		<u>CM-010</u>
ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar / Daniel M. O'Leary (SBN 175128) Law Office of Daniel M. O'Leary 10490 Santa Monica Blvd. Los Angeles, California 90025 TELEPHONE NO: (310) 481-2020 ATTORNEY FOR (Name): Plaintiff	number, and address): FAX NO.: (310) 481-0049	CONFORMED COPY OF ORIGINAL FILED Los Angeles Superior Court MAY 21 2013
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LO STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: CITY AND ZIP CODE: LOS Angeles, Califoit BRANCH NAME: Central	John A. Clarke, Executive Officer/Clerk BY Victor Sino-Cruz	
CASE NAME: Richard A. Wood v. A.V. Materials,	Inc. et al.	
CIVIL CASE COVER SHEET V Unlimited Limited (Amount (Amount demanded is exceeds \$25,000) \$25,000 or less)	Complex Case Designation Counter Joinder Filed with first appearance by defend (Cal. Rules of Court, rule 3.402)	DEPT:
	ow must be completed (see instructions	on page 2).
1. Check one box below for the case type that Auto Tort Auto (22) Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort Asbestos (04) Product liability (24) Medical malpractice (45) Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort Business tort/unfair business practice (07) Civil rights (08) Defamation (13) Fraud (16) Intellectual property (19) Professional negligence (25) Other non-PI/PD/WD tort (35) Employment Wrongful termination (36)	t best describes this case: Contract Breach of contract/warranty (06) Rule 3.740 collections (09) Other collections (09) Insurance coverage (18) Other contract (37) Real Property Eminent domain/inverse condemnation (14) Wrongful eviction (33)	Provisionally Complex Civit Litigation (Cal. Rules of Court, rules 3.400–3.403) Antitrus/Trade regulation (03) Construction defect (10) Mass tort (40) Securities litigation (28) Environmental/Toxic tort (30) Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment Enforcement of judgment (20) Miscellaneous Civil Complaint RICO (27) Other complaint (not specified above) (42) Miscellaneous Civil Petition Partnership and corporate governance (21) Other petition (not specified above) (43)
Other employment (15) 2. This case is is not com	Other judicial review (39) plex under rule 3.400 of the California R	ules of Court. If the case is complex, mark the
factors requiring exceptional judicial mana a. Large number of separately repre- b. Extensive motion practice raising issues that will be time-consumin c. Substantial amount of documents	esented parties d. Large number difficult or novel e. Coordination in other cour f. Substantial parties.	with related actions pending in one or more courts of ties, states, or countries, or in a federal court postjudgment judicial supervision
 Remedies sought (check all that apply): a Number of causes of action (specify): This case is in it is not a class. If there are any known related cases, file 	WO iss action suit.	declaratory or injunctive relief cpunitive
Date: May 21, 2013 Daniel M. O'Leary (TYPE OR PRINT NAME)	<u> </u>	(SIGNATURE OF PARTY OR A PTORMEY FOR PARTY)
Plaintiff must file this cover sheet with the under the Probate Code, Family Code, or in sanctions. File this cover sheet in addition to any complex under rule 3,400 each of this case is complex under rule 3,400 each or the code in	· Welfare and Institutions Code). (Cal. Ruver sheet required by local court rule. It seq. of the California Rules of Court, yo	ing (except small claims cases or cases filed ules of Court, rule 3.220.) Failure to file may result ou must serve a copy of this cover sheet on all neet will be used for statistical purposes only.

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you must complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check one box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the primary cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the Civil Case Cover Sheet to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiffs designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that

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the case is complex.
Auto Tort
    Auto (22)-Personal Injury/Property
        Damage/Wrongful Death
    Uninsured Motorist (46) (if the
        case involves an uninsured
         motorist claim subject to
        arbitration, check this item
         instead of Auto)
Other PI/PD/WD (Personal Injury/
Property Damage/Wrongful Death)
    Asbestos (04)
        Asbestos Property Damage
         Asbestos Personal Injury/
             Wrongful Death
    Product Liability (not asbestos or
         toxic/environmental) (24)
    Medical Malpractice (45)
        Medical Malpractice-
             Physicians & Surgeons
         Other Professional Health Care
              Malpractice
    Other PI/PD/WD (23)
         Premises Liability (e.g., slip
             and fall)
         Intentional Bodily Injury/PD/WD
              (e.g., assault, vandalism)
         Intentional Infliction of
             Emotional Distress
         Negligent Infliction of
              Emotional Distress
         Other PI/PD/WD
Non-PVPD/WD (Other) Tort
     Business Torl/Unfair Business
        Practice (07)
     Civil Rights (e.g., discrimination,
        false arrest) (not civil
         harassment) (08)
     Defamation (e.g., slander, libel)
     (13)
Fraud (16)
     Intellectual Property (19)
     Professional Negligence (25)
         Legal Malpractice
        Other Professional Malpractice
            (not medical or legal)
     Other Non-PVPD/WD Tort (35)
Employment
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CASE TYPES AND EXAMPLES
Contract
    Breach of Contract/Warranty (06)
        Breach of RentaVLease
            Contract (not unlawful detainer
        or wrongful eviction)
Contract/Warranty Breach-Seller
            Plaintiff (not fraud or negligence)
        Negligent Breach of Contract/
            Warranty
        Other Breach of Contract/Warranty
    Collections (e.g., money owed, open
        book accounts) (09)
        Collection Case-Seller Plaintiff
        Other Promissory Note/Collections
            Case
    Insurance Coverage (not provisionally
        complex) (18)
        Auto Subrogation
        Other Coverage
    Other Contract (37)
        Contractual Fraud
        Other Contract Dispute
Real Property
    Eminent Domain/inverse
        Condemnation (14)
    Wrongful Eviction (33)
    Other Real Property (e.g., quiel title) (26)
        Writ of Possession of Real Property
        Mortgage Foreclosure
        Quiet Title
        Other Real Property (not eminent
        domain, landlord/tenant, or
        foreclosure)
Unlawful Detainer
    Commercial (31)
    Residential (32)
    Drugs (38) (if the case involves illegal
        drugs, check this item; otherwise,
        report as Commercial or Residential)
Judicial Review
    Asset Forfelture (05)
    Petition Re: Arbitration Award (11)
    Writ of Mandale (02)
        Writ-Administrative Mandamus
        Writ-Mandamus on Limited Court
            Case Matter
        Writ-Other Limited Court Case
            Review
    Other Judicial Review (39)
        Review of Health Officer Order
        Notice of Appeal-Labor
           Commissioner Appeals
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Provisionally Complex Civil Litigation (Cal.
Rules of Court Rules 3.400-3.403)
      Antitrust/Trade Regulation (03)
      Construction Defect (10)
      Claims involving Mass Tort (40)
      Securities Liligation (28)
      Environmental/Toxic Tort (30)
      Insurance Coverage Claims
          (arising from provisionally complex
          case type listed above) (41)
 Enforcement of Judgment
      Enforcement of Judgment (20)
          Abstract of Judgment (Out of
              County)
          Confession of Judgment (non-
              domestic relations)
          Sister State Judgment
          Administrative Agency Award
             (not unpaid taxes)
          Petitlor/Certification of Entry of
             Judgment on Unpaid Taxes
          Other Enforcement of Judgment Case
  Miscellaneous Civil Complaint
      RICO (27)
     Other Comptaint (not specified above) (42)
          Declaratory Relief Only Injunctive Relief Only (non-
               harassment)
          Mechanics Lien
          Other Commercial Complaint
               Case (non-tort/non-complex)
          Other Civil Complaint
              (non-tort/non-complex)
  Miscellaneous Civil Petition
      Partnership and Corporate
          Governance (21)
      Other Petition (not specified
          above) (43)
Clvil Harassment
          Workplace Violence
          Elder/Dependent Adult
               Abuse
          Election Contest
          Petitlon for Name Change
          Petition for Relief From Late
               Claim
          Other Civil Petition
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Wrongful Termination (36)

Other Employment (15)

CASE NUMBER

BC509546

CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION (CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)

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 30 ☐ HOURS/ ☑ DAY
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 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 CMI Case Cover Sheet Calegory No.	B Type of Action (Check only one)	C Applicable Reasons - See Slep 3 Above
Auto Tort	Auto (22)	☐ A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
	Uninsured Motorist (46)	☐ A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Αt	Asbestos (04)	☐ A6070 Asbestos Property Damage ☐ A7221 Asbestos - Personal Injury/Wrongful Death	2.
Other Personal Injury/ Property Damage/ Wrongful Death Tort	Product Liability (24)	☐ A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
	Medical Malpractice (45)	☐ A7210 Medical Malpractice - Physicians & Surgeons ☐ A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
	Other Personal Injury Property Damage Wrongful Death (23)	A7250 Premises Liability (e.g., slip and fall) A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assaull, vandalism, etc.) A7270 Intentional Infliction of Emotional Distress A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4. 1., 4. 1., 3. 1., 4.

CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION

SHORT TITLE: Richard A. Wood v. A.V. Materials, Inc., et al.

CASE NUMBER

Non-Personal Injury/ Property Damage/ Wrongful Death Tort

Employment

Contract

Real Property

Unlawful Detainer

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons See Slep 3 Above
Business Tort (07)	A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 3.
Civil Rights (08)	☐ A6005 Civit Rights/Discrimination	1., 2., 3.
Defamation (13)	☐ A6010 Defamation (slander/libel)	1., 2., 3.
Fraud (16)	☐ A6013 Fraud (no contract)	1., 2., 3.
	☐ A6017 Legal Malpractice	1., 2., 3.
Professional Negligence (25)	☐ A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3.
Other (35)	☐ A6025 Other Non-Personal Injury/Property Damage tort	2.,3.
Wrongful Termination (36)	☐ A6037 Wrongful Termination	1., 2., 3.
Ollers P. A. Carlotte	☐ A6024 Other Employment Complaint Case	1., 2., 3.
Other Employment (15)	☐ A6109 Labor Commissioner Appeals	10.
	A6004 Breach of Rental/Lease Contract (not unlawful detainer or virongful eviction)	2., 5.
Breach of Contract/ Warranty (06)	A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence)	2., 5.
(not insurance)	☐ A6019 Negligent Breach of Contract/Warranty (no fraud)	1., 2., 5.
	☐ A6028 Other Breach of Contract/Warranty (not fraud or negligence)	1., 2., 5.
Collections (09)	☐ A6002 Collections Case-Seller Plaintiff	2., 5., 6.
Collections (09)	☐ A6012 Other Promissory Note/Collections Case	2., 5.
Insurance Coverage (18)	☐ A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
	□ A6009 Confractual Fraud	1., 2., 3., 5.
Other Confract (37)	A6031 Tortious Interference	1., 2., 3., 5.
	☐ A6027 Other Contract Dispute(not breach/insuranœ/fraud/negligence)	1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	A7300 Eminent Domain/Condemnation Number of parcels	2.
Wrongful Eviction (33)	☐ A6023 Wrongful Eviction Case	2., 6.
	☐ A6018 Mortgage Foreclosure	2., 6.
Other Real Property (26)	Ø A6032 Quiet Title	2., 6.
	☐ A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6.
Unlawful Detainer-Commercial (31)	☐ A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Delainer-Residential (32)	A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer- Post-Foreclosure (34)	☐ A6020FUnlawful Detainer-Post-Foreclosure	2., 6.
Unlawful Detainer-Drugs (38)	☐ A6022 Unlawful Detainer-Drugs	2., 6.

SHORT TITLE:
Richard A. Wood v. A.V. Materials, Inc., et al.

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
	Asset Forfeiture (05)	D A6108 Assel Forfeiture Case	2., 6.
riew	Petition re Arbitralion (11)	☐ A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 5.
Judicial Review		☐ A6151 Writ - Administrative Mandamus	2., 8.
	Writ of Mandale (02)	☐ A6152 Writ - Mandamus on Limited Court Case Matter	2.
		A6153 Writ - Other Limited Court Case Review	2.
	Other Judicial Review (39)	☐ A6150 Other Writ Judicial Review	2., 8.
roi	Anlitrust/Trade Regulation (03)	☐ A6003 Anlitrust/Trade Regulation	1., 2., 8.
itigat	Construction Defect (10)	☐ A6007 Construction Defect	1.92., 3.
mplex l	Claims Involving Mass Tort (40)	☐ A6006 Claims Involving Mass Tort	1., 2., 8.
lly Co	Securities Liligation (28)	☐ A6035 Securities Litigation Case	1., 2., 8.
Provisionally Complex Litigation	Toxic Tort Environmental (30)	☐ A6036 Toxic Tort/Environmental	1., 2., 3., 8.
	Insurance Coverage Claims from Complex Case (41)	☐ A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.
	Enforcement	☐ A6141 Sister State Judgment	2., 9.
# # [!]		☐ A6160 Abstract of Judgment	2., 6.
Enforcement of Judgment		A6107 Confession of Judgment (non-domestic relations)	2., 9.
orci Jude	of Judgment (20)	☐ A6140 Administrative Agency Award (not unpaid taxes)	2., 8.
<u> </u>		☐ A6114 Petilion/Certificate for Entry of Judgment on Unpaid Tax	2., 8.
		☐ A6112 Other Enforcement of Judgment Case	2., 8., 9.
[®] रो	RICO (27)	☐ A6033 Racketeering (RICO) Case	1., 2., 8.
Miscellaneous Civil Complaints		☐ A6030 Declaratory Relief Only	1., 2., 8.
ellar Om	Other Complaints	☐ A6040 Injunctive Relief Only (not domestic/harassment)	2., 8.
isca Vii O	(Not Specified Above) (42)	☐ A6011 Other Commercial Complaint Case (non-tort/non-complex)	1., 2., 8.
Σ ເວົ		☐ A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8.
	Parlnership Corporation Governance (21)	☐ A6113 Partnership and Corporate Governance Case	2., 8.
Miscellaneous Civil Petitions	Other Petitions (Not Specified Above) (43)	☐ A6121 Civil Harassment	2., 3., 9.
		☐ A6123 Workplace Harassment	2., 3., 9.
		☐ A6124 Elder/Dependent Adult Abuse Case	2., 3., 9.
		☐ A6190 Election Contest	2.
ثَ ﷺ		☐ A6110 Pelition for Change of Name	2., 7.
·		A6170 Pelition for Relief from Late Claim Law	2., 3., 4., 8.
		☐ A6100 Other Civil Petition	2., 9.
	L	<u> </u>	_L

SHORT TITLE: Richard A. Wood v. A.V. Materials, Inc., et al.				CASE NUMBER
				ence or place of business, performance, or other for filing in the court location you selected.
REASON: Check the appropriate boxes funder Column C for the type of action that this case.	at you have	selected for	ADDRESS: 45763 North 90th Str	eet East
CITY:	STATE:	ZIP CODE:		
Lancaster	CA			
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 Central courthouse in the Central 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: May 21, 2013 (SIGNATURE OF ANDRNEY/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.
- 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 CłV-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.