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Los Angeles Superior Court

JAN 30 2013

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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES - CENTRAL DISTRICT

STEPHANIE SHAW, an individual,

Plaintiff,

vs.

COLONY ADVISORS, LLC., a
Delaware Limited Liability
Company; RICHARD NANULA, an
individual; and DOES 1 through 100,
inclusive,

Defendants.

Case No.:

BC500153

COMPLAINT FOR:

1. INTERFERENCE WITH AND FAILURE TO PROVIDE LEAVE IN VIOLATION OF THE CALIFORNIA FAMILY RIGHTS ACT ("CFRA") AND FAMILY MEDICAL LEAVE ACT ("FMLA");
2. INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS;
3. DISCRIMINATION BASED ON GENDER IN VIOLATION OF GOVERNMENT CODE § 12940 ET SEQ. (THE FAIR EMPLOYMENT AND HOUSING ACT ["FEHA"]);
4. SEXUAL HARASSMENT IN VIOLATION OF THE FEHA;
5. RETALIATION IN VIOLATION OF THE FEHA;
6. FAILURE TO PREVENT DISCRIMINATION AND HARASSMENT IN VIOLATION OF THE FEHA;
7. WRONGFUL CONSTRUCTIVE TERMINATION IN VIOLATION OF FEHA; AND
8. WRONGFUL CONSTRUCTIVE TERMINATION IN VIOLATION OF PUBLIC POLICY.

DEMAND FOR JURY TRIAL.

COMPLAINT

RECEIPT # : CCH42980077
DATE PAID : 01/30/13 02:37 PM
PAYMENT OF : \$435.00
RECEIVED BY :
CHECK # :
CASH :
CHANGE :
TEND :
\$435.00
\$0.00
\$0.00
\$0.00
310

CIT/CASE: BC500153
LEN/JER#:

14 Jerry Green

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157 3887 3.5

1 Plaintiff, STEPHANIE SHAW, hereby brings her Complaint against the above-named
2 Defendants and states and alleges as follows:

3 **PRELIMINARY ALLEGATIONS**

4 1. At all times herein mentioned, and at the time the cause of action arose, Plaintiff
5 STEPHANIE SHAW ("Plaintiff") was an individual and resident of the State of California,
6 County of Los Angeles, and at all relevant times was employed by Defendants in the State of
7 California, County of Los Angeles.

8 2. Plaintiff is informed, believes, and based thereon alleges that at all times mentioned
9 herein Defendant COLONY ADVISORS, LLC. ("Defendant Colony"), was, and is, a Delaware
10 Limited Liability Company doing business in the State of California, County of Los Angeles.

11 3. Plaintiff is informed, believes, and based thereon alleges that at all times mentioned
12 herein Defendant RICHARD NANULA ("Defendant Nanula"), was an individual and resident of
13 the State of California, County of Los Angeles, and at all relevant times was employed by
14 Defendant Colony as a Principal in the State of California, County of Los Angeles.

15 4. Plaintiff is unaware of the true names and capacities of Defendants sued herein as
16 Does 1 through 100, inclusive, and for that reason sues said Defendants by such fictitious names.
17 Plaintiff will file and serve an amendment to this Complaint alleging the true names and
18 capacities of said fictitiously named Defendants if and when such true names and capacities
19 become known to Plaintiff.

20 5. Plaintiff is informed, believes, and based thereon alleges that each of the fictitiously
21 named Defendants is responsible in some manner for, and proximately caused, the harm and
22 damages alleged herein below.

23 6. Plaintiff is informed, believes, and based thereon alleges that each of the Defendants
24 named herein acted as the employee, agent, spouse, partner, alter-ego and/or joint venturer of
25 each of the other Defendants named herein and, in doing the acts and in carrying out the
26 wrongful conduct alleged herein, each of said Defendants acted within the scope of said
27 relationship and with the permission, consent and ratification of each of the other Defendants
28 named herein.

1 7. Hereinafter in the Complaint, unless otherwise specified, reference to a Defendant or
2 Defendants shall refer to all Defendants, and each of them.

3 8. Plaintiff commenced employment with Defendant Colony on or about February 24,
4 2011 as a temporary to direct hire. On or about June 1, 2011, Plaintiff was hired as a permanent
5 paralegal. At all relevant times during her employment, Plaintiff performed her duties
6 competently and professionally, and became a valued member of Defendant Colony's
7 organization. In fact, she had never been subjected to disciplinary action, was given an excellent
8 review for her work, and even received a bonus as a result of her outstanding work performance.

9 9. Unfortunately, on or about January 30, 2012, Plaintiff was subjected to inappropriate
10 workplace conduct. Plaintiff was engaged in a conversation with her colleague, K.C. Brooks,
11 when she felt someone squeeze and grope her buttocks. This touching was unwelcome, extreme,
12 and offensive. When she turned around Plaintiff observed Defendant Nanula walking away, and
13 then heard him say, "uh-oh."

14 10. Plaintiff immediately felt shocked, humiliated and demoralized by Defendant
15 Nanula's conduct. At first she attempted to refocus on her conversation with Ms. Brooks,
16 however, she was too upset to continue the conversation and returned to her desk.

17 11. Plaintiff immediately reported Defendant Nanula's conduct to her supervisor, Linda
18 Bodenstein. Plaintiff is informed and believes, and based thereon alleges, that her report was
19 largely ignored.

20 12. Plaintiff finished the workday, then went home, and immediately began to cry
21 uncontrollably.

22 13. A couple of days after Defendant Nanula's inappropriate act, Plaintiff began suffering
23 from insomnia and nightmares. She also suffered from fits of uncontrollable crying.

24 14. While at first so humiliated by Defendant Nanula's act that she was unable to tell
25 anyone outside of work about the incident, Plaintiff eventually confided in her fiancée about the
26 incident. Plaintiff's fiancée encouraged her to report the conduct to Defendant Colony's Human
27 Resources.

28

1 15. On or about March 26, 2012, Plaintiff reported Defendant Nanula's conduct to
2 Defendant Colony Human Resources employee, Katrina Clarkson. Ms. Clarkson asked Plaintiff
3 to submit a written complaint to her and Defendant Colony Human Resources Director, John
4 Schroeder.

5 16. On or about March 27, 2012, Plaintiff submitted a written complaint to Ms. Clarkson
6 and Mr. Schroeder.

7 17. On or about March 27, 2012, Plaintiff was called into Mr. Schroeder's office to speak
8 with him and Ms. Clarkson. Plaintiff narrated the events of January 30, 2012 in detail. At that
9 time, Mr. Schroeder told Plaintiff that her complaint would be investigated. Plaintiff is informed
10 and believes, and based thereon alleges, that only a cursory investigation, if any, was conducted.

11 18. The next day, on or about March 28, 2012, during a meeting between Mr. Schroeder,
12 Ms. Clarkson, and Plaintiff, Mr. Schroeder informed Plaintiff that they had investigated her
13 complaint and that they could not corroborate her account of events.

14 19. On or about March 29, 2012, Plaintiff approached Mr. Schroeder about the
15 investigation. Mr. Schroeder told her that Ms. Brooks had corroborated having a conversation
16 with Plaintiff, but did not recall any touching, and that Ms. Bodenstein had corroborated the fact
17 that Plaintiff reported an incident, but stated that Plaintiff "didn't seem that shaken." Finally,
18 Defendant Nanula denied the conduct. Plaintiff is informed, believes, and based thereon alleges,
19 that Defendant Colony failed to interview other potential witnesses. At the conclusion of their
20 meeting, Mr. Schroeder stated, "we hope you can get over it."

21 20. Plaintiff, however, continued to have trouble sleeping and felt increasingly depressed
22 and helpless. Each day at work she felt physically ill and suffered from nausea and upset
23 stomach. She was in a constant state of stress and feared another encounter with Defendant
24 Nanula, so much so that she often took the nearby elevator instead of the more distant stairs to go
25 up one floor.

26 21. Plaintiff was prescribed medication by her doctor to address her insomnia,
27 nightmares, and stress. She also began seeing a psychotherapist to help her cope with the
28 emotional distress following the January incident and continuing workplace anxiety.

1 22. Following her report of Defendant Nanula's inappropriate conduct, the work
2 environment at Defendant Colony turned hostile for Plaintiff. She noticed an abrupt shift in how
3 she was treated by her supervisors and colleagues. Suddenly, she began receiving criticism and
4 complaints for minor mistakes or for having her music on. Plaintiff had never had any
5 interpersonal or professional difficulties at work prior to her report about Defendant Nanula's
6 conduct.

7 23. The hostile environment intensified. For example, on or about April 11, 2012,
8 Plaintiff briefly stepped away from her desk to scan some documents. When she returned, she
9 discovered a document featuring approximately twenty (20) cartoon drawings of female buttocks
10 with descriptive names under each cartoon. When she looked up, she noted another Defendant
11 Colony employee smirking at her.

12 24. This document made Plaintiff feel humiliated, vulnerable, and insecure. She
13 immediately began to suffer an anxiety attack. She experienced extreme stomach pain, nausea,
14 and was concerned that she was suffering from an ulcer.

15 25. Plaintiff immediately took the document to Mr. Schroeder and told him that she was
16 ill, and had to leave for the day.

17 26. Plaintiff was examined by a doctor and prescribed medication for her stomach pain.
18 The doctor diagnosed Plaintiff with Post Traumatic Stress Disorder (PTSD) stemming from the
19 harassment and retaliation she faced at work. Plaintiff was placed on medical leave. Plaintiff
20 immediately informed Ms. Bodenstein, Mr. Schroeder, and Ms. Clarkson of her medical leave.

21 27. On or about April 12, 2012, Plaintiff emailed a copy of the above mentioned
22 drawings to Mr. Schroeder and asked him to investigate the matter, including reviewing any
23 videotape footage that may have captured the incident. She also asked Mr. Schroeder to address
24 the hostile work environment.

25 28. On or about April 12, 2012, Defendant Colony's Human Resources Manager told
26 Plaintiff that she was not eligible for FMLA leave. Plaintiff was instructed to use any sick days,
27 vacation days, or personal days to cover her absence. Nothing was said about CFRA leave.
28

1 29. Plaintiff continued to seek treatment for her stress and anxiety. On or about April 24,
2 2012, Plaintiff's doctor sent another note to Mr. Schroeder stating that Plaintiff continued to
3 suffer stress and anxiety and was unable to return to work.

4 30. Therefore, on or about April 24, 2012, Plaintiff was constructively terminated.

5 31. Currently Plaintiff is on total temporary disability until April 1, 2013.

6 **FIRST CAUSE OF ACTION**

7 **INTERFERENCE WITH AND FAILURE TO PROVIDE LEAVE IN VIOLATION**
8 **OF THE CALIFORNIA FAMILY RIGHTS ACT ("CFRA") AND FAMILY**
9 **MEDICAL LEAVE ACT ("FMLA")**
10 **(Against Defendants COLONY ADVISORS, LLC., and DOES 1 through 100)**

11 32. Plaintiff hereby realleges and incorporates by reference paragraphs 1 through 31,
12 inclusive, of this Complaint as if set forth at this place.

13 33. All relevant times herein, Plaintiff was entitled to protected leave under the California
14 Family Rights Act (CFRA) and Family Medical Leave Act (FMLA).and/or Defendants
15 represented to Plaintiff that she was entitled to protected leave under the California Family
16 Rights Act and the Family Medical Leave Act

17 34. Plaintiff was at all relevant times a full time employee of Defendants and had worked
18 in excess of 1,250 hours. Plaintiff was therefore an eligible employee under the CFRA. (Govt.
19 Code, § 12945.2.)

20 35. At all relevant times, Defendants employed more than fifty (50) employees and thus
21 were an employer covered by CFRA. (Govt. Code, § 12945.2, subd. (c)(1).)

22 36. Plaintiff requested leave under the CFRA due to the occasional "flare-up" of her IBS
23 in or about July/August 2009. Defendant (a) was aware that Plaintiff was qualified to take
24 CFRA/FMLA related leave but refused to provide said leave to her on August 23, 2009. Plaintiff
25 requested leave that was based on reasons that qualified as CFRA/FMLA leave.

26 37. On or about April 12, 2012, Plaintiff requested leave under the CFRA due to her
27 extreme stomach pain, nausea, and PTSD. Plaintiff requested leave that was based on reasons
28 that qualified as CFRA/FMLA leave.

1 38. Defendants were aware that Plaintiff was qualified to take CFRA/FMLA related
2 leave, but refused to provide said leave to her on April 12, 2012.

3 39. Defendants ultimately terminated Plaintiff's employment because she asked to utilize
4 the protected medical leave to which she was entitled.

5 40. Plaintiff is informed, believes, and based thereon alleges that Defendants failed to
6 grant or, at the very least, substantially burdened and interfered with her proper medical leave
7 request.

8 41. As a proximate result of the aforesaid acts of Defendants, Plaintiff has suffered
9 actual, consequential and incidental financial losses, including without limitation, loss of salary
10 and benefits, and the intangible loss of employment related opportunities in her field and damage
11 to her professional reputation, all in an amount subject to proof at the time of trial. Plaintiff
12 claims such amounts as damages pursuant to Government Code section 3287 and/or section 3288
13 and/or any other provision of law providing for prejudgment interest.

14 **SECOND CAUSE OF ACTION**

15 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**

16 **(Against Defendant RICHARD NANULA, and DOES 1 through 100)**

17 42. Plaintiff hereby realleges and incorporates by reference paragraphs 1 through 31,
18 inclusive, of this Complaint as if set forth at this place.

19 43. Defendant Nanula engaged in outrageous conduct towards Plaintiff with the intention
20 to cause, or with reckless disregard for the probability of causing her to suffer severe emotional
21 distress, and with wanton and reckless disregard for the injurious result to Plaintiff. As set forth
22 above, Defendant Nanula intentionally and recklessly sexually and physically assaulted Plaintiff.

23 44. As a direct and proximate cause of the aforementioned despicable acts of Defendant
24 Nanula, Plaintiff has suffered severe emotional distress. Defendant Nanula's acts were
25 intentional, and done with malicious and oppressive intent.

26 45. As a proximate result of the wrongful acts of Defendants, Plaintiff has suffered and
27 continues to suffer emotional distress, humiliation, mental anguish and embarrassment, as well
28 as the manifestation of physical symptoms. Plaintiff is informed and believes, and thereupon

1 alleges, that she will continue to experience said physical and emotional suffering for a period in
2 the future not presently ascertainable, all in an amount subject to proof at the time of trial.

3 46. Defendants, and each of them, committed the acts alleged herein recklessly,
4 maliciously, fraudulently, and oppressively, with the wrongful intention of injuring Plaintiff, for
5 an improper and evil motive amounting to malice, as described above, and which abused and/or
6 prevented the existence of any conditional privilege, which in fact did not exist, and with
7 reckless and conscious disregard of Plaintiff's rights. All actions of Defendants and each of
8 them, their agents and employees, herein alleged were known, ratified and approved by
9 Defendants, and each of them. Plaintiff thus is entitled to recover punitive and exemplary
10 damages from Defendants, and each of them, for these wanton, obnoxious, and despicable acts in
11 an amount based on the wealth and ability to pay according to proof at time of trial.

12 47. As a proximate result of the wrongful acts of Defendants, Plaintiff has suffered and
13 continues to suffer emotional distress, humiliation, mental anguish and embarrassment, as well
14 as the manifestation of physical symptoms. Plaintiff is informed and believes, and thereupon
15 alleges, that she will continue to experience said physical and emotional suffering for a period in
16 the future not presently ascertainable, all in an amount subject to proof at the time of trial.

17 48. Defendant Colony had in place policies and procedures that specifically prohibited
18 and required Defendant Colony's managers, officers, and agents to prevent disability
19 discrimination, retaliation based on disability, and harassment/hostile work environment against
20 and upon employees of Defendant Colony. Defendant Nanula was a manager, officer, and/or
21 agent of Defendant Colony and was aware of Defendant Colony's policies and procedures
22 requiring Defendant Colony's managers, officers, and agents to prevent, and investigate
23 disability discrimination, retaliation based on disability, and harassment/hostile work
24 environment against and upon employees of Defendant Colony. Furthermore, Defendant Nanula
25 maintained broad discretionary powers regarding staffing, managing, hiring, firing, contracting,
26 supervising, assessing and establishing of corporate policy and practice in the defendant's
27 facilities. However, Defendant Nanula chose to consciously and willfully ignore said policies
28 and procedures and therefore, his outrageous conduct was fraudulent, malicious, oppressive, and

1 was done in wanton disregard for the rights of Plaintiff and the rights and duties owed by each
2 Defendant to Plaintiff. Each Defendant aided, abetted, participated in, authorized, ratified,
3 and/or conspired to engage in the wrongful conduct alleged above. Plaintiff should, therefore, be
4 awarded exemplary and punitive damages against each Defendant in an amount to be established
5 that is appropriate to punish each Defendant and deter others from engaging in such conduct.

6 **THIRD CAUSE OF ACTION**

7 **DISCRIMINATION BASED ON GENDER**

8 **IN VIOLATION OF GOVERNEMENT CODE SECTION 12940, ET. SEQ.**

9 **(Against Defendants COLONY ADVISORS, LLC., and DOES 1 through 100)**

10 49. Plaintiff hereby realleges and incorporates by reference paragraphs 1 through 31,
11 inclusive, of this Complaint as if set forth at this place.

12 50. At all times herein mentioned, Government Code section 12940 et seq., was in full
13 force and effect and was binding on Defendants, as Defendants regularly employed five (5) or
14 more persons.

15 51. Government Code section 12940, subdivision (a) requires Defendants to refrain from
16 discriminating against any employee on the basis of gender.

17 52. Plaintiff is informed and believes, and thereon alleges, that Defendants failed to
18 investigate and prevent the discrimination and harassment of Plaintiff because of her gender.

19 53. The above said acts of Defendants constituted gender discrimination in violation of
20 public policy and in violation of Government Code section 12940, subdivision (a).

21 54. As a proximate result of the aforesaid acts of Defendants, Plaintiff has suffered
22 actual, consequential and incidental financial losses, including without limitation, loss of salary
23 and benefits, and the intangible loss of employment related opportunities in her field and damage
24 to her professional reputation, all in an amount subject to proof at the time of trial. Plaintiff
25 claims such amounts as damages pursuant to Government Code section 3287 and/or section 3288
26 and/or any other provision of law providing for prejudgment interest.

27 55. As a proximate result of the wrongful acts of Defendants, Plaintiff has suffered and
28 continues to suffer emotional distress, humiliation, mental anguish and embarrassment, as well

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1 as the manifestation of physical symptoms. Plaintiff is informed and believes, and thereupon
2 alleges, that she will continue to experience said physical and emotional suffering for a period in
3 the future not presently ascertainable, all in an amount subject to proof at the time of trial.

4 56. As a proximate result of the wrongful acts of Defendants, Plaintiff has been forced to
5 hire attorneys to prosecute her claims herein, and has incurred and is expected to continue to
6 incur attorneys' fees and costs in connection therewith. Plaintiff is entitled to recover attorneys'
7 fees and costs under Government Code section 12965, subdivision (b).

8 57. Defendant Colony had in place policies and procedures that specifically prohibited
9 and required Defendant Colony's managers, officers, and agents to prevent gender
10 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
11 against and upon employees of Defendant Colony. Defendant Nanula was a manager, officer,
12 and/or agent of Defendant Colony and was aware of Defendant Colony's policies and procedures
13 requiring Defendant Colony's managers, officers, and agents to prevent, and investigate gender
14 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
15 against and upon employees of Defendant Colony. Furthermore, Defendant Nanula maintained
16 broad discretionary powers regarding staffing, managing, hiring, firing, contracting, supervising,
17 assessing and establishing of corporate policy and practice in the defendant's facilities.

18 However, Defendant Nanula chose to consciously and willfully ignore said policies and
19 procedures and therefore, his outrageous conduct was fraudulent, malicious, oppressive, and was
20 done in wanton disregard for the rights of Plaintiff and the rights and duties owed by each
21 Defendant to Plaintiff. Each Defendant aided, abetted, participated in, authorized, ratified,
22 and/or conspired to engage in the wrongful conduct alleged above. Plaintiff should, therefore, be
23 awarded exemplary and punitive damages against each Defendant in an amount to be established
24 that is appropriate to punish each Defendant and deter others from engaging in such conduct.

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1 **FOURTH CAUSE OF ACTION**

2 **SEXUAL HARASSMENT**

3 **IN VIOLATION OF GOVERNMENT CODE SECTION 12940, ET SEQ.**

4 **(Against All Defendants)**

5 58. Plaintiff hereby realleges and incorporates by reference paragraphs 1 through 31,
6 inclusive, of this Complaint as if set forth at this place.

7 59. At all times herein mentioned, Government Code section 12940 et seq. was in full
8 force and effect and was binding on Defendants, as Defendants regularly employed five (5) or
9 more persons.

10 60. Government Code section 12940, subdivision (k) provides that is an unlawful
11 employment practice for an employer or any other person, because of gender or sex, to harass an
12 employee and that any entity shall take all reasonable steps to prevent harassment from
13 occurring.

14 61. Plaintiff is informed and believes, and based thereon alleges, that Defendants
15 willfully and intentionally engaged in a course of conduct designed to harass and intimidate
16 Plaintiff by creating a hostile work environment.

17 62. Defendants conduct included, but is not limited to, failing to investigate Defendant
18 Nanula's inappropriate conduct, issuing Plaintiff unfounded criticism and complaints, and
19 leaving Plaintiff an offensive drawing of the female buttocks on her desk.

20 63. Despite full knowledge of Defendants conduct, Defendants failed to take immediate
21 and appropriate corrective action to prevent the harassment from continuing. At no time did
22 Defendants take any action in regards to this serious and pervasive conduct.

23 64. Defendants' conduct was a concerted pattern of harassment of a repeated and
24 generalized nature. Plaintiff alleges that Defendants' conduct created an unreasonably abusive
25 and offensive work environment.

26 65. Defendants' conduct, as described herein, was offensive and abusive and based on
27 Plaintiff's gender / sex, and upon Plaintiff's complaints to Defendants regarding such conduct.
28 Defendants' actions were so severe and pervasive that they altered the conditions of Plaintiff's

1 employment. Plaintiff was diagnosed with Post Traumatic Stress Disorder (PTSD) stemming
2 from the harassment and retaliation she faced at work.

3 66. As a proximate result of the aforesaid acts of Defendants, Plaintiff has suffered
4 actual, consequential and incidental financial losses, including without limitation, loss of salary
5 and benefits, and the intangible loss of employment related opportunities in her field and damage
6 to her professional reputation, all in an amount subject to proof at the time of trial. Plaintiff
7 claims such amounts as damages pursuant to Civil Code section 3287 and/or section 3288 and/or
8 any other provision of law providing for prejudgment interest.

9 67. As a proximate result of the wrongful acts of Defendants, Plaintiff has suffered and
10 continues to suffer emotional distress, humiliation, mental anguish and embarrassment, as well
11 as the manifestation of physical symptoms. Plaintiff is informed and believes, and thereupon
12 alleges, that she will continue to experience said physical and emotional suffering for a period in
13 the future not presently ascertainable, all in an amount subject to proof at the time of trial.

14 68. As a proximate result of the wrongful acts of Defendants, Plaintiff has been forced to
15 hire attorneys to prosecute her claims herein, and has incurred and is expected to continue to
16 incur attorneys' fees and costs in connection therewith. Plaintiff is entitled to recover attorneys'
17 fees and costs under Government Code section 12965, subdivision (b).

18 69. Defendant Colony had in place policies and procedures that specifically prohibited
19 and required Defendant Colony's managers, officers, and agents to prevent gender
20 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
21 against and upon employees of Defendant Colony. Defendant Nanula was a manager, officer,
22 and/or agent of Defendant Colony and was aware of Defendant Colony's policies and procedures
23 requiring Defendant Colony's managers, officers, and agents to prevent, and investigate gender
24 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
25 against and upon employees of Defendant Colony. Furthermore, Defendant Nanula maintained
26 broad discretionary powers regarding staffing, managing, hiring, firing, contracting, supervising,
27 assessing and establishing of corporate policy and practice in the defendant's facilities.
28 However, Defendant Nanula chose to consciously and willfully ignore said policies and

1 procedures and therefore, his outrageous conduct was fraudulent, malicious, oppressive, and was
2 done in wanton disregard for the rights of Plaintiff and the rights and duties owed by each
3 Defendant to Plaintiff. Each Defendant aided, abetted, participated in, authorized, ratified,
4 and/or conspired to engage in the wrongful conduct alleged above. Plaintiff should, therefore, be
5 awarded exemplary and punitive damages against each Defendant in an amount to be established
6 that is appropriate to punish each Defendant and deter others from engaging in such conduct.

7 **FIFTH CAUSE OF ACTION**

8 **RETALIATION**

9 **IN VIOLATION OF GOVERNMENT CODE SECTION 12940, ET SEQ.**

10 **(Against Defendants COLONY ADVISORS, LLC., and DOES 1 through 100)**

11 70. Plaintiff hereby realleges and incorporates by reference paragraphs 1 through 31,
12 inclusive, of this Complaint as if set forth at this place.

13 71. At all times herein mentioned, Government Code section 12940 et seq. was in full
14 force and effect and was binding on Defendants, as Defendants regularly employed five (5) or
15 more persons.

16 72. Government Code section 12940, subdivision (h) makes it unlawful for any person to
17 retaliate against an employee who has opposed a discriminatory practice.

18 73. Defendants' conduct, as alleged above, constituted unlawful retaliation in
19 employment on account of Plaintiff's gender in violation of Government Code section 12940,
20 subdivision (h).

21 74. Plaintiff suffered an adverse employment action, including but not limited to
22 constructive termination.

23 75. As a proximate result of the aforesaid acts of Defendants, Plaintiff has suffered
24 actual, consequential and incidental financial losses, including without limitation, loss of salary
25 and benefits, and the intangible loss of employment related opportunities in her field and damage
26 to her professional reputation, all in an amount subject to proof at the time of trial. Plaintiff
27 claims such amounts as damages pursuant to Civil Code section 3287 and/or section 3288 and/or
28 any other provision of law providing for prejudgment interest.

1 76. As a proximate result of the wrongful acts of Defendants, Plaintiff has suffered and
2 continues to suffer emotional distress, humiliation, mental anguish and embarrassment, as well
3 as the manifestation of physical symptoms. Plaintiff is informed and believes, and thereupon
4 alleges, that she will continue to experience said physical and emotional suffering for a period in
5 the future not presently ascertainable, all in an amount subject to proof at the time of trial.

6 77. As a proximate result of the wrongful acts of Defendants, Plaintiff has been forced to
7 hire attorneys to prosecute her claims herein, and has incurred and is expected to continue to
8 incur attorneys' fees and costs in connection therewith. Plaintiff is entitled to recover attorneys'
9 fees and costs under Government Code section 12965, subdivision (b).

10 78. Defendant Colony had in place policies and procedures that specifically prohibited
11 and required Defendant Colony's managers, officers, and agents to prevent gender
12 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
13 against and upon employees of Defendant Colony. Defendant Nanula was a manager, officer,
14 and/or agent of Defendant Colony and was aware of Defendant Colony's policies and procedures
15 requiring Defendant Colony's managers, officers, and agents to prevent, and investigate gender
16 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
17 against and upon employees of Defendant Colony. Furthermore, Defendant Nanula maintained
18 broad discretionary powers regarding staffing, managing, hiring, firing, contracting, supervising,
19 assessing and establishing of corporate policy and practice in the defendant's facilities.
20 However, Defendant Nanula chose to consciously and willfully ignore said policies and
21 procedures and therefore, his outrageous conduct was fraudulent, malicious, oppressive, and was
22 done in wanton disregard for the rights of Plaintiff and the rights and duties owed by each
23 Defendant to Plaintiff. Each Defendant aided, abetted, participated in, authorized, ratified,
24 and/or conspired to engage in the wrongful conduct alleged above. Plaintiff should, therefore, be
25 awarded exemplary and punitive damages against each Defendant in an amount to be established
26 that is appropriate to punish each Defendant and deter others from engaging in such conduct.

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SIXTH CAUSE OF ACTION

**FAILURE TO PREVENT DISCRIMINATION AND HARASSMENT
IN VIOLATION OF GOVERNMENT CODE SECTION 12940, ET SEQ.**

(Against Defendants COLONY ADVISORS, LLC., and DOES 1 through 100)

79. Plaintiff hereby realleges and incorporates by reference paragraphs 1 through 31, inclusive, of this Complaint as if set forth at this place.

80. At all times mentioned herein, Government Code Section 12940, et seq., including but not limited to Section 12940, subdivisions (j) and (k), was in full force and effect and was binding upon Defendants and each of them. These sections impose on an employer a duty to take immediate and appropriate corrective action to end discrimination and harassment and take all reasonable steps necessary to prevent discrimination and harassment from occurring, among other things.

81. Defendants failed to take immediate and appropriate corrective action to end the discrimination and harassment. Defendants also failed to take all reasonable steps necessary to prevent the harassment and discrimination from occurring.

82. In failing and/or refusing to take immediate and appropriate corrective action to end the discrimination and harassment and in failing and/or refusing to take and or all reasonable steps necessary to prevent harassment and discrimination from occurring, Defendants violated Government Code section 12940, subdivisions (j) and (k), causing Plaintiff to suffer damages as set forth below.

83. As a proximate result of the aforesaid acts of Defendants, Plaintiff has suffered actual, consequential and incidental financial losses, including without limitation, loss of salary and benefits, and the intangible loss of employment related opportunities in her field and damage to her professional reputation, all in an amount subject to proof at the time of trial. Plaintiff claims such amounts as damages pursuant to Civil Code section 3287 and/or section 3288 and/or any other provision of law providing for prejudgment interest.

84. As a proximate result of the wrongful acts of Defendants, Plaintiff has suffered and continues to suffer emotional distress, humiliation, mental anguish and embarrassment, as well

1 as the manifestation of physical symptoms. Plaintiff is informed and believes, and thereupon
2 alleges, that she will continue to experience said physical and emotional suffering for a period in
3 the future not presently ascertainable, all in an amount subject to proof at the time of trial.

4 85. As a proximate result of the wrongful acts of Defendants, Plaintiff has been forced to
5 hire attorneys to prosecute her claims herein, and has incurred and is expected to continue to
6 incur attorneys' fees and costs in connection therewith. Plaintiff is entitled to recover attorneys'
7 fees and costs under Government Code section 12965, subdivision (b).

8 86. Defendant Colony had in place policies and procedures that specifically prohibited
9 and required Defendant Colony's managers, officers, and agents to prevent gender
10 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
11 against and upon employees of Defendant Colony. Defendant Nanula was a manager, officer,
12 and/or agent of Defendant Colony and was aware of Defendant Colony's policies and procedures
13 requiring Defendant Colony's managers, officers, and agents to prevent, and investigate gender
14 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
15 against and upon employees of Defendant Colony. Furthermore, Defendant Nanula maintained
16 broad discretionary powers regarding staffing, managing, hiring, firing, contracting, supervising,
17 assessing and establishing of corporate policy and practice in the defendant's facilities.

18 However, Defendant Nanula chose to consciously and willfully ignore said policies and
19 procedures and therefore, his outrageous conduct was fraudulent, malicious, oppressive, and was
20 done in wanton disregard for the rights of Plaintiff and the rights and duties owed by each
21 Defendant to Plaintiff. Each Defendant aided, abetted, participated in, authorized, ratified,
22 and/or conspired to engage in the wrongful conduct alleged above. Plaintiff should, therefore, be
23 awarded exemplary and punitive damages against each Defendant in an amount to be established
24 that is appropriate to punish each Defendant and deter others from engaging in such conduct.

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1 incur attorneys' fees and costs in connection therewith. Plaintiff is entitled to recover attorneys'
2 fees and costs under Government Code section 12965, subdivision (b).

3 94. Defendant Colony had in place policies and procedures that specifically prohibited
4 and required Defendant Colony's managers, officers, and agents to prevent gender
5 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
6 against and upon employees of Defendant Colony. Defendant Nanula was a manager, officer,
7 and/or agent of Defendant Colony and was aware of Defendant Colony's policies and procedures
8 requiring Defendant Colony's managers, officers, and agents to prevent, and investigate gender
9 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
10 against and upon employees of Defendant Colony. Furthermore, Defendant Nanula maintained
11 broad discretionary powers regarding staffing, managing, hiring, firing, contracting, supervising,
12 assessing and establishing of corporate policy and practice in the defendant's facilities.
13 However, Defendant Nanula chose to consciously and willfully ignore said policies and
14 procedures and therefore, his outrageous conduct was fraudulent, malicious, oppressive, and was
15 done in wanton disregard for the rights of Plaintiff and the rights and duties owed by each
16 Defendant to Plaintiff. Each Defendant aided, abetted, participated in, authorized, ratified,
17 and/or conspired to engage in the wrongful conduct alleged above. Plaintiff should, therefore, be
18 awarded exemplary and punitive damages against each Defendant in an amount to be established
19 that is appropriate to punish each Defendant and deter others from engaging in such conduct.

20 **EIGHTH CAUSE OF ACTION**

21 **WRONGFUL CONSTRUCTIVE TERMINATION**

22 **IN VIOLATION OF PUBLIC POLICY**

23 **(Against Defendants COLONY ADVISORS, LLC., and DOES 1 through 100)**

24 95. Plaintiff hereby realleges and incorporates by reference paragraphs 1 through 31,
25 inclusive, of this Complaint as if set forth at this place.

26 96. At all times mentioned, the public policy of the State of California, as codified,
27 expressed and mandated in Government Code section 12940 et seq., is to prohibit employers
28 from discriminating, harassing, and retaliating against any individual on the basis of gender/sex.

1 This public policy of the State of California is designed to protect all employees and to promote
2 the welfare and well-being of the community at large.

3 97. Accordingly, the actions of Defendants, and each of them, in terminating Plaintiff on
4 the grounds alleged and described herein were wrongful and in contravention of the express
5 public policy of the State of California, to wit, the policy set forth in Government Code section
6 12940 et seq., and the laws and regulations promulgated thereunder.

7 98. As a proximate result of the aforesaid acts of Defendants, Plaintiff has suffered
8 actual, consequential and incidental financial losses, including without limitation, loss of salary
9 and benefits, and the intangible loss of employment related opportunities in her field and damage
10 to her professional reputation, all in an amount subject to proof at the time of trial. Plaintiff
11 claims such amounts as damages pursuant to Civil Code section 3287 and/or section 3288 and/or
12 any other provision of law providing for prejudgment interest.

13 99. As a proximate result of the wrongful acts of Defendants, Plaintiff has suffered and
14 continues to suffer emotional distress, humiliation, mental anguish and embarrassment, as well
15 as the manifestation of physical symptoms. Plaintiff is informed and believes, and thereupon
16 alleges, that she will continue to experience said physical and emotional suffering for a period in
17 the future not presently ascertainable, all in an amount subject to proof at the time of trial.

18 100. As a proximate result of the wrongful acts of Defendants, Plaintiff has been
19 forced to hire attorneys to prosecute her claims herein, and has incurred and is expected to
20 continue to incur attorneys' fees and costs in connection therewith. Plaintiff is entitled to recover
21 attorneys' fees and costs under Government Code section 12965, subdivision (b).

22 101. Defendant Colony had in place policies and procedures that specifically
23 prohibited and required Defendant Colony's managers, officers, and agents to prevent gender
24 discrimination, retaliation based on gender, and sexual harassment/hostile work environment
25 against and upon employees of Defendant Colony. Defendant Nanula was a manager, officer,
26 and/or agent of Defendant Colony and was aware of Defendant Colony's policies and procedures
27 requiring Defendant Colony's managers, officers, and agents to prevent, and investigate gender
28 discrimination, retaliation based on gender, and sexual harassment/hostile work environment

1 against and upon employees of Defendant Colony. Furthermore, Defendant Nanula maintained
2 broad discretionary powers regarding staffing, managing, hiring, firing, contracting, supervising,
3 assessing and establishing of corporate policy and practice in the defendant's facilities.
4 However, Defendant Nanula chose to consciously and willfully ignore said policies and
5 procedures and therefore, his outrageous conduct was fraudulent, malicious, oppressive, and was
6 done in wanton disregard for the rights of Plaintiff and the rights and duties owed by each
7 Defendant to Plaintiff. Each Defendant aided, abetted, participated in, authorized, ratified,
8 and/or conspired to engage in the wrongful conduct alleged above. Plaintiff should, therefore, be
9 awarded exemplary and punitive damages against each Defendant in an amount to be established
10 that is appropriate to punish each Defendant and deter others from engaging in such conduct.

11
12 **WHEREFORE, Plaintiff prays for judgment as follows:**

- 13 1. For general damages, according to proof;
- 14 2. For special damages, according to proof;
- 15 3. For medical expenses and related items of expense, according to proof
- 16 4. For loss of earnings, according to proof;
- 17 5. For attorneys' fees, according to proof;
- 18 6. For prejudgment interest, according to proof;
- 19 7. For punitive and exemplary damages, according to proof;
- 20 8. For costs of suit incurred herein; and
- 21 9. For such other relief and the Court may deem just and proper.

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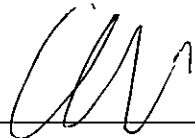
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DEMAND FOR JURY TRIAL

Plaintiff hereby demands a trial by jury.

DATED: January 29, 2013

JML LAW, A Professional Law Corporation

By: 

JOSEPH M. LOVRETOVICH

ELLEN E. COHEN

TIFFANY LEE

Attorneys for Plaintiff Stephanie Shaw

Deadline.com

JML LAW
A Professional Law Corporation
5941 Variel Avenue
Woodland Hills, CA 91367
(818) 610-8800

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FOR COURT USE ONLY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
Joseph M Lovretovich, Ellen E Cohen, Tiffany Lee SBN: 73403; 258131; 281110
JML LAW, A Professional Corporation
5941 Variel Avenue, Woodland Hills, CA 91367
TELEPHONE NO.: 818-610-8800 FAX NO.: 818-610-3030
ATTORNEY FOR (Name): Stephanie Shaw

FILED
Los Angeles Superior Court

JAN 30 2013

John A. Clarke, Executive Officer/Clerk
By SHAUNYA WESLEY Deputy

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, 90012
BRANCH NAME: Stanley Mosk Courthouse

CASE NAME: STEPHANIE SHAW V COLONY ADVISORS, LLC, a Delaware Limited Liability Company;
RICHARD NANULA, an individual; and DOES 1 through 100, inclusive

CASE NUMBER:
BC500153
JUDGE:
DEPT:

CIVIL CASE COVER SHEET
 Unlimited (Amount demanded exceeds \$25,000) **Limited** (Amount demanded is \$25,000 or less)
 Counter **Joinder**
Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

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 <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input type="checkbox"/> Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35) Employment <input type="checkbox"/> Wrongful termination (36) <input checked="" type="checkbox"/> Other employment (15)	Contract <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) Real Property <input type="checkbox"/> Eminent domain/Inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) Judicial Review <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20) Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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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. <input type="checkbox"/> Large number of separately represented parties | d. <input type="checkbox"/> Large number of witnesses |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence | f. <input type="checkbox"/> 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):
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: January 29, 2013

Joseph M Lovretovich, Ellen E Cohen, Tiffany Lee

(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.

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 _____ 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.
2. May be filed in central (other county, or no bodily injury/property damage).
3. Location where cause of action arose.
4. Location where bodily injury, death or damage occurred.
5. Location where performance required or defendant resides.
6. Location of property or permanently garaged vehicle.
7. Location where petitioner resides.
8. Location wherein defendant/respondent functions wholly.
9. Location where one or more of the parties reside.
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 <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 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 <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
	Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall) <input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.) <input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress <input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4. 1., 4. 1., 3. 1., 4.

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Judicial Review	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.
Provisionally Complex Litigation	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	Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment	2., 9.
		<input type="checkbox"/> A6160 Abstract of Judgment	2., 6.
		<input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations)	2., 9.
		<input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes)	2., 8.
		<input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax	2., 8.
		<input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 8., 9.
Miscellaneous Civil Complaints	RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.
	Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only	1., 2., 8.
		<input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment)	2., 8.
		<input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex)	1., 2., 8.
<input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)		1., 2., 8.	
Miscellaneous Civil Petitions	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	2., 3., 9.
<input checked="" type="checkbox"/> A6123 Workplace Harassment		2., 3., 9.	
<input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case		2., 3., 9.	
<input type="checkbox"/> A6190 Election Contest		2.	
<input type="checkbox"/> A6110 Petition for Change of Name		2., 7.	
<input type="checkbox"/> A6170 Petition for Relief from Late Claim Law		2., 3., 4., 8.	
<input type="checkbox"/> A6100 Other Civil Petition		2., 9.	

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 Step 3 Above
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	1., 2., 3.
	<input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3.
Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	2,3.
Wrongful Termination (36)	<input checked="" type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case	1., 2., 3.
	<input type="checkbox"/> A6109 Labor Commissioner Appeals	10.
Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction)	2., 5.
	<input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence)	2., 5.
	<input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud)	1., 2., 5.
	<input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	1., 2., 5.
Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff	2., 5., 6.
	<input type="checkbox"/> A6012 Other Promissory Note/Collections Case	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	1., 2., 3., 5.
	<input type="checkbox"/> A6031 Tortious Interference	1., 2., 3., 5.
	<input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2.
Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure	2., 6.
	<input type="checkbox"/> A6032 Quiet Title	2., 6.
	<input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6.
Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
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.

SHORT TITLE: STEPHANIE SHAW V COLONY ADVISORS, LLC., et al.

CASE NUMBER

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 type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10.			ADDRESS: 2450 Broadway, 6th Floor Santa Monica, CA 90404		
CITY:	STATE:	ZIP CODE:			

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 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: January 30, 2013


(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.