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11 **Attorneys for Defendant**
CITIMORTGAGE, INC.

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13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **COUNTY OF LOS ANGELES, WEST DISTRICT - SANTA MONICA**
15

16 **MARINA J. BOYD, ANITA FAYE BOYD,**
ALEXIS BOYD-HOLLING,
17
18 **Plaintiff,**

19 **v.**
20 **CITIMORTGAGE, INC., SKYWAY REALTY,**
and DOES 1-100,
21
22 **Defendants.**

Case No.: SC117126
Assigned to Hon. Lisa H. Cole
Dept. O
**NOTICE OF RULING ON PLAINTIFF'S
EX PARTE APPLICATION TO SHORTEN
TIME**
Date: September 11, 2015
Time: 8:30 a.m.
Dept.: O

Action Filed: May 18, 2012

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25 **TO PLAINTIFF IN PRO PER:**

26 PLEASE TAKE NOTICE that on September 11, 2015 in Department "O" of the above
27 referenced Court, the Hon. Lisa Hart Cole, Judge Presiding, this matter came on for hearing on
28 Plaintiff's Ex Parte Application for Order Shortening Time for Hearing Plaintiff's Discovery



1 Motions Compelling Further Responses to Request for Documents and the Deposition of Travis
2 Nurse and Demand for Sanctions. Plaintiff Marina J. Boyd appeared personally. CitiMortgage, Inc.
3 was represented in the Courtroom by Cathy L. Granger, Esq. of Wolfe & Wyman LLP and Rik
4 Tozzi, Esq. of Burr & Forman LLP. Also present for CitiMortgage, Inc. was its Associate General
5 Counsel-Litigation, Kathy Wood-Wagner, Esq.

6 After hearing oral argument, the Court ruled as follows:

- 7 1. The ex parte application to shorten time was granted.
- 8 2. Plaintiff's Motion to Compel Defendant CitiMortgage, Inc. to Provide Further Responses to
9 Plaintiff's Request for Production of Documents and Demand for Sanctions, and Plaintiff's
10 Motion to Compel the Deposition of Travis Nurse were advanced for hearing to September
11 11, 2015.
- 12 3. Plaintiff's Motion to Compel Further Responses was denied as untimely pursuant to Code of
13 Civil Procedure § 2013.310(c).
- 14 4. Plaintiff's Motion to Compel the Deposition of Travis Nurse was denied pursuant to Code of
15 Civil Procedure § 2025.250(a) (the deposition needs to be taken within 75 miles of the
16 residence of the party being deposed. Nurse lives in Missouri.)
- 17 5. Trial is set for **June 27, 2016** at 9:30 a.m. in Department "O."
- 18 6. A Final Status Conference is set for **June 24, 2016** at 9:30 a.m. in Department "O."
- 19 7. Defendant's counsel was ordered to give notice.

20 DATED: September 11, 2015

WOLFE & WYMAN LLP

21
22 By: _____

STUART B. WOLFE
CATHY L. GRANGER

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24 BURR & FORMAN LLP

BRYAN O. BALOGH
RIK S. TOZZI

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27 Attorneys for Defendant
28 CITIMORTGAGE, INC.





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PROOF OF SERVICE

STATE OF CALIFORNIA)
)
COUNTY OF ORANGE) ss.

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 2301 Dupont Drive, Suite 300, Irvine, California 92612-7531.

On September 16, 2015, I served the document(s) described as **NOTICE OF RULING ON PLAINTIFF'S EX PARTE APPLICATION TO SHORTEN TIME** on all interested parties in said action by placing a true copy thereof in a sealed envelope addressed as stated on the ATTACHED SERVICE LIST.

BY MAIL: as follows:

STATE - I am "readily familiar" with Wolfe & Wyman LLP's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at Irvine, California, in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one (1) day after date of deposit for mailing in affidavit.

BY ELECTRONIC SERVICE as follows: I caused such document(s) to be transmitted at 1045 a.m./p.m. to the electronic mailing address of the addressee listed on the attached service list by use of electronic mail. The electronic service of the document(s) complied with California Rules of Court, Rule 2.251 in that it was pursuant to court order, local rule, stipulation of the parties or the consent of the addressee. A copy of the original document bearing original signatures will be available for inspection upon request per *California Rules of Court*, Rule 2.257. All addressees have been provided with the sender's electronic service address.

BY OVERNIGHT COURIER SERVICE as follows: I caused such envelope to be delivered by overnight courier service to the offices of the addressee. The envelope was deposited in or with a facility regularly maintained by the overnight courier service with delivery fees paid or provided for.

BY FACSIMILE as follows: I caused such documents to be transmitted to the telephone number of the addressee listed on the attached service list, by use of facsimile machine telephone number. The facsimile machine used complied with California Rules of Court, Rule 2004 and no error was reported by the machine. Pursuant to California Rules of Court, Rule 2006(d), a transmission record of the transmission was printed.

STATE I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on September 16, 2015, at Irvine, California.

Rebecca Nichols

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SERVICE LIST
Los Angeles Superior Court, West District - Santa Monica - Case No. SC117126
BOYD v. CMI
W&W File No. 1133-952
[Revised: 6/22/2015]

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