

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

DEC 14 2022

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

R. J. KULICK,

Plaintiff-Appellant,

v.

RUTH STUBBA; et al.,

Defendants-Appellees.

No. 22-56092

D.C. No.

2:22-cv-06742-MEMF-AS

Central District of California,
Los Angeles

ORDER

Before: TASHIMA, S.R. THOMAS, and CLIFTON, Circuit Judges.

A review of the record demonstrates that this court lacks jurisdiction over this appeal because the October 17, 2022 order challenged in the appeal is not final or appealable. *See* 28 U.S.C. § 1291. Consequently, this appeal is dismissed for lack of jurisdiction.

Appellant's request contained in the notice of appeal for a refund of the docketing and filing fees paid to the district court is denied.

DISMISSED.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. 2:22-cv-06742-MEMF-ASx Date: February 13, 2023

Title *R.J. Kulick v. Ruth Stubba, et al.*

Present: The Honorable: Maame Ewusi-Mensah Frimpong

Kelly Davis
Deputy Clerk

N/A
Court Reporter / Recorder

Attorneys Present for Plaintiffs:
N/A

Attorneys Present for Defendants:
N/A

Proceedings: In Chambers – Minute Order RE Motion in Opposition and Dismissing Case for Failure to Prosecute

On January 30, 2023, Plaintiff R.J. Kulick (“Kulick”) filed a document titled “Motion in Opposition to Order filed 1-20-23 in Its Entirety as Unconstitutional and Discrimination and Bias and Abusive on its Face.” ECF No. 22 (“Motion in Opposition” or “Mot.”). In his Motion in Opposition, Kulick appears to object to the Court’s prior Minute Order in response to a previously filed Motion in Opposition (ECF No. 21 (“January”) on the basis of due process and Articles I, VII, VIII, IX, and XIV of the United States Constitution. *Id.* The Court finds that Kulick has not made a substantial showing that the Court erred in issuing the January 20, 2023 Minute Order.

On January 20, 2023, this Court ordered Kulick to show cause in writing, within fourteen days, why the case should not be dismissed as to all remaining defendants for lack of prosecution. ECF No. 21. It is the responsibility of the plaintiff to respond promptly to all Orders and to prosecute the action diligently, including by filing proofs of service and stipulations extending time to respond. To date, Kulick has not complied with this order.

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. 2:22-cv-06742-MEMF-ASx Date: February 13, 2023

Title *R.J. Kulick v. Ruth Stubba, et al.*

Accordingly, good cause appearing therefor, the Court hereby DISMISSES the action without prejudice pursuant to Federal Rule of Civil Procedure 41(b) for failure to prosecute and failure to obey an order of this Court. The Clerk of the Court is directed to close this file.

Initials of Preparer

:

1 R.J. Kulick

(Full Name)

2 38122 Village 38

(Address Line 1)

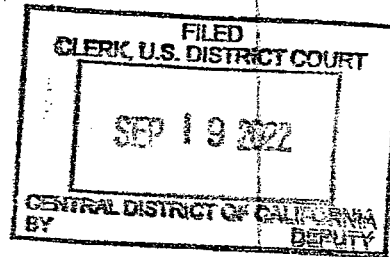
3 Camarillo, CA 93012

(Address Line 2)

4 310-474-1848

(Phone Number)

5 Plaintiff in Pro Per



6
7
8 UNITED STATES DISTRICT COURT

9 CENTRAL DISTRICT OF CALIFORNIA

2:22-CV-06742-MEMF-AS

10 R.J. Kulick

Case #

(to be supplied by the Clerk)
Complaint For:

11
12 Plaintiff,

13 vs.

14 Ruth Stubba, Marlynn Block,

15 Robert Bueling, Richard Loomis,

16 Charles Kiskaden, Robert L.

17 Scheaffer, Donald Marquardt,

18 Linda Grant, Jeffrey A.

19 Beaumont, Lisa A. Tashjian,

20 Tara Radley, Beaumont Tashjian,

21 Leisure Village Association, Inc.,

22 & Does 1-100, Inclusive

23 Defendant(s)

-) (1) Violation Of Fair Housing
) Act (42 U.S.C. #3601);
) (2) Violation of Americans
) With Disabilities Act of
) 1990;
) (3) Contract(s) Invalid And
) Unconstitutional;
) (4) Notice Of Filing Magistrate
) Judge's Report And Recom-
) medations Before This Cou-
) rt Dismisses This Case For
) Any Reasons;
) (5) (Proposed) Order For Emer-
) gency Injunction;
) (6) Declaratory Relief; And,
) (7) Injunctive Relief.

No Jury trial

24
25 I. Jurisdiction

26 1. This Court has jurisdiction under 28 U.S.C. Section 1331 (fed-
27 eral question) & Violation Of Fair Housing Act (42 U.S.C.
28 #3601 & Violation of American With Disabilities Act of 1990 &

1 R.J. Kulick (Full Name)
2 38122 Village 38 (Address Line 1)
3 Camarillo, CA 93012 (Address Line 2)
4 310-474-1848 (Phone Number)

5 Plaintiff in Pro Per

6
7
8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA

10 R.J. Kulick
11
12 Plaintiff,
13 vs.
14 Ruth Stubba, et al

- Case No.: 2:22-cv-06742-MEMF-AS
) (1) Motion In Opposition To
) Notice Of Discrepancy &
) Order filed 10-17-22;
) (2) Motion For Self Recusal
) Of Judge For Resubmission;
) (3) Motion To Appeal To Appeal
) To U.S. Court Of Appeals
) For The Ninth Circuit If
) This Case NOT Filed &
) Rejected; And,
) (4) Motion For Refund Of Fil-
) ing Fee If This Case Not
) Filed & Rejected;

19 In Ref: "(1)" Motion" See Exhibit A, 10-28-22 from U.S. Supreme
20 Court, :this Court has no authority to institute or conduct
21 investigations". There now is no basis for "not to be filed
22 but instead rejected" in the foregoing. In Ref: "(2) Motion"
23 there now is grounds that "impartiality might reasonably be
24 questioned" on the basis of the forgoing...in "(1) Motion".
25 In Ref: "(3) Motion" If "(1) Motion" is denied then does Kulick
26 have the right to appeal to the 9th Cir.? If, not why NOT?
27 In Ref: "(4) Motion" this basis of "(1) Motion" & if NOT why
28 NOT refunded?; Respectively submitted, R.J. Kulick

Dated: 11-7-22

**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

October 28, 2022

R.J. Kulick
38122 Village 38
Camarillo, CA 93012

RE: Letter

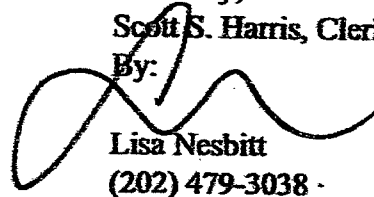
Dear Mr. Kulick:

In reply to your letter or submission, received October 20, 2022, I regret to inform you that this Court has no authority to institute or conduct investigations.

Your papers are herewith returned.

Sincerely,
Scott S. Harris, Clerk

By:



Lisa Nesbitt
(202) 479-3038

Enclosures

EXHIBIT A, page 1 of 3

*2.b.
page #*

10-7-22, Via U.S. Mail: Most Extremely Urgent

To: Chief Justice Roberts, Jr. or Current, in capacity as Administrator & forforward to Associate Justices:

Scott S. Harris, Clerk or Current, of The Court of U.S. Supreme:

From: R.J. Kulick, in Pro Per, 38122 Village 38, Camarillo, CA 93012,
310-474-1848:

Your Honor(s) & Mr. Harris: Subject: Requesting Chief Justice Roberts, Jr.,
in his capacity as Administrator for
an investigation of Judge of USDC, Maame Ewusi-Mensah Primong for denying
enclosed copy of page 1 with Four Motions & instead send me enclosed copy
of transaction entered on 10-3-2022 at 3:45PM PDT & filed on 10-3-2022
which has denied me Due Process & renders those Four Motions mute:

1. Before, I go into pertinent factors related to this above "request".
I'd would like to state the following: I, R.J. Kulick, declare under the
penalty of perjury that everthing I write in this entire matter below
in true & correct to the best of my knowledge & belief & abilities (suff-
er under ADA of 1990 & side-effects from related medciations & lifelong
Dyslexia condition & elderly & severe/chronic medical hardships to do
anything or go anywhere for anything & COVID-19 along with the foregoing
has confined me mostly at home & bedridden a lot & have no computer or
Smartphone nor know how to use them). Signed: R.J. Kulick
Dated: 10-7-22

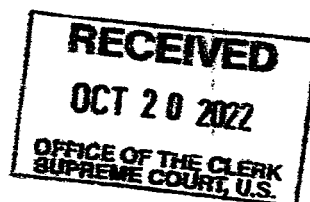
2. If, this "request" can not be executed as is & need your court's special
form, then please have Mr. Harris mail this form along with instructions.
3. Enclosed please find a copy of (Proposed) Order For Emergency Injunction
which in part prompts this "request" to you, since I'm for sure facting
a "life/death situation". If, you able to execute it, please do. Also,
enclosed copies of this case # filed on 9-19-22 & 7-15-10 letter to
Ronald George (Hon.) which best expresses my "position" which has not
changed only gotten worse. It seems to me that that how our Justices
to U.S. Supreme are selected & Senate majority confirmed, does work
within the intent of our U.S. Constitution, & do not understand why so
much objections in the processes. If, the people do the elcting these
"objections" do not make any common sense. The George letter relates
to the foregoing & pin points the way to cure things.
4. Copy of 10-7-22 submission dated 10-7-22 with Proof of Service
a. Please note: At this time only submitting some partial documents &
later if/when court needed will provide full specific
documents in the foregoing.

Await your written confirm of receipt of this matter/status which will be
greatly appreciated since Emergency Injunction a life/death situation.

Respectively/Sincerely, R.J. Kulick

See: Proof of Service dated
10-7-22 in Case#06742
enclosed

1
Page #



2.C.
page #

EXHIBIT A, page 2 of 3

9-15-22, Via U.S. Mail


To: Ms. Kiry K. Gray
Clerk/Executive, Office of Clerk
U.S. District Court, Central District of CA
255 East Temple St., Room 180
L.A. CA 90012

Dear Ms. Kiry:

Please mail back a court stamped conformed court filing date on copy enclosed with case #, in enclosed stamped, self-addressed reply envelope.

Do not have computer or Smartphone nor know how to use them & have medical hardships. Doing anything or going anywhere extreme hardshp, elderly person & with Dyslexia condition.

Greatly appreciate whatever kind assistance you are able to provide me for my court needs. Look forward to your earliest written reply/status.

Sincerely, R.J. Kulick 
in Pro-Per
38122 Village 38
Camarillo, CA 93012
310-474-1848

310-474-1848
LEISURE VILLAGE NEWS
PO BOX 2254
CAMARILLO, CA 93011-2254
90-3582-1222
5020
DATE 9-15-22
PAY TO THE ORDER OF Clerk, U.S. District Court
\$402.00
Four hundred two & no cents
DOLLARS 402
USbank All of us serving you
filing fee, Complaint for:
MEMO Peta Stubbs, et al, c/o file
1222358212 153466841647 5020
2.d.
page #

EXHIBIT A,
page 3 of 3

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

NOTICE OF DOCUMENT DISCREPANCIES

To: ☒ U.S. District Judge / ☐ U.S. Magistrate Judge Maame Ewusi-Mensah Frimpong
From: Kelly Davis, Deputy Clerk Date Received: 10/17/2022
Case No.: 2:22-cv-06742-MEME (ASx) Case Title: R. J. Kulick v. Ruth Subba et al
Document Entitled: Civil Standing Order Being Requested For Investigation by Administrator Of U.S. Supreme Court
For Denying Due Process Of Four Months Submitted on 9/27/20 Prior

Upon the submission of the attached document(s), it was noted that the following discrepancies exist:

- | | |
|--|---|
| <input type="checkbox"/> Local Rule 5-4.1 | Documents must be filed electronically |
| <input type="checkbox"/> Local Rule 6-1 | Written notice of motion lacking or timeliness of notice incorrect |
| <input type="checkbox"/> Local Rule 7-19.1 | Notice to other parties of ex parte application lacking |
| <input type="checkbox"/> Local Rule 7.1-1 | No Certification of Interested Parties and/or no copies |
| <input type="checkbox"/> Local Rule 11-3.1 | Document not legible |
| <input type="checkbox"/> Local Rule 11-3.8 | Lacking name, address, phone, facsimile numbers, and e-mail address |
| <input type="checkbox"/> Local Rule 11-4.1 | No copy provided for judge |
| <input type="checkbox"/> Local Rule 11-6 | Memorandum/brief exceeds 25 pages |
| <input type="checkbox"/> Local Rule 11-8 | Memorandum/brief exceeding 10 pages shall contain table of contents |
| <input type="checkbox"/> Local Rule 15-1 | Proposed amended pleading not under separate cover |
| <input type="checkbox"/> Local Rule 16-7 | Pretrial conference order not signed by all counsel |
| <input type="checkbox"/> Local Rule 19-1 | Complaint/Petition includes more than 10 Does or fictitiously named parties |
| <input type="checkbox"/> Local Rule 56-1 | Statement of uncontroverted facts and/or proposed judgment lacking |
| <input type="checkbox"/> Local Rule 56-2 | Statement of genuine disputes of material fact lacking |
| <input type="checkbox"/> Local Rule 83-2.5 | No letters to the judge |
| <input type="checkbox"/> Fed. R. Civ. P. 5 | No proof of service attached to document(s) |
| <input checked="" type="checkbox"/> Other: <u>Document is addressed to Chief Justice Roberts, Jr., in his capacity as Administrator for an</u>
<u>investigation of Judge of USDC Maame Ewusi-Mensah Frimpong.</u> | |

Please refer to the Court's website at www.cdcal.uscourts.gov for Local Rules, General Orders, and applicable forms.

ORDER OF THE JUDGE/MAGISTRATE JUDGE

IT IS HEREBY ORDERED:

- ☐ The document is to be filed and processed. The filing date is ORDERED to be the date the document was stamped "received but not filed" with the Clerk. Counsel* is advised that any further failure to comply with the Local Rules may lead to penalties pursuant to Local Rule 83-7.

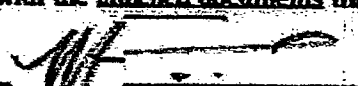
Date

U.S. District Judge / U.S. Magistrate Judge

- ☒ The document is NOT to be filed, but instead REJECTED, and is ORDERED returned to counsel.* Counsel* shall immediately notify, in writing, all parties previously served with the attached documents that said documents have not been filed with the Court.

October 25, 2022

Date


U.S. District Judge Maame Ewusi-Mensah Frimpong

* The term "counsel" as used herein also includes any pro se party. See Local Rule 1-3.

COPY 1 - ORIGINAL - OFFICE

COPY 2 - JUDGE

COPY 3 - SIGNED & RETURNED TO FILER

COPY 4 - FILER RECEIPT

PROOF OF SERVICE VIA U.S. Mail

State of California ;

County of Ventura) ss.

I am a resident of the County of Ventura. I am over the age of eighteen years. My address 38122 Village 38, Camarillo, CA 93012

On 11-7-22, I served the within: USDC, Central District of CA, Case#2:22-cv-06742-MEMF-AS, (1) Motion In Opposition To Notice Of Discrepancy & Order filed 10-17-22; (2) Motion For Self Recusal Of Judge For Resubmission; (3) Motion To Appeal To U.S. Court Of Appeals For The Ninth Circuit If This Case Not Filed & Rejected; And, (4) Motion For Refund Of Filing Fee If This Case Not Filed & Rejected. Submitted on 11-7-22.*


on the interested parties in this action as follows: For:

Ruth Stubba, et al, at: 200 Leisure Village Dr., Camarillo,
CA 93012

*also, included copy of Notice Of Document Discrepancy dated 10-25-22 by Judge Frimpong

I declare under penalty of perjury that the foregoing is true & correct.

Dated at Camarillo, CA on 11-7-22


R.J. Kulick in Pro Per

Note: correction

al/

7-15-10 Person/Attn:/Confidential via fax

Fax to: Ronald George, Chief Justice/Chair, CA Judicial Council
From: R.J. Kulick, 9601 Wilshire Bl., Ste. 638, Beverly Hills, CA 90210

Dear Mr. George:

Today, read in LAT that you've decided to retire as Chief Justice, & wish to express to you, my personal thanks for the service you have rendered in our judicial system.

Whenever, I wrote to you, it was always in your capacity as Administrative Chief of the Judicial Council, in matters pertaining to that function. Especially, since you personally acted in that capacity in writing to the State of N.Y. about CA having jurisdiction in a certain financial industry matter. And, your taking over the State Bar, CA when it became in essence dysfunctional & scandalous.

After hearing you speak at the S.F. Commonwealth Club many years ago, I wrote about how I was impressed with your astute views of the shortcomings that exist in our judicial system starting at the law school level. I did receive a reply for you by Wm. Vickrey, your Administrative Dir. of the court in which he expressed your thanks for my letter to you.

Unfortunately, as you know, my position on the profession of law as practiced today in my experience, I found it amuck with racketeers, extortists, parasites & predators, who prey upon society as attorneys at law--breed-polluting our judicial system with liars & cheats. In this regards judicial officers of the court like you are our best guard against these judicial low lifes & moving forward based on the political realities how are judges are appointed these low life creep in. Not a pretty picture. Our county courts need a lot of Council oversite moving forward.

Like most Americans, I cherish our U.S. Constitution & Bill of Rights & everything these precious documents provides us, even though there are those among us, who undermine what these documents stand for, we must be vigilant in safeguarding as you have demonstrated as an honorable justice.

We both attended Beverly Hills High School, & your were my junior there. It was a time of a somewhat golden age in those days at Beverly, so we had the best of all worlds there. Our morals & ethics at that time were meaningful & very much practiced by most of us. But, today, sadly our youth in a significant degree act in such a way that lying & cheating is acceptable pointing to the actions of our highest political leaders from the President down. And, in turn these youth are taking over the political activities that run our society. As you know, I opposed Nixon while he was in office before the smoking gun was discovered in the Watergate affair & requested & got back my political contribution for his election from the RNC. Later, I supported Reagan/Bush elections to get our country going again w/no strings attached just get the party together. But, w/ Clinton's parsing of the word "is" a new/bad example has given cause for other(s) to abridge/obstruct judicial permissiveness as being O.K.

Trust your retirement will be healthy & happy for you & yours.
God bless, R.J. Kulick * too

cc: concerned parties

2.3.
page #



Leisure Village News
P.O. Box 2254
Camarillo, CA 93011

June 2015

Leisure Village News is an OPINION & ANALYSIS publication of Leisure Village Association, Inc., independent of the LVA, and provides facts not found in the Village Voice or elsewhere. What is published are documented facts, believed true and correct, without malicious intent. When only one side of a story is given to members of the LVA, then LVN will provide the other side.

Here is the other side of the story, especially the questionable, fraudulent practices engaged in as follows:

LVN's May 2014 edition addressed a legal action that, in essence, claims that a "member" has violated the current LVA governing documents (CC&Rs). The Board – **Linda Grant, Robert Riveles, Theodore Lansing, John Mayer, Rita Linsey** – and its legal vendors – **Jeffrey A. Beaumont, Larry F. Giffin, Lisa A. Tashjian** and **Tara Radley** of the law firm **Beaumont Giffin Tashjian** – have filed a lawsuit without merit, which is an abuse of process, and a bogus and malicious prosecution against an LVA "member" of 28+ years. The court in judicial error issued a Temporary Restraining Order (TRO) against this "member" based on hearsay. The CC&Rs & ByLaws are invalid, being ambiguous and a defective election process. That lawsuit is also based on perjury, obstruction of justice, and the appearance of civil RICO and patterns of racketeering, libel and slander. The State Bar of California has evidence of **Beaumont's** pattern of violations of the Rules of Professional Conduct and the State Bar Act, especially his extortion methods. The Declarations of **Robert Scheaffer**, LVA General Manager, and of **Denise D. Sutton**, employed by **Tolman & Wiker Insurance Services** – the Board's insurance vendor – were perjurious statements, and false and misleading statements to the court constituting an obstruction of justice.

The Board, **Beaumont** and a small clique are inciting unjust resentment and hatred against this "member" when this "member" exercised good conscience and due diligence in LVA matters. This lawsuit is a retaliation against this "member" for this "member's" concern about Board members that engage in unlawful activities to cover-up their fiduciary failure to correct legitimate defective conditions, especially current invalid LVA governing documents. **Beaumont** received about \$36,000+ in legal fees for current governing documents. If the Board had to pay out of their own pockets do you think for one second that they would bring this kind of lawsuit against this "member". The LVA election processes were rigged; the nominating committee and Candidates Nite are still rigged. It is meaningless to vote for a candidate when that elected candidate can then be removed by the Board without any reason. About 65% of eligible voters do not vote, which makes about less than 35% of eligible voters electing Board members. LVA election process is in violation of a Superior Court ruling against any rules that impede a candidate's ability to have their name on the ballot without a nominating committee endorsement or via petition. Public statements made at Open Board Meeting and published in Village Voice, and sent via U.S. mail by **Grant** and **Beaumont**, were hate-mongering tactics against this "member" to suppress existing defective conditions created by past and current Boards and its dishonest legal and insurance vendors. **Grant**, current President of LVA, has a pattern of hate-mongering and violation of the CC&Rs that is public record. **Beaumont** has the same hate-mongering pattern.

On May 27, 2015, there was a VCSC Mandatory Settlement Conference for this "member" and the Board. Unfortunately, the Board refused a very generous out of court settlement. The court appointed settlement officer, VCSC Judge Frederick Bysshe, informed this "member" that he was a person of integrity, while Bysshe chastised **Beaumont** for illegal writing in his Brief. Now this case is scheduled for a jury trial on November 2, 2015, VCSC Case #56-2013-00444977-CU-BC-VTA, Leisure Village Association vs. Robert Kulick (this "member"). Any member can go to the court records department to review this case file, which is not the version that the Board and **Beaumont** falsely allege.

S.a.
 page #: **EXHIBIT B**

Thus far, not including Beaumont's legal fees and costs for that Mandatory Settlement Conference and its Brief were "at least \$35,000 and counting." Should the Board prevail, this case will go into the Appeal process and, if necessary, as far as the U.S. Supreme Court to protect seniors nationwide in senior retirement communities from dishonest Board of Directors and their dishonest legal and insurance vendors. When this "member" sought the California Office of Attorney General about LVA's Board, he was informed that the CA Office of Attorney General was given no law enforcement powers in the Davis-Stirling Act by the legislators, and to go to local D.A. But, the VC D.A. does not get involved in disputes within a senior retirement community. Those Boards refused to respond, and stonewalled in a pattern of violations of the Davis-Stirling Act that has been well documented. So, now what's ahead are a lot of litigation expenses that could generate in the millions of dollars and may necessitate special assessments. There is also the possibility that because of their ill-actions in this current litigation, the Board may be forced to put the LVA into bankruptcy. Grant violated the rules of Candidates Nite by making personal attacks on this "member", and she admits to having a "big mouth". Her former husband, while they were still married, was found by the State Bar, CA of practicing law without a license, and did so from their residence in LVA.

Grant, in cahoots with her then husband, Arnold Grant, had a letter sent to this "member" with threats against him, amongst other things, which are public record. This "member's" experience(s) with Grant has found her to be a degenerate liar and cheat. The Board refused to take any disciplinary actions against them in using their LVA residence for business purposes, and for Grant's violation of the rules of conduct on Candidate Nite. There were other violations by members of the Board and members that the Board refused to enforce any violation of the CC&R, which is a double standard. When a member expresses some concerns about how the LVA is run, that member is told "if you don't like it here, why don't you move?" That's easy to say, but for most members, who are not in the best of health and maybe a financial hardship, it's not easy to up and move. The Boards have a small clique of supporters who get projects to benefit themselves, which most members don't participate in. Significant assessments are wasted in maintenance and the running of LVA operations. The Board created the most serious insurance coverage situation and has blamed this "member" for it. This "member" had every right to contact the insurance carrier about this situation, and the CA Department of Insurance found the insurance carrier in violation of their rules.

So, one must be patient and non-judgemental before all of this story has been revealed. Otherwise, this lynch mob mentality will continue to exist, spreading like a cancer. One should not jump to rash, emotional judgements based on what Grant and Beaumont, Board members Riveles, Lansing, Mayer and Linsey, or this small clique have said about this "member".

The LVN very much appreciated the donations made by members to help support the cost to publish the Leisure Village News. The LVA is a great place to live and enjoy the good life, just as long as you don't voice any questionable legitimate concerns of wrongdoing by the Board and just pay your assessments.

God bless our country and the Village.

Joe Byrne, Editor

S. b.
page #3 EXHIBIT B

April 24, 2019: This letter is an opinion based on facts believed to be true and correct and without intent to be malicious to anyone. With updated facts from my letters of 8-8-18, 6-15-18 & 2-11-19.

To Owners: RE: Leisure Village Association, 3-14-19 Beaumont Tashjian Letter.

1. VCSC, Case#56-2013 444977, LVA v. Kulick was the basis for U.S. Supreme Court Case #18-6743 which had in it evidence in support that the jury verdict against Kulick in Case #444977, was the result of a bias by trial judge (Vincent O'Neill), & perjury and obstruction of justice by witnesses (Linda J. Grant, Robert Schaeffer & Denise D. Sutton), anti-Semitism against Mrs. Kulick (Tini), a Holocaust survivor, by attorneys (Jeffrey A. Beaumont & Tara Radley) who were aided and abetted by LVA's General Manager (Robert Schaeffer), a violation of CA Dept. of Insurance regulations by LVA's insurance carrier (PHIC) and perjury and obstruction of justice by attorney Tara Radley. O'Neill's initial acceptance of hearsay evidence poisoned the well against Kulick. The appeals court concluded LVA's attorneys fees were not warranted, however O'Neill had the discretion to award them which was not appealed. Because the CA Supreme Court denied a hearing, this state case was moved into the federal courts as far as the U.S. Supreme Court for a definitive conclusion. When the U.S. Supreme Court denies a hearing, it's not based on whether a case has merit. All of the foregoing is public record. Any court awards (judgements) will be paid. Case #444977 was in retaliation and to force Kulick from publishing the Leisure Village News, which addressed the correction of existing defective operating conditions within the LVA. Kulick refused to rollover and decided to defend himself which unfortunately resulted in a miscarriage of justice against him. At all times Kulick acted in good conscience and felt absolutely this was the right thing to do. The two voluntary bankruptcies were Chapter 13 to pay off on a monthly basis all judgements (court awards) that kept mounting against him. Each was voluntarily dismissed.
2. VCSC Case 56-2016 478277, Kulick v. LVA, Robert Schaeffer (current LVA General Mgr.), Linda J. Grant (past LVA BOD), Robert Riveles/Theodore Lansing/Charles Kiskaden (current LVA BOD), Patrick Price/John Mayer/Donald Marquardt/Rita Linsey/Gerald Rosen (past LVA BOD), Robert Ellis (deceased past LVA BOD), Jeffrey A. Beaumont (current LVA attorney of record), Larry F. Gittin (was LVA attorney of record with Beaumont Gittin & Tashjian), Lisa A. Tashjian/Tara Radley (current LVA attorneys of record with Beaumont Gittin Tashjian now Beaumont Tashjian); is now U.S. Supreme Court Case #18-6907 which will determine whether Defamation will be returned to the trial court for re-trial. If so, then any attorneys fees awarded (judgements) would be denied. The pending court trail for Declaratory Relief & Injunction, has attorneys fees and cost to be awarded to the prevailing party which are already very considerable before this court trial scheduled for 9-16-19. A prior tentative ruling by this trial court has given Kulick a basis for prevailing in Declaratory Relief & Injunction. This matter in part has to do with the Leisure Village News not being an anonymous newsletter, especially when it was known as early as 2009 that Kulick was the owner of the Leisure Village News. The Board knew this at that time & LVA's attorneys (Jeffrey Beaumont & Tara Radley) had proof of this fact yet went ahead with a number of letters to all owners of the LVA that it had been "ascertained the identity of the author/publisher" (last letter dated 7-6-15). If the author/publisher was known to them, how could it be "an anonymous newsletter"? That's the kind of deception given all owners by these attorneys (Jeffrey A. Beaumont & Tara Radley).
3. The reason why LVA's insurance carriers will not cover LVA's litigation or provide a defense against Kulick is because the Board would not address defective operating conditions presented by Kulick. All of this litigation could have been avoided if the Board had properly addressed Kulick's concerns.
4. LVA's elections are rigged & only a small clique of homeowners support the Board. About 35% of eligible homeowners vote while the other 65% silent majority does not. This tyranny of a minority rules over this silent majority. This "clique" gets special projects approved by the Board members they elect in an election which most homeowners did not participate.
5. A forthcoming book, *The Leisure Village Story*, has included in it all the State & Federal cases. Still pending are the results of court trial in Case #478277 and pending litigation against LVA, et al (extensive # of defendants) for federal housing discrimination including elderly abuse & anti-Semitism. This is to inform seniors, on a nationwide basis, that when they enter senior retirement communities (HOA) they contract away, via CC&Rs, their individual rights & equality to a Board (and it's legal and insurance representatives) that may turn out to be (like LVA's) corrupt.
6. LVA's pending vote on proposed changes to it's CC&Rs gives homeowners an opportunity to decide whether or not those changes will happen by either not giving the necessary quorum, or voting to reject these changes.

I will always love the Village with all my heart & soul and most Owners & Residents are very fine & decent law-abiding persons. God bless our country & God bless our Village.

R. J. Kulick, Owner of LVA property 32+ years, of a family owned LVA property 40+ years.

S.C.

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