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Electronically FILED by
Superior Court of California,
County of Los Angeles
5/16/2024 9:26 PM
David W. Slayton,
Executive Officer/Clerk of Court,
By S. Bolden, Deputy Clerk

10 Attorneys for Twin Galaxies, LLC

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 COUNTY OF LOS ANGELES

13 WILLIAM JAMES MITCHELL,

14 Plaintiff,

15 v.

16 TWIN GALAXIES, LLC; and Does 1-10,

17 Defendants.

18 AND RELATED CROSS-ACTION

Case No. 19STCV12592

Assigned to: Hon. Wendy Chang
[Dept. 36]

**DECLARATION OF DAVID A.
TASHROUDIAN IN OPPOSITION TO
MOTION ENFORCE SETTLEMENT
AGREEMENT**

*[Filed concurrently with: (1) Opposition to
Motion to Enforce; (2) Declaration of Jason
Hall]*

**PUBLIC-REDACTS MATERIALS FROM
CONDITIONALLY SEALED RECORD**

Hearing

Date: May 30, 2024

Time: 8:30 a.m.

Place: Department 36

Reservation ID: 184998743012

Action Filed: 4/11/2019

1 his *Donkey Kong* score nor his *Pacman* score. Plaintiff has not submitted any scores to Twin
2 Galaxies for adjudication after the matter settled.

3 Background to settlement negotiations.

4 6. [REDACTED]

9 7. [REDACTED]

15 8. [REDACTED]

22 Negotiation of [REDACTED].

23 9. [REDACTED]

26 10. [REDACTED]

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11. [Redacted]

[Redacted]

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[Redacted]

[Redacted]

[Redacted]

[Redacted]

12. [Redacted]

[Redacted]

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[Redacted]

[Redacted]

[Redacted]

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14. [Redacted]

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[REDACTED]

[REDACTED]

DECLARATION RE REASONABLENESS OF FEES

15. This Court has previously set my reasonable hourly rate at \$525.00/hr three years ago in October 2020 in connection with Twin Galaxies’ successful motion to require Plaintiff to put up a costs bond as an out-of-state litigant. Since then, I have had three more years of experience – a lot of it from his case, and I have achieved significant milestones in my career such as obtaining a \$6,400,000 jury verdict in San Diego County, settling a million dollar class-action/FEHA suit, settling another case for \$2,000,000.00, and trying a four-week securities fraud action in the Orange County Superior Court, Complex Division. I know from my industry contacts and from meeting with my colleagues and by reading the latest information on attorney’s fees that the reasonable hourly rate for an attorney with my fourteen years of experience is \$625.00.

16. I spent 14 hours drafting this opposition and I anticipate I will spend 2 hours preparing for and appearing at the hearing of this matter for a total of 16 hours. My time spent drafting the opposition includes legal research, drafting the points & authorities and declarations, revisions to the same. At my \$625.00 rate, the reasonable expense incurred by Twin Galaxies to oppose this frivolous motion is \$10,000.00.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 16th day of April 2024 at Los Angeles, California.



David A. Tashroudian

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2 **PROOF OF SERVICE**

Case No. 19STCV12592

3 I am a resident of the State of California, over the age of eighteen years, and not a party to the
4 within action. My business address is TASHROUDIAN LAW GROUP, APC, located 12400
5 Ventura Blvd., Suite 300, Studio City, California 91604. On May 16, 2024, I served the herein
6 described document(s):

7 **DECLARATION OF DAVID A. TASHROUDIAN IN OPPOSITION TO MOTION
8 ENFORCE SETTLEMENT AGREEMENT**

9 by transmitting via facsimile the document(s) listed above to the fax number(s)
10 set forth below on this date before 5:00 p.m.

11 by placing the document(s) listed above in a sealed envelope with postage
12 thereon fully prepaid, in the United States mail at Woodland Hills, California
13 addressed as set forth below.

14 X E-File - by electronically transmitting the document(s) listed above to
15 tony.ellrod@manningkass.com & rwc@robertwcohenlaw.com pursuant to an
16 agreement of the parties.

17 Anthony J. Ellrod *tony.ellrod@manningkass.com*
18 MANNING & KASS
19 ELLROD, RAMIREZ, TRESTER LLP
20 801 S. Figueroa St, 15th Floor
21 Los Angeles, California 90017-3012

Attorneys for Plaintiff
WILLIAM JAMES MITCHELL

22 Robert W. Cohen *rwc@robertwcohenlaw.com*
23 Law Offices of Robert W. Cohen, APC
24 1901 Avenue of the Stars, Suite 1910
25 Los Angeles, CA 90067

Attorneys for Cross-Defendant
WALTER DAY

26 I am readily familiar with the firm's practice of collection and processing correspondence
27 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
28 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
motion of the party served, service is presumed invalid if postal cancellation date or postage
meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above
is true and correct. Executed on May 16, 2024 at Woodland Hills, California.



Mona Tashroudian