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(SPACE FOR STAMP ONLY)
FILED
LOS ANGELES SUPERIOR COURT
MAR 8 2013
JOHN A. CLARKE, CLERK
BY MARY ELLEN DEEDY

Attorneys for Plaintiffs

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

MICHAEL GABOFF
Plaintiffs,

vs.

SONY PICTURES ENTERTAINMENT, INC.,
BREAK MEDIA, NEXT POINT, INC AND
DOES 1-100 INCLUSIVE.

Defendants.

CASE NO. **BC502610**
COMPLAINT FOR DAMAGES

- 1. NEGLIGENCE
- 2. PECULIAR RISK
- 3. ULTRAHAZARDOUS ACTIVITY
- 4. BREACH OF CONTRACT

(DEMAND FOR JURY TRIAL)

COME NOW plaintiff, MICHAEL GABOFF, and for causes of action against defendants,
and each of them, allege as follows:

CITY/CASE#: BC502610
LEA/DEF#: _____
RECEIPT #: CCH479057073
DATE PAID: 03/08/13 02:34 PM
PAYMENT: \$435.00 310
RECEIVED:
CHECK: \$435.00
CASH: \$0.00
CHANGE: \$0.00
CARD: \$0.00

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FIRST CAUSE OF ACTION

(By Plaintiff MICHAEL GABOFF For Negligence Against All Defendants)

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4 1. The true names and capacities, whether corporate, associate, individual or otherwise,
5 of defendants DOES 1 through 100, inclusive, are unknown to plaintiff, who therefore sues said
6 defendants by such fictitious names. Each of the defendants designated herein as a DOE is
7 negligently or otherwise legally responsible in some manner for the events and happenings herein
8 referred to and caused injuries and damages proximately thereby to the plaintiff, as herein alleged.
9 Plaintiff will ask leave of court to amend this complaint to show their true names and capacities
10 when the same have been ascertained.

11 2. At all times herein mentioned, defendants, and each of them, and DOES 1-100 might
12 have been the agents, servants, employees, permissive users, joint venturers, successors in interest,
13 assigns and subsidiaries, each of the other, and at all times pertinent hereto might have been acting
14 within the course and scope of their authority as such agents, servants, employees, permissive
15 users, joint venturers, successors in interest, assigns and subsidiaries, or were independent
16 contractors hired by each of the remaining defendants to perform work which was likely to
17 involve a special risk of harm to others which such defendants knew or should have known that
18 the work was likely to involve this risk.

19 3. At all times herein mentioned, defendant SONY PICTURES ENTERTAINMENT
20 was and is a corporation organized and existing, with their principal place of business and
21 residence in the City of Los Angeles, County of Los Angeles, California.

22 4. At all times herein mentioned, defendant BREAK MEDIA was and is a corporate entity
23 organized and existing, with their principal place of business and residence in the City of Los
24 Angeles, County of Los Angeles, California.

25 5. At all times herein mentioned, defendant NextPoint, Inc. was and is a corporate entity
26 organized and existing, with their principal place of business and residence in the City of Los
27 Angeles, County of Los Angeles, California.

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2 6. On information and belief, SONY PICTURES ENTERTAINMENT supervised,
3 financed, created, managed, operated, licensed, maintained and controlled the production of a
4 motion picture, video and internet movie entitled GHOST RIDER 2.

5 7. On information and belief, BREAK MEDIA also supervised, financed, created,
6 managed, operated, licensed, maintained and controlled the production of a motion picture, video
7 and internet movie entitled GHOST RIDER 2.

8 8. On information and belief, NextPoint, Inc. also supervised, financed, created, managed,
9 operated, licensed, maintained and controlled the production of the stunts and stunt shoots for a
10 motion picture, video and internet movie entitled GHOST RIDER 2.

11 9. At all times herein mentioned, defendants, and each of them including DOES 1-100
12 supervised, financed, created, managed, operated, licensed, maintained and controlled the
13 production of a motion picture, video and internet movie entitled GHOST RIDER 2.

14 10. In and prior to April 2012, plaintiff, MIKE GABOFF, was working as an
15 independent contractor in the film business who provided stuntman services to work on motion
16 picture, television and/or internet productions.

17 11. Prior to April 21, 2012, plaintiff MIKE GABOFF was contractually retained as an
18 independent contractor by BREAK MEDIA and Next Point, Inc. and Does 1-100 to provide stunt
19 services on a shoot that would be used in association with the movie GHOST RIDER 2

20 12. On or about April 21, 2012, plaintiff MIKE GABOFF was providing services as an
21 independent contractor to provide stunt services on a shoot that would be used in association with
22 the movie GHOST RIDER 2 when defendants and each of them and DOES 1-100 so negligently,
23 carelessly, recklessly and with the conscious disregard of the safety of others so as to constitute
24 malice, planned, created, prepared, directed, controlled, managed, operated, and supervised such
25 activities, and otherwise so conducted themselves, so as to cause plaintiff to directly and legally
26 suffer the injuries and damages hereinafter enumerated.

27 13. As a direct and legal result of the affirmative acts and omissions of the defendants,
28 and each of them and DOES 1-100, plaintiff was rendered sick, sore, lame, disabled, and

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2 disordered, both internally and externally and suffered, among other things, numerous internal and
3 external injuries, severe fright, shock, pain, discomfort, and anxiety. The exact nature and extent
4 of said injuries are not known to plaintiff, who will pray leave of Court to insert the same when
5 they are ascertained. Plaintiff does not at this time know the exact duration of permanence of said
6 injuries, but is informed and believes, and thereon alleges, that some of the said injuries are
7 reasonably certain to be permanent in character.

8 14. As a further direct and legal result of the acts and omissions of the defendants, and
9 each of them and DOES 1-100, plaintiff has been forced to incur expenses for medical care, x-
10 rays, and laboratory costs, during the period of plaintiffs disability and is informed and believes
11 and thereon alleges, that plaintiff will in the future be forced to incur additional expenses of the
12 same nature, all in an amount which is at present unknown. Plaintiff will pray leave of Court to
13 show the exact amount of said expenses at the time of trial.

14 15. Plaintiff has been generally damaged in an amount within the jurisdictional limits of
15 this court.

16 **SECOND CAUSE OF ACTION**

17 (By Plaintiff MIKE GABOFF For Peculiar Risk Against All Defendants)

18 16. Plaintiff MIKE GABOFF repeats, realleges, and repleads all of the First Cause of
19 Action herein and incorporates same by reference as though set forth in full at this place.

20 17. The activities of the defendants, and each of them and DOES 1-100 as described
21 above, involved the intentional lighting on fire the body of MIKE GABOFF while at the same
22 time having MIKE GABOFF ride a motorcycle that was to jump over a body of water while on
23 fire, and other work that was likely to involve a special risk of harm to others, including the
24 plaintiff.

25 18. At all times herein, the defendants and each of them and DOES 1-100 knew or
26 should have known that such work and activity was likely to involve such risk. At all times
27 herein, the managing agent and/or officer and/or director of defendants SONY PICTURES
28 ENTERTAINMENT, BREAK, MEDIA NEXT POINT INC. and DOES 1-100 knew that the the

1
2 intentional lighting on fire the body of MIKE GABOFF while at the same time having MIKE
3 GABOFF ride a motorcycle that was to jump over a body of water while on fire, would result in—
4 and did result in a special risk of harm to MIKE GABOFF—yet despite this knowledge of this
5 danger—and inquires about the dangerousness of the stunt by MIKE GABOFF to defendants and
6 each of them, defendants SONY PICTURES ENTERTAINMENT, BREAK MEDIA,
7 NEXTPOINT, INC. and DOES 1-100 consciously chose to proceed with the dangerous activity
8 with a conscious disregard of the safety of those observing the activity.

9 19. Defendants and each of them and DOES 1-100, in conscious disregard of the safety
10 of plaintiff and others, consciously chose to not take specific safety measures appropriate to the
11 danger to avoid such risk.

12 20. Such failure on the part of defendants and each of them and DOES 1-100, was a
13 legal and proximate cause of and substantial factor in causing, the injuries and damages to plaintiff
14 as described herein.

15 **THIRD CAUSE OF ACTION**

16 (By Plaintiff MIKE GABOFF For Ultrahazardous Activity Against All Defendants)

17 21. Plaintiff MIKE GABOFF repeats, realleges, and repleads all of the First and Second
18 Causes of Action herein and incorporates same by reference as though set forth in full at this
19 place.

20 22. The work and activities of the defendants and each of them and DOES 1-100 as
21 described above in which the defendants and each of them were engaged were ultrahazardous
22 activities which included intentionally lighting on fire the body of MIKE GABOFF while at the
23 same time having MIKE GABOFF ride a motorcycle that was to jump over a body of water while
24 on fire yet consciously choosing to proceed with this dangerous activity despite requests not to do
25 so.

26 23. Defendants and each of them and DOES 1-100, in conscious disregard of the safety
27 of plaintiff and others, consciously chose to not take specific safety measures appropriate to the
28 danger to avoid such risk.

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24. As a result of defendants conduct, and each of them and DOES 1-100, and the conscious disregard of the safety of plaintiff and others, Plaintiff suffered the severe injuries and damages described herein as the direct, proximate and legal result of such ultrahazardous activities.

FOURTH CAUSE OF ACTION

(By Plaintiff MIKE GABOFF For Breach of Contract Against Break Media and Next Point Inc.)

25. Plaintiff MIKE GABOFF repeats, realleges, and repleads all of the First and Second Causes of Action herein and incorporates same by reference as though set forth in full at this place.

26. Prior to April 21, 2012, plaintiff MIKE GABOFF was contractually retained as an independent contractor by BREAK MEDIA and Next Point, Inc. and Does 1-100 to provide stunt services on a shoot that would be used in association with the movie GHOST RIDER 2. This contractual agreement included a covenant of good faith and fair dealing that BREAK MEDIA and Next Point Inc. and Does 1-100 would provide a safe environment for the set-up of the stunt to be performed by plaintiff MIKE GABOFF.

27. On or about April 21, 2012, plaintiff MIKE GABOFF was providing services as an independent contractor to provide stunt services on a shoot that would be used in association with the movie GHOST RIDER 2 but defendants BREAK MEDIA, NexPoint Inc. and Does 1-100 breached their agreement to provide a safe environment for the set-up of the stunt such as to cause plaintiff to directly and legally suffer the injuries and damages hereinafter enumerated including, but not limited to, the obligation to pay thousands of dollars for medical expenses as well as the loss of income for a period of time from an inability to work.

28. As a result of defendants BREAK MEDIA and Next Point, and each of them and DOES 1-100 breach of their contractual agreement with plaintiff MIKE GABOFF, Plaintiff suffered severe economic damages described herein as the direct, proximate and legal result of such breach of contract.

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WHEREFORE, plaintiff, MIKE GABOFF, prays judgment against defendants, and each of them, on the Causes of Action For Negligence as follows:

1. For general damages in an amount within the jurisdictional limits of this court;
2. For medical expenses and related items of expense, according to proof;
3. For loss of earnings, according to proof;
4. For loss of earning capacity, according to proof;
5. For costs of suit incurred herein;
6. For prejudgment interest according to proof; and
7. For such other and further relief as the Court may deem just and proper.

WHEREFORE, plaintiff, MIKE GABOFF, prays judgment against defendants, and each of them, on the Causes of Action For Peculiar Risk and Ultrahazardous Activity as follows:

1. For general damages in an amount within the jurisdictional limits of this court;
2. For medical expenses and related items of expense, according to proof;
3. For loss of earnings, according to proof;
4. For loss of earning capacity, according to proof;
5. For costs of suit incurred herein;
6. For prejudgment interest according to proof; and
7. For exemplary/punitive damages according to proof; and
8. For such other and further relief as the Court may deem just and proper.

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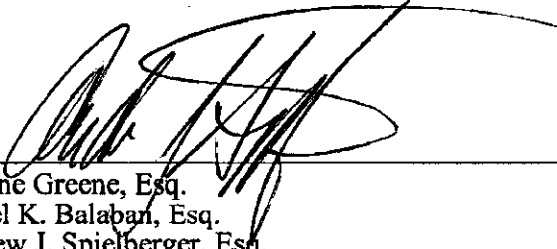
WHEREFORE, plaintiff, MIKE GABOFF, prays judgment against defendants, and each of them, on the Causes of Action For Breach of Contract as follows:

1. For foreseeable economic damages in an amount within the jurisdictional limits of this court;
2. For medical expenses and related items of expense, according to proof;
3. For loss of earnings, according to proof;
4. For costs of suit incurred herein;
5. For prejudgment interest according to proof; and
6. For such other and further relief as the Court may deem just and proper.

Dated: March 6, 2013

GREENE, BROILLET & WHEELER, LLP

BALABAN & SPIELBERGER, LLP

By: 
Browne Greene, Esq.
Daniel K. Balaban, Esq.
Andrew J. Spielberger, Esq.
Attorneys for Plaintiffs

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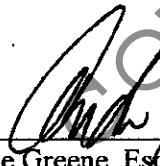
DEMAND FOR JURY TRIAL

Plaintiff hereby demands a jury trial.

Dated: February 14, 2013

GREENE, BROILLET & WHEELER, LLP

BALABAN & SPIELBERGER, LLP

By: 
Browne Greene, Esq.
Daniel K. Balaban, Esq.
Andrew J. Spielberg, Esq.
Attorneys for Plaintiffs

DEADLINE.com

FILED
LOS ANGELES SUPERIOR COURT
MAR 8 2013
JURIN A. CLARKE, CLERK
BY MARY FLORES, DEPUTY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, Street number, and address):

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Daniel K. Balaban 243652 Andrew J. Spielberger 120231
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Los Angeles, CA 90049

TELEPHONE NO.: 424-832-7677

FAX NO.: 424-832-7702

ATTORNEY FOR (Name): Michael Gaboff

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles

STREET ADDRESS: 111 N. Hill Street

MAILING ADDRESS:

CITY AND ZIP CODE: Los Angeles, CA 90012

BRANCH NAME: Stanley Mosk Courthouse

CASE NAME: SONY PICTURES ENTERTAINMENT, INC., BREAK MEDIA, NEXT POINT, INC. AND DOES 1-100 INCLUSIVE

CIVIL CASE COVER SHEET

Unlimited (Amount demanded exceeds \$25,000) **Limited** (Amount demanded is \$25,000 or less)

Complex Case Designation

Counter **Joinder**
Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

CASE NUMBER:

BC502610

JUDGE:

DEPT:

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

Auto Tort

- Auto (22)
- Uninsured motorist (46)

Other P/DP/WD (Personal Injury/Property Damage/Wrongful Death) Tort

- Asbestos (04)
- Product liability (24)
- Medical malpractice (45)
- Other P/DP/WD (23)

Non-P/DP/WD (Other) Tort

- Business tort/unfair business practice (07)
- Civil rights (08)
- Defamation (13)
- Fraud (16)
- Intellectual property (19)
- Professional negligence (25)
- Other non-P/DP/WD tort (35)

Employment

- Wrongful termination (36)
- Other employment (15)

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)
- Other real property (26)

Unlawful Detainer

- Commercial (31)
- Residential (32)
- Drugs (38)

Judicial Review

- Asset forfeiture (05)
- Petition re: arbitration award (11)
- Writ of mandate (02)
- Other judicial review (39)

Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403)

- Antitrust/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)

2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:

- a. Large number of separately represented parties
- b. Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
- c. Substantial amount of documentary evidence
- d. Large number of witnesses
- e. Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
- f. Substantial postjudgment judicial supervision

3. Remedies sought (check all that apply): a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive

4. Number of causes of action (specify): 4

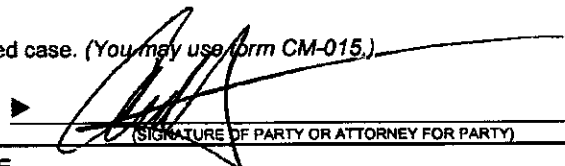
5. This case is is not a class action suit.

6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: March 6, 2013

Andrew J. Spielberger

(TYPE OR PRINT NAME)


(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet 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 plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES

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) Tort

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-PI/PD/WD (Other) Tort

Business Tort/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-PI/PD/WD Tort (35)

Employment

Wrongful Termination (36) Other Employment (15)

Contract

Breach of Contract/Warranty (06)
Breach of Rental/Lease
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., quiet 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 Forfeiture (05)
Petition Re: Arbitration Award (11)
Writ of Mandate (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

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 Litigation (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*)
Petition/Certification of Entry of Judgment on Unpaid Taxes
Other Enforcement of Judgment Case

Miscellaneous Civil Complaint

RICO (27)
Other Complaint (*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)
Civil Harassment
Workplace Violence
Elder/Dependent Adult Abuse
Election Contest
Petition for Name Change
Petition for Relief From Late Claim
Other Civil Petition

**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 12 HOURS/ DAYS

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)

- | | |
|--|--|
| 1. Class actions must be filed in the Stanley Mosk Courthouse, central district. | 6. Location of property or permanently garaged vehicle. |
| 2. May be filed in central (other county, or no bodily injury/property damage). | 7. Location where petitioner resides. |
| 3. Location where cause of action arose. | 8. Location wherein defendant/respondent functions wholly. |
| 4. Location where bodily injury, death or damage occurred. | 9. Location where one or more of the parties reside. |
| 5. Location where performance required or defendant resides. | 10. 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 Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto Tort	Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
	Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Other Personal Injury/ Property Damage/ Wrongful Death Tort	Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage	2.
		<input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2.
	Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
	Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons	1., 4.
		<input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4.
Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1., 4.	
	<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1., 4.	
	<input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress	1., 3.	
	<input checked="" type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4.	

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	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Non-Personal Injury/Property Damage/ Wrongful Death Tort	Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 3.
	Civil Rights (08)	<input type="checkbox"/> A6005 Civil Rights/Discrimination	1., 2., 3.
	Defamation (13)	<input type="checkbox"/> A6010 Defamation (slander/libel)	1., 2., 3.
	Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1., 2., 3.
	Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice <input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3. 1., 2., 3.
	Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	2., 3.
Employment	Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
	Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals	1., 2., 3. 10.
Contract	Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) <input type="checkbox"/> A6008 Contract/Warranty Breach - Seller Plaintiff (no fraud/negligence) <input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud) <input checked="" type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	2., 5. 2., 5. 1., 2., 5. 1., 2., 5.
	Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff <input type="checkbox"/> A6012 Other Promissory Note/Collections Case	2., 5., 6. 2., 5.
	Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
	Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud <input type="checkbox"/> A6031 Tortious Interference <input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 5. 1., 2., 3., 5. 1., 2., 3., 8.
	Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2.
Real Property	Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
	Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure <input type="checkbox"/> A6032 Quiet Title <input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6. 2., 6. 2., 6.
	Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer	Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
	Unlawful Detainer- Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2., 6.
	Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.

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A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2., 6.
Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 5.
Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus <input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter <input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2., 8. 2. 2.
Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ/Judicial Review	2., 8.
Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1., 2., 8.
Construction Defect (10)	<input type="checkbox"/> A6007 Construction Defect	1., 2., 3.
Claims Involving Mass Tort (40)	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1., 2., 8.
Securities Litigation (28)	<input type="checkbox"/> A6035 Securities Litigation Case	1., 2., 8.
Toxic Tort Environmental (30)	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1., 2., 3., 8.
Insurance Coverage Claims from Complex Case (41)	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.
Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment <input type="checkbox"/> A6160 Abstract of Judgment <input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations) <input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes) <input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax <input checked="" type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 9. 2., 6. 2., 9. 2., 8. 2., 8. 2., 8., 9.
RICO (27)	<input checked="" type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.
Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only <input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment) <input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex) <input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8. 2., 8. 1., 2., 8. 1., 2., 8.
Partnership Corporation Governance (21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2., 8.
Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment <input type="checkbox"/> A6123 Workplace Harassment <input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case <input type="checkbox"/> A6190 Election Contest <input type="checkbox"/> A6110 Petition for Change of Name <input type="checkbox"/> A6170 Petition for Relief from Late Claim Law <input type="checkbox"/> A6100 Other Civil Petition	2., 3., 9. 2., 3., 9. 2., 3., 9. 2. 2., 7. 2., 3., 4., 8. 2., 9.

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Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

REASON: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case. <input checked="" type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input type="checkbox"/> 3. <input checked="" type="checkbox"/> 4. <input checked="" type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10.		ADDRESS: 5757 Wilshire Boulevard, Suite 300
CITY: Los Angeles	STATE: CA	ZIP CODE: 90036

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 Los Angeles-Stanley Mosk 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: 3/6/13


(SIGNATURE OF ATTORNEY 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.
4. 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 CIV-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.

