (08) <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 (30) 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. Large number of separately represented parties d. Large number of witnesses

b. Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve e. Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court

c. Substantial amount of documentary evidence f. 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): 5

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: 3.29.14
 Houman Fakhimi CSB NO. 195638
 (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.

SHORT TITLE: Cazaref v Todd	CASE NUMBER
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**CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

BC 541 504

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 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)

- Class actions must be filed in the Stanley Mosk Courthouse, central district.
- May be filed in central (other county, or no bodily injury/property damage).
- Location where cause of action arose.
- Location where bodily injury, death or damage occurred.
- Location where performance required or defendant resides.
- Location of property or permanently garaged vehicle.
- Location where petitioner resides.
- Location wherein defendant/respondent functions wholly.
- Location where one or more of the parties reside.
- 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 (Circle only one)	C Applicable Reasons (See Steps 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	2.
		<input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	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	1., 4.
		<input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4.
Other Personal Injury/Property Damage/Wrongful Death (23)	<input 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	1., 3.	
	<input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4.	

SHORT TITLE: Cazaref v Todd

CASE NUMBER

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Non-Personal Injury/Property Damage/Wrongful Death Tort	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 checked="" 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.	
Employment	Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
	Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case	1., 2., 3.
		<input type="checkbox"/> A6109 Labor Commissioner Appeals	10.
Contract	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.	
Real Property	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	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.

SHORT TITLE: Cazaref v Todd

CASE NUMBER

		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	2., 8.
		<input type="checkbox"/>	A6152 Writ - Mandamus on Limited Court Case Matter	2.
		<input type="checkbox"/>	A6153 Writ - Other Limited Court Case Review	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	2., 9.
		<input type="checkbox"/>	A6160 Abstract of Judgment	2., 6.
		<input type="checkbox"/>	A6107 Confession of Judgment (non-domestic relations)	2., 9.
		<input type="checkbox"/>	A6140 Administrative Agency Award (not unpaid taxes)	2., 8.
		<input type="checkbox"/>	A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax	2., 8.
		<input type="checkbox"/>	A6112 Other Enforcement of Judgment Case	2., 8., 9.
Miscellaneous Civil Complaints	RICO (27)	<input type="checkbox"/>	A6033 Racketeering (RICO) Case	1., 2., 8.
	Other Complaints (Not Specified Above) (42)	<input type="checkbox"/>	A6030 Declaratory Relief Only	1., 2., 8.
		<input type="checkbox"/>	A6040 Injunctive Relief Only (not domestic/harassment)	2., 8.
		<input type="checkbox"/>	A6011 Other Commercial Complaint Case (non-tort/non-complex)	1., 2., 8.
		<input type="checkbox"/>	A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8.
Miscellaneous Civil Petitions	Partnership Corporation Governance (21)	<input type="checkbox"/>	A6113 Partnership and Corporate Governance Case	2., 8.
	Other Petitions (Not Specified Above) (43)	<input type="checkbox"/>	A6121 Civil Harassment	2., 3., 9.
		<input type="checkbox"/>	A6123 Workplace Harassment	2., 3., 9.
		<input type="checkbox"/>	A6124 Elder/Dependent Adult Abuse Case	2., 3., 9.
		<input type="checkbox"/>	A6190 Election Contest	2.
		<input type="checkbox"/>	A6110 Petition for Change of Name	2., 7.
<input type="checkbox"/>		A6170 Petition for Relief from Late Claim Law	2., 3., 4., 8.	
		<input type="checkbox"/>	A6100 Other Civil Petition	2., 9.

SHORT TITLE: Cazaref v Todd	CASE NUMBER
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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.

<p>REASON: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case.</p> <p><input checked="" type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input checked="" type="checkbox"/> 3. <input 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.</p>	<p>ADDRESS: 894 Santa Monica Blvd</p>	
<p>CITY: Los Angeles</p>	<p>STATE: CA</p>	<p>ZIP CODE: 90069</p>

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 _____ courthouse in the _____ 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: 3.29.14



(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.

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ALW10

Houman Fakhimi, C.S.B. No. 195638
Amanda Waters, C.S.B. No 274818
FAKHIMI & ASSOCIATES
3 Hutton Centre Dr, Suite 620
Santa Ana, CA 92707
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FILED
Superior Court of California
County of Los Angeles

APR 07 2014

Sherri R. Carter, Executive Officer/Clerk
By *[Signature]* Deputy
Nancy Alvarez

Dkt Michelle F. Rosenblatt
**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES**

KEVIN CAZAREF and DAVID CAZAREF,
individually

Case No.: BC 541 50 4

COMPLAINT FOR:

1. Battery;
2. Assault;
3. Slander Per Se;
4. Abuse of Process;
5. IIED.

Plaintiff,

vs.

KENNETH TODD an individual, P.U.M.P.
LOUNGE business entity form unknown and
Does 1 to 20 inclusive.

JURY TRIAL DEMANDED

Defendants.

PARTIES, JURISDICTION AND VENUE

1. Plaintiff KEVIN CAZAREF (hereinafter referred to as "Kevin") is an individual and resident of Los Angeles, California. Plaintiff worked for Defendants from on or about June 2013 through on or about October 2013. Plaintiff's primary job duties involved construction.
2. Plaintiff DAVID CAZAREF (hereinafter referred to as "David") is an individual and resident of Los Angeles, California. Plaintiff worked for Defendants from on or about June 2013 through on or about October 2013. Plaintiff's primary job duties involved construction.

RECEIPT #: 0045123300
 DATE PAID: 08/07/14 10:30 AM
 PAYMENT: \$425.00
 DEPOSITED:
 CHECK: \$0.00
 CASH: \$0.00
 CHARGE: \$0.00
 CARD: \$425.00

CIT/DASE: B0541504
 LEAD/REP#:

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3. Defendant Kenneth Todd ("Todd") is an individual and the owner and operator of Defendant P.U.M.P. Lounge and he resides in Los Angeles California.
4. Plaintiff is informed, believes, and on that basis alleges that Defendant P.U.M.P LOUNGE is a California business entity form unknown with its principal place of business located in West Hollywood, California.
5. Plaintiff does not know the true names or capacities of the Defendants sued herein as Does 1 through 20, inclusive, and, for that reason, said Defendant is sued under such fictitious names. In particular, Does 1-5 are Defendants who are believed to be joint or additional employers of the named Defendants. Plaintiff is informed and believes and based thereon alleges that each of said fictitious Defendants is and was responsible in some manner for the injuries complained of herein. Plaintiff will seek leave to amend to name and serve such fictitiously named Defendants pursuant to Code of Civil Procedure section 474 once their identities become known.
6. Plaintiff is informed, believes, and based thereon alleges that at all times relevant herein, each of the Defendants, including the Doe Defendants, was the officer, director, employee, agent, representative, alter ego, or co-conspirator of each of the Defendants, and by engaging in the conduct alleged herein was acting in the course and scope of and in furtherance of such relationship. Unless otherwise specified, Plaintiff will hereafter refer to all Defendants collectively as "Defendant" or "Defendants" and each allegation pertains to each defendant.
7. There exists and at all times herein mentioned there existed a unity of interest and ownership between Defendant P.U.M.P Lounge and Todd as well as Does 1-5 such that any individuality and separateness between Defendants and all of them have ceased and Defendants are alter egos of one another.
8. The monetary and equitable relief sought by Plaintiff exceeds the minimal jurisdictional limits of this Court and will be established according to proof at

1 trial. The Court has personal jurisdiction over the parties because they are
2 either citizens of this State, doing business in this State, or otherwise have
3 minimum contacts with this State. Venue is proper in Los Angeles County
4 inasmuch as Defendant conducts business in this County, and all of the acts
5 complained of herein occurred in this County.

6 9. Defendants did the acts and things herein alleged pursuant to, and in
7 furtherance of, the conspiracy and the alleged above agreement.

8 10. Defendants furthered the conspiracy by cooperation with, lent aid and
9 encouragement to and ratified and adopted the acts of each other and other
10 Defendants.

11 GENERAL ALLEGATIONS

12 11. On or about October 3, 2013, while he was performing his duties as a
13 construction employee at the West Hollywood locating of PUMP Lounge,
14 Kevin was approached by Todd and was told in a rude and aggressive manner
15 that he (Kevin) was not demolishing the concrete properly. Kevin asked Todd
16 to be more courteous and not treat him so rudely. Kevin also offered to have
17 Todd show him how to do the demolition. Todd apparently did not like
18 Kevin talking back to him and he proceeded to push Kevin hard on his chest
19 as he grabbed the demolition tool.

20 12. Kevin who was upset by Todd's physical and verbal attack and felt belittled
21 in front of the other workers decided to leave the scene and to take a walk on
22 the nearby street.

23 13. David who had observed what happened to his brother ran after Kevin and
24 once he heard about the whole story encouraged his brother to report the
25 incident to the police.

26 14. While talking on the side of the street the brothers noticed a Sheriff's vehicle
27 passing by and they flagged the driver down.

28 15. Once the deputy was apprised of the incident the deputies and the brothers
went back to the location where Todd was at.

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16. Deputies spoke to Todd separately and then they along with Todd came back and approached the brothers.
17. Deputies told Kevin that Todd was sorry for losing his temper and that he was willing to offer Kevin a sum of money as a gesture of good faith. Kevin and David though that the amount offered was not fair and while they were discussing this with the deputies, the deputies told them that since the parties were now negotiating and the issue seemed to be resolving as civil matter then they would leave.
18. After the deputies left, Todd approached the two brothers and asked them to drive with him to his bank so that he could pay them for the trouble and avoid any "problems".
19. While on the way to the bank Todd again offered a number that was not acceptable to Plaintiffs. At this point Kevin noticed that Todd had his phone placed on his lap in an unusual manner. When the brothers rejected the offer made by Todd he became angry and started to discuss his wife's television show and how this incident could affect it. All the while Todd made sure to hold the phone on his lap as if to record the conversation.
20. Brothers refused the offer made by Todd and not appreciating his temper asked that he stop the car.
21. Once the brothers were exiting the vehicle Todd started to shout at them and accused them in a loud voice that everyone around could hear of "blackmailing" him.
22. Brothers then walked back to the location. It took Todd more than 20 minutes before he arrived back at the restaurant. When Todd arrived he told the brothers in a voice that everyone could hear that he had spoken to his attorney and that he was going to put Kevin and David "in jail for extortion."
23. Based on information and belief one of the same deputies who took down the report from Kevin went back to the location on his day off (in civilian

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clotting) and had a long chat with Todd. The conversation between the deputy and Todd was overheard by few workers present.

24. According to court record and media publications on or about October 8, 2013, Todd filed a lawsuit against the brothers.

25. Based on information and belief the matter was set for January 21, 2014, as an OSC to determine whether the complaint had been served or not.

26. On January 24, 2014, the case was called by Honorable Rolf M. Treu and Plaintiff did not make an appearance. Counsel for Plaintiff did not show up or even call the court. What's more, counsel Zakarian had not even filed the Case Management Conference statement by January 24, 2014, as required by the court.

27. As a result of Plaintiff and his counsel's failure to appear on January 24, 2014, and failure to file the necessary paperwork, the court sanctioned Todd and his attorney \$350 AND set a new date to determine whether the case had been served or not. New date set was March 4, 2014, The court's order made it clear that Plaintiff or counsel would need to file a written declaration five court days prior to March 4, 2014, explaining their position(s).

28. No declaration was filed by counsel or Todd in the case.

29. On March 4, 2014, due to Todd not having served the brothers the case was dismissed. Honorable Rolf M. True reduced his former order for sanctions to \$250 and ordered that Zakarian is the only one responsible for the sanction.

30. Kevin and David did not change their residences between October 3, 2013 and March 4, 2014 and made no attempts to evade service.

31. Todd and Zakarian made no attempt to serve Kevin or David with the Complaint and the Summons filed on October 3, 2014.

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FIRST CAUSE OF ACTION

(Battery on Kevin- Against Kevin Todd only)

32. Plaintiff re-alleges and incorporates herein by this reference each of the allegations set forth in Paragraphs 1-31 inclusive.

33. Defendant, Todd, committed the act of pushing Kevin intentionally and or recklessly and the act resulted in an offensive contact with Kevin's body.

34. Todd committed the act(s) referenced herein with the intent to cause harm and or cause and offensive touching with Kevin's person.

35. The contact (pushing) was not consented to by Kevin and Kevin was offended and harmed by it.

36. Todd's action described herein were malicious, intentional, willful and done with the specific intent to harm and offend Kevin; therefore, entitling Kevin to punitive damages.

SECOND CAUSE OF ACTION

(Assault on Kevin- Against Todd only)

37. Plaintiff incorporates the allegations contained in paragraphs 1 through 38, as though said paragraphs were fully set forth in this cause of action.

38. In doing the acts stated herein. Defendant intended to cause or place Kevin in apprehension of a harmful contact with his person.

39. As a result of Todd's actions and his verbal attacks as alleged above, plaintiff was in fact placed in great apprehension of a harmful contact with his person.

40. Todd's action described herein were malicious, intentional, willful and done with the specific intent to harm and offend Kevin; therefore, entitling Kevin to punitive damages.

THIRD CAUSE OF ACTION

(Slander Per Se Against all Defendants)

41. Plaintiff re-alleges and incorporates herein by this reference each of the allegations set forth in Paragraphs 1-40.

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42. Defendant Todd's spoken words that Plaintiffs had tried to "blackmail" him were heard by all of the workers which present on the job site that day and time and others who were in the vicinity of Todd's car.

43. The assertions made by Todd were false as Plaintiff's had not at any point attempted to blackmail Todd.

44. The words were slanderous per se as they charged the plaintiff's with having committed a crime, i.e. blackmail.

45. The words were understood by those to saw and heard Todd is a way that defamed Plaintiffs.

46. As a result of Todd's actions Plaintiffs have suffered general damages to their reputation and special damages in the way of injury to Plaintiffs' occupation.

47. The above described words were spoken by Todd as the general manger and the person with authority at PUMP Lounge.

48. The above words were spoken by Todd intentionally, knowingly and with malice in that he knew what he was claiming was not true and he was doing so to avoid negative publicity for himself and his wife and cause harm to Plaintiffs.

FOURTH CAUSE OF ACTION

(Abuse of Process against Todd, PUMP Lounge and Does 1-5)

49. Plaintiff re-alleges and incorporates herein by this reference each of the allegations set forth in Paragraphs 1-51.

50. Defendants and their agents willfully and wrongfully made up a claim for blackmail and proceeded to use the California court system against Plaintiffs with the motive of intimidating Plaintiffs and dissuading them from pursuing their rightful claims.

51. Defendants and each of their action in resorting to the court process were improper with the ulterior motive of intimidating and coercing Plaintiffs to give up their rights.

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52. The conduct of defendants herein was intentional, knowing, malicious and despicable and has caused Plaintiffs damages entitling them to punitive damages.

FIFTH CAUSE OF ACTION

(IIED against Todd, PUMP Lounge and Does 1-5)

53. Plaintiff re-alleges and incorporates herein by this reference each of the allegations set forth in Paragraphs 1-51.

54. Defendants and their agents engaged in, instigated and directed a course of extreme and outrageous conduct as stated above, with the intention of causing, or recklessly disregarding the possibility of causing emotional distress to Plaintiffs.

55. As a proximate result of the acts alleged herein plaintiffs suffered sever and extreme emotional distress, entitling them to damage's in an amount to be proven at trial.


56. The conduct of defendants herein was intentional, knowing, malicious and despicable and has caused Plaintiffs damages entitling them to punitive damages.

PRAYER

WHEREFORE, Plaintiff prays for judgment on behalf of herself as follows:

- 1. For general and special damages according to proof;
- 7. For punitive damages according to proof and in an amount to punish and deter defendants;
- 8. For cost of suit and attorney's fees to the extent permitted by statute or law;
- 9. For such other and further relief as the Court may deem just and proper.

DATED: March 29, 2014

FAKHIMI & ASSOCIATES
 By: 
 Amanda Waters
 Houman Fakhimi
 Attorneys for Plaintiffs

DEMAND FOR JURY TRIAL

Plaintiff demands a trial by jury for themselves on all claims so triable.

DATED: March 29, 2014

FAKHIMI & ASSOCIATES

By: 

Amanda Waters

Houman Fakhimi

Attorneys for Plaintiffs

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