

1 Anthony J. Ellrod (State Bar No. 136574)
tony.ellrod@manningkass.com
2 Kristina Ross (State Bar No. 325440)
kristina.ross@manningkass.com
3 **MANNING & KASS**
4 **ELLROD, RAMIREZ, TRESTER LLP**
801 S. Figueroa St, 15th Floor
Los Angeles, California 90017-3012
5 Telephone: (213) 624-6900
6 Facsimile: (213) 624-6999

Electronically FILED by
Superior Court of California,
County of Los Angeles
5/22/2024 4:30 PM
David W. Slayton,
Executive Officer/Clerk of Court,
By J. Abraham, Deputy Clerk

7 Attorneys for Plaintiff, WILLIAM JAMES MITCHELL

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

11 WILLIAM JAMES MITCHELL,
12 Plaintiff,
13 v.
14 TWIN GALAXIES, LLC,
15 Defendants.

Case No. 19STCV12592
[Hon. Hon. Wendy Chang, Department 36]
**PLAINTIFF’S EVIDENTIARY
OBJECTIONS TO DECLARATION OF
JASON HALL**
[Filed concurrently with Declaration of
William James Mitchell; Declaration of
Kristina Ross]
Date: May 30, 2024
Time: 8:30 a.m.
Dept.: 36
Reservation No.: 184998743012

21 TO THE HONORABLE COURT, ALL PARTIES AND COUNSEL OF RECORD:

22 Plaintiff WILLIAM JAMES MITCHELL (“Plaintiff”) hereby submits these Objections to
23 Evidence filed in support of Defendant’s Motion for Sanctions.

24 **Declaration of Jason Hall**

25 1. **Paragraph 4, particularly 2:16-24**
26 **Grounds for Objection:** Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a),
27 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Speculation and
28 Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238

1 (declaration must contain evidentiary facts, not conclusions).

2 Response to Objection:

3

4 **Ruling:** Sustained _____ Overruled _____

5

6 2. **Paragraph 5**

7 Grounds for Objection: Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a);
8 Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d
9 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

10 Response to Objection:

11

12 **Ruling:** Sustained _____ Overruled _____

13

14 3. **Paragraph 7**

15 Grounds for Objection: Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a);
16 Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d
17 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

18 Response to Objection:

19

20 **Ruling:** Sustained _____ Overruled _____

21

22 4. **Paragraph 8, particularly 4:17-18**

23 Grounds for Objection: Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a),
24 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Lacks Personal
25 Knowledge, Evid. Code §§ 400, 403, 702, 800, 1401; Speculation and Conclusory, Evid. Code §§
26 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain
27 evidentiary facts, not conclusions).

28 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Response to Objection:

Ruling: Sustained _____ Overruled _____

5. **Paragraph 9, particularly 4:27-5:3**

Grounds for Objection: Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

Response to Objection:

Ruling: Sustained _____ Overruled _____

6. **Paragraph 10**

Grounds for Objection: Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

Response to Objection:

Ruling: Sustained _____ Overruled _____

7. **Paragraph 11**

Grounds for Objection: Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a), 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

Response to Objection:

Ruling: Sustained _____ Overruled _____

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

8. **Paragraph 12, particularly 5:13-14, 5:18-19**

Grounds for Objection: Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a), 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Lacks Personal Knowledge, Evid. Code §§ 400, 403, 702, 800, 1401; Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

Response to Objection:

Ruling: Sustained _____ Overruled _____

9. **Paragraphs 13-14**

Grounds for Objection: Misstates Document; Incomplete (Evidence Code § 356); Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a), 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

Response to Objection:

Ruling: Sustained _____ Overruled _____

10. **Paragraph 15**

Grounds for Objection: Misstates Document; Incomplete (Evidence Code § 356); Relevance; Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a), 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

///
///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Response to Objection:

Ruling: **Sustained** _____ **Overruled** _____

11. **Paragraph 16**

Grounds for Objection: Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a), 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

Response to Objection:

Ruling: **Sustained** _____ **Overruled** _____

12. **Paragraph 17, particularly 9:21-23**

Grounds for Objection: Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a), 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

Response to Objection:

Ruling: **Sustained** _____ **Overruled** _____

13. **Paragraphs 18-19**

Grounds for Objection: Misstates Document; Incomplete (Evidence Code § 356); Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a), 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v.

1 Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain evidentiary facts, not
2 conclusions).

3 Response to Objection:

4

5 **Ruling:** **Sustained** _____ **Overruled** _____

6

7 14. **Paragraph 20, particularly 10:10-11 and 10:12-15**

8 Grounds for Objection: Legal Conclusion, Speculation and Conclusory, Evid. Code §§ 400,
9 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d 232, 237-238 (declaration must contain
10 evidentiary facts, not conclusions).

11 Response to Objection:

12

13 **Ruling:** **Sustained** _____ **Overruled** _____

14

15 15. **Paragraph 21, particularly 10:16-19**

16 Grounds for Objection: Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a),
17 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Legal Conclusion,
18 Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d
19 232, 237-238 (declaration must contain evidentiary facts, not conclusions).

20 Response to Objection:

21

22 **Ruling:** **Sustained** _____ **Overruled** _____

23

24 16. **Paragraph 22**

25 Grounds for Objection: Assumes Fact Not in Evidence; Hearsay, Evid. Code §§ 1200(a),
26 1200(b); Lacks Foundation, Evid. Code §§ 702(a), 1400(a) and 1401(a); Legal Conclusion,
27 Speculation and Conclusory, Evid. Code §§ 400, 403, 410, Ware v. Stafford (1962) 206 Cal.App.2d
28 232, 237-238 (declaration must contain evidentiary facts, not conclusions).


1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Response to Objection:

Ruling: Sustained _____ Overruled _____

DATED: May 22, 2024

**MANNING & KASS
ELLROD, RAMIREZ, TRESTER LLP**

By: 

Anthony J. Ellrod
Kristina Ross
Attorneys for Plaintiff
WILLIAM JAMES MITCHELL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 801 S. Figueroa St, 15th Floor, Los Angeles, CA 90017-3012.

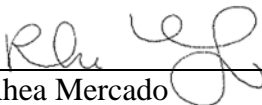
On May 22, 2024, I served true copies of the following document(s) described as **PLAINTIFF’S EVIDENTIARY OBJECTIONS TO DECLARATION OF JASON HALL** on the interested parties in this action as follows:

David Tashroudian, Esq. *Attorney for Defendants,*
Mona Tashroudian, Esq. *TWIN GALAXIES*
TASHROUDIAN LAW GROUP, APC
12400 Ventura Boulevard, Suite 300
Studio City, CA 91604
T: (818) 561-7381
F: (818) 561-7381
Email: david@tashlawgroup.com
mona@tashlawgroup.com

BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) to be sent from e-mail address rhea.mercado@manningkass.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

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

Executed on May 22, 2024, at Los Angeles, California.


Rhea Mercado