

SUPERIOR COURT OF THE STATE OF CALIFORNIA FOR THE COUNTY OF LOS ANGELES

United Grand Corporation,

Plaintiff,

Judgment on Conviction for Contempt

v.

Malibu Hillbillies LLC,

Defendant.

The Court, having arraigned Cyrus Sanai for judgment of conviction for contempt pursuant to the Order to Show Cause re: Contempt issued on December 18, 2017, and having heard arguments concerning the appropriate sentence now ORDERS and ADJUDGES as follows:

- Pursuant to Civil Procedure Code §1219(a), Mr. Sanai shall be imprisoned in the Los Angeles County jail until he performs the acts specified in the Court's orders dated February 2 and February 22, 2017; and
- 2. Pursuant to Civil Procedure Code §1218(a), Mr. Sanai shall pay to D. Joshua Staub reasonable attorneys' fees and costs incurred in connection with the contempt proceedings.
- 3. Execution of this sentence is stayed until 4 pm on April 13, 2018, at which time Mr.

Sanai shall surrender at the Inmate Reception Center at the Los Angeles County Jail, until a further stay is granted.

DATED:

March 26, 2018

Mark A. Borenstein Judge of the Superior Court

DATE: 03/26/18

DEPT. 35

HONORABLE Mark A. Borenstein

B. GREGG JUDGE

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

Deputy Sheriff

NONE

Reporter

12:00 pm BC554172

Plaintiff

Counsel

UNITED GRAND CORPORATION.

NO APPEARANCE

Defendant Counsel

MALIBU HILLBILLIES LLC ET AL

NATURE OF PROCEEDINGS:

NOTICE OF ENTRY OF JUDGMENT ON CONVICTION FOR CONTEMPT

Judgment on Conviction for Contempt is signed and filed this date and a copy is sent to the parties this date to accompany this minute order.

CLERK'S CERTIFICATE OF MAILING

I, the below-named Executive Officer/Clerk of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served the minute order and judgment upon each party or counsel named below by placing the document for collection and mailing so as to cause it to be deposited in the United States mail at the courthouse in Los Angeles California, one copy of the original filed/entered herein in a separate sealed envelope to each address as shown below with the postage thereon fully prepaid, in accordance with standard court practices.

Dated: 3-26-2018

Sherri R. Carter, Executive Officer/Clerk

Page 1 of 2 DEPT. 35

DATE: 03/26/18

DEPT. 35

HONORABLE Mark A. Borenstein

JUDGE B. GREGG

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

Deputy Sheriff

NONE

Reporter

12:00 pm BC554172

Plaintiff

Counsel

UNITED GRAND CORPORATION

NO APPEARANCE

Defendant Counsel

MALIBU HILLBILLIES LLC ET AL

NATURE OF PROCEEDINGS,

By: B. GREGG

CYRUS M. SANAĬ

SANAIS

433 NORTH COMDEN DRIVE, #600

BEVERLY HILLS, CA 90210

D. JOSHUA STAUB

LAW OFFICE OF D. JOSHUA STAUB

13015 WEST WASHINGTON BOULEVARD

LOS ANGELES CA 90066

CONTRACTOR CONTRACTOR

Page 2 of 2 DEPT. 35

APPENDIX L

province 2	CIV-130
ATTORNEY OR PARTY WITHOUT ATTORNEY (Name). Stells Bar number, and address): D. Joshua Staub, Bar No. 170568 Law Office of D. Joshua Staub 13015 Washington Boulevard Los Angeles CA 90066 TELEPHONE NO.: 310-929-5269 FAX NO. (Optional): ATTORNEY FOR (Name): Defendant Marcie Stollof 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 CA 90012 BRANCH NAME: Central PLAINTIFF/PETITIONER: United Grand Corp. DEFENDANT/RESPONDENT: Malibu Hillbillies, LLC et al NOTICE OF ENTRY OF JUDGMENT OR ORDER (Check one): UNLIMITED CASE LIMITED CASE	Superior Court of California County of Los Angeles MAR 02 2017 Sherri B Carter, Executive Officer/Cle By Call Sanchez CASE NUMBER: BC554172
(Amount demanded exceeded \$25,000) (Amount demanded was \$25,000 or less) TO ALL PARTIES: 1. A judgment, decree, or order was entered in this action on (date): February 22, 22. 2. A copy of the judgment, decree, or order is attached to this notice.	2017
D. Joshua Staub (TYPE OR PRINT NAME OF ATTORNEY PARTY WITHOUT ATTORNEY)	(SIGNATURE)

03:09:2017

Page 1 of 2

www.courtinlo.sa.gov

D. Joshua Staub, Bar No. 170568 1 Law Office of D. Joshua Staub 13015 Washington Boulevard Los Angeles, CA 90066 3 Telephone: (310) 929-5269 FEB 22 2017 4 Attorney for Defendant Marcie Stollof Sherri R. Carter, Executive Officer/Clerk 5 By B. Gregg, Deputy 6 SUPERIOR COURT OF THE STATE OF CALIFORNIA 7 FOR THE COUNTY OF LOS ANGELE S, CENTRAL DISTRICT 8 9 UNITED GRAND CORPORATION. Action filed 8/8/2014 10 Plaintiff. Assigned to Hon. Sotelo 11 VS. 12 Case No. BC554172 MALIBU HILLBILLIES, LLC et al., IERGEOSED ORDER IMPOSING 13 SANCTIONS ON CYRUS MARK SANAI Defendants. 14 AFTER ORDER TO SHOW CAUSE 15 HEARING ***BY FAX*** 16 Date: February 2, 2017) Time: 9:15 a.m. 17 Dept: 44 (Hon. Borenstein) 18 19 20 21 23 23 24 25 25 26 27 28

[PROPOSED] ORDER IMPOSING SANCTIONS ON CYRUS MARK SANAI AFTER ORDER TO SHOW CAUSE HEARING

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On 2/2/17, the hearing on the Court's "Order to Show Cause Re Issue of Stay" made 1/13/17 was held in Department 44 ("OSC"), Judge Mark Borenstein presiding. Cyrus Mark Sanai appeared at the hearing. D. Joshua Staub appeared for Defendant Marcie Stollof.

The Court held oral argument on the OSC.

At the hearing on the OSC, the Court found that that the "Objection and Response to Order to Show Cause of January 5, 2017" executed 1/26/17 ("Opposition"), and incorporated herein by this reference, was not timely filed in Department 44 as required by the 1/13/17 minute order, and further that the Opposition was not timely served in accordance with the Court's 1/13/17 minute order.

After reviewing and considering the moving papers, and the Opposition notwithstanding its untimely filing and service, and the records on file in the action, the Court finds that the request for attorney's fees, and sanctions in the "Notice of Ex Parte [handwritten] interlineation] Motion and Motion to Issue Order Staying Contempt Proceedings Against United Grand Corporation and Awarding Attorney Fees of \$16,188 Against Marcie Stollof and Sanctions of \$16,188 Against Marcie Stollof and \$16,188 Against D. Joshua Staub; Notice of Ruling; Memorandum of Points and Authorities and Declaration of C. Sanai in Support Thereof' executed 1/5/17 ("Ex Parte Application"), and incorporated herein by this reference, was frivolous within the meaning of Code of Civil Procedure Section 128.5 because there was no legal basis supporting the requests for attorney's fees or sanctions in the Ex Parte Application, and further that the Ex Parte Application did not set forth any conduct on the part of either Defendant Stollof or D. Joshua Staub that could have supported any such request. The Court finds that no reasonable attorney would have sought over \$48,000 of sanctions as Cyrus Mark Sanai did in the Ex Parte Application, and the Opposition offered no evidence or justification to support a contrary conclusion.

400 CIV-130 CASE NUMBER: PLAINTIFF/PETITIONER: United Grand BC554172 DEFENDANT/RESPONDENT: Malibu Hillbillies, LLC

PROOF OF SERVICE BY FIRST-CLASS MAIL NOTICE OF ENTRY OF JUDGMENT OR ORDER

(NOTE: You cannot serve the Notice of Entry of Judgment or Order if you are a party in the action. The person who served the notice must complete this proof of service.)

1. I am at least 18 years old and not a party to this action. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (specify):

12015 Weekinster Divid La

	13	3015 Washington Blvd. Los Angeles CA 9	90(066		
2.	 I served a copy of the Natice of Entry of Judgment or Order by enclosing it in a sealed envelope with postage fully prepaid and (check one): a. deposited the sealed envelope with the United States Postal Service. b. placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service. 					
3. The Notice of Entry of Judgment or Order was mailed:						
a. on (date): February 24, 2017						
b. from (city and state): Los Angeles, California with Priority Mail 1 Day Postage Prepaid						
4. The envelope was addressed and mailed as follows:						
	a.	Name of person served: Cyrus Sanai, SANAIS	C.	Name of person served:		
		Street address: 433 N. Camden Drive Suite 600		Street address:		
		City: Beverly Hills		City:		
		State and zip code: CA 90210		State and zip code:		
				§		
	b.	Name of person served:	d.	Name of person served:		
		Street address:		Street address:		
		City:		City:		
		State and zip code:		State and zip code:		
5.	Nur	Names and addresses of additional persons server nber of pages attached 3	d ar	e attached. (You may use form POS-030(P).)		
Ιd	ecla	re under penalty of perjury under the laws of the State	of 1	Colifornia that the formalise to three and a second		
		February 24, 2017		Camorna trat the toregoing is true and correct.		
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Page 2 of 2

APPENDIX M

Case 2:19-cv-02231-RGK-MRW Document 4-4 Filed 03/26/19 Page 99 of 236 Page ID SUPERIOR C JRT OF CALIFORNIA, COUNTY F LOS ANGELES

DEPT. 44

HONORABLE MARK A. BORENSTEIN

JUDGE B. GREGG

DEPUTY CLERK

HONORABLE

DATE: 02/02/17

JUDGE PRO TEM

L. GARCIA

ELECTRONIC RECORDING MONITOR

12.

Deputy Sheriff

9:15 am BC554172

NONE

Reporter

H. AVALOS,

Plaintiff

CYRUS M. SANAI *

Counsel

UNITED GRAND CORPORATION

Defendant

D. JOSHUA STAUB *

Counsel

MALIBU HILLBILLIES LLC ET AL

C.A.

NATURE OF PROCEEDINGS:

ORDER TO SHOW CAUSE (SET BY COURT ON 1-13-17)

Matter is called for hearing and is heard.

The Court makes its disclosure to Defendant's counsel that the Plaintiff's attorney Mr. Sanai approached and spoke to the Court in the court hallway two days ago.

The Court makes its global order on this case as follows:

- 1. Any ex parte application by either party is to give the opposing party three court days notice.
- 2. For any future hearing in this court, neither side is to appear by CourtCall. Parties are to personally appear for the hearings.
- 3. Any document ordered filed is to be personally served on the opposing party, or served in a manner to be delivered by the next business day. Any document served by a service agency must reflect the type of service rendered on its proof of service.

Matter is heard on today's order to show cause hearing.

> Page 1 of 3 DEPT. 44

Case 2:19-cv-02231-RGK-MRW Document 4-4 Filed 03/26/19 Page 100 of 236 Page ID

SUPERIOR LOURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 02/02/17

DEPT. 44

HONORABLE MARK A. BORENSTEIN

B. GREGG JUDGE

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

L. GARCIA

ELECTRONIC RECORDING MONITOR

12.

H. AVALOS, C.A.

Deputy Sheriff

NONE

Reporter

9:15 am BC554172

Plaintiff

CYRUS M. SANAI *

Counsel

UNITED GRAND CORPORATION

Defendant

D. JOSHUA STAUB *

Counsel

MALIBU HILLBILLIES LLC ET AL

VS

NATURE OF PROCEEDINGS:

The request of Mr. Sanai for sanctions in the amount of \$16,000 against Mr. Straub and his clients is in connection with the January 5, 2017 ex parte application is frivilous. Under CCP 128.5(b)(1), the request for fees was "totally and completely without merit." The Court also finds the sole purpose of the request was to harass the opposing party and counsel.

Pursuant to CCP 128.5(c), the Court orders Plaintiff's attorney Cyrus M. Sanai Esq. to pay attorney fees in the amount of \$3,600.00 to Defendant's attorney D. Joshua Staub Esq. by March 1, 2017. The Court finds since there was no need to file the ex parte application since the identical motion was already on calendar for January 13, 2017, Defendant could have ignored the ex parte application entirely. However, because of the frivilous attorney's fee request, counsel was required to prepare for and attend the ex parte hearing, causing Defendant to incur these expenses.

Pursuant to CCP 128.7(d), the Court imposes a penalty in the amount of \$1,000.00 against Plaintiff's attorney Cyrus M. Sanai Esq. (CA State Bar #150387) and payable to the court by March 1, 2017. The Court finds this amount should be sufficient to deter a repetition of the frivilous conduct.

Defendant to prepare an order that complies with

02/08/2017

Page 2 of 3 DEPT. 44

Case 2:19-cv-02231-RGK-MRW Document 4-4 Filed 03/26/19 Page 101 of 236 Page ID

JRT OF CALIFORNIA, COUNTY JF LOS ANGELES

DATE: 02/02/17

HONORABLE MARK A. BORENSTEIN

JUDGE B. GREGG DEPT. 44

DEPUTY CLERK

HONORABLE 12.

JUDGE PRO TEM

L. GARCIA

ELECTRONIC RECORDING MONITOR

H. AVALOS,

C.A.

UNITED GRAND CORPORATION

Deputy Sheriff

NONE

Reporter

9:15 am BC554172

Plaintiff

CYRUS M. SANAI *

Counsel

Defendant

D. JOSHUA STAUB *

Counsel

٧S MALIBU HILLBILLIES LLC ET AL

NATURE OF PROCEEDINGS:

CRC 3.1312 and to give notice.

Page 3 of 3 DEPT. 44

Case 2:19-cv-02231-RGK-MRW Document 4-4 Filed 03/26/19 Page 102 of 236 Page ID

	RECEIVED)
D. Joshua Staub, Bar No. 170568 Law Office of D. Joshua Staub	FEB 15 2017	FOR COURT USE DALY
Los Angeles CA 90066	ILING WINDO	AV TORY
E-MAIL ADDRESS (Optional) ATTORNEY FOR (Warm): Defendant Marcie Stollof		CONTORNIED COPY ORIGINAL FILED Superior Court of California County of Los Angeles
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS Angeles STREET ADDRESS 111 North Hill Street MALING ADDRESS 111 North Hill Street	3	FEB 15 2017
BRANCH NAME: Central		Shorn R Carter, Executive Officer/Clerk
PLAINTIFF/PETITIONER: United Grand Corp. DEFENDANT/RESPONDENT: Malibu Hillbillies, LLC et al		14
NOTICE OF ENTRY OF JUDGMENT OR ORDER (Check one): UNLIMITED CASE		CASE NUMBER: BC554172
LIMITED THE	demanded was	The surface of pr
TO ALL PARTIES :		
1. A judgment, decree, or order was entered in this action on (date	s): February 2, 2017	
A copy of the judgment, decree, or order is attached to this notice	œ.	
uit il		
ate: February 9, 2017	1 .	
Joshua Staub	100	1 8

Embidio [

ATTORNEY

PARTY WITHOUT ATTORNEY

DATE: 02/02/17

DEPT. 44

HONORABLE MARK A. BORENSTEIN

B. GREGG JUDGE

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

L. GARCIA

BLECTRONIC RECORDING MONITOR

12.

H. AVALOS, C.A. Deputy Sheriff

NONE

Reporter

9:15 am BC554172

CYRUS M. SANAI *

Plaintiff Counsel

UNITED GRAND CORPORATION

D. JOSHUA STAUB * Defendant

Counsel

MALIBU HILLBILLIES LLC ET AL

VS

NATURE OF PROCEEDINGS:

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Matter is heard on today's order to show cause hearing.

> Page 1 of 3 DEPT. 44

DATE: 02/02/17

JUDGE

DEPT. 44

HONORABLE MARK A. BORENSTEIN

DOGE B. GREGG
L. GARCIA

DEPUTY CLERK

HONORABLE

TUDGE PRO TEM

Deputy Sheriff

12.

H. AVALOS, C.A.

NONE

9:15 am BC554172

54170

VS

Plaintiff

Reporter

ELECTRONIC RECORDING MONITOR

UNITED GRAND CORPORATION

Counsel

CYRUS M. SANAI *

Defen

fendant D. JOSHUA STAUB *

Counsel

MALIBU HILLBILLIES LLC ET AL

NATURE OF PROCEEDINGS:

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Defendant to prepare an order that complies with

Page 2 of 3 DEPT, 44

MINUTES ENTERED 02/02/17 COUNTY CLERK

02/08/2017

DEPT, 44 DATE: 02/02/17 B. GREGG HONORABLE MARK A. BORENSTEIN JUDGE DEPUTY CLERK L. GARCIA HONORABLE JUDGE PRO TEM **ELECTRONIC RECORDING MONITOR** 12. NONE H. AVALOS, C.A. Deputy Sheriff Reporter CYRUS M. SANAI * 9:15 am BC554172 Plaintiff Countel UNITED GRAND CORPORATION D. JOSHUA STAUB * Defendant Counsel MALIBU HILLBILLIES LLC ET AL NATURE OF PROCEEDINGS: CRC 3.1312 and to give notice.

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Page 3 of 3 DEPT. 44

Case 2:19-cv-02231-RGK-MRW Document 4-4 Filed 03/26/19 Page 106 of 236 Page ID **#**2885

	CIV-130
PLAINTIFF/PETITIONER: United Grand	CASE NUMBER:
	8C554172
DEFENDANT/RESPONDENT: Malibu Hillbillies, LLC	

PROOF OF SERVICE BY FIRST-CLASS MAIL

NOTICE OF ENTRY OF JUDGMENT OR ORDER (NOTE: You cannot serve the Notice of Entry of Judgment or Order If you are a party in the action. The person who served the notice must complete this proof of service.) 1. I am at least 18 years old and not a party to this action. I am a resident of or employed in the county where the mailing took place, and my residence or business address is (specify): 13015 Washington Blvd. Los Angeles CA 90066 2. I served a copy of the Notice of Entry of Judgment or Order by enclosing it in a sealed envelope with postage fully prepaid and (check one): placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I em readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service. 3. The Notice of Entry of Judgment or Order was mailed; a. on (date): February 9, 2017 b. from (city and state): Los Angeles, California 4. The envelope was addressed and mailed as follows: a. Name of person served: c. Name of person served: Cyrus Sanai, SANAIS Street address: 433 N. Camden Drive Sulte 600 Street address: City: Beverly Hills City: State and zip code: CA 90210 State and zip code: b. Name of person served: d. Name of person served: Street address: Street address: City City: State and zip code: State and zip code: Names and addresses of additional persons served are attached. (You may use form POS-030(P).) 5. Number of pages attached 3 I declare under panalty of perjury under the laws of the State of California that the foregoing is true and correct.

D. Joshua Staub

Date: February 9, 2017

(TYPE OR PRINT NAME OF DECLARANT)

(SIGNATURE OF DECLARANT)