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11 RICHARD ROBINSON

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
13 COUNTY OF LOS ANGELES

14 RICHARD ROBINSON,

15 Plaintiff,

16 v.

17 COUNTY OF LOS ANGELES, and DOES 1  
18 THROUGH 10 INCLUSIVE,

19 Defendants.

Case No.:

**COMPLAINT FOR DAMAGES AND  
INJUNCTIVE RELIEF FOR  
VIOLATIONS OF THE CALIFORNIA  
FAIR EMPLOYMENT AND HOUSING  
ACT (FEHA)**

- 20 1. FEHA – Disability Discrimination
- 21 2. FEHA – Failure to Provide  
22 Reasonable Accommodation
- 23 3. FEHA – Failure to Prevent  
24 Discrimination and  
25 Retaliation
- 26 4. FEHA – Failure to Engage in  
27 Interactive Process

28 DEMAND FOR JURY TRIAL

PRELIMINARY STATEMENT

This is a complaint for damages brought under the California Fair Employment and Housing Act against Defendant County of Los Angeles for discrimination due to a medical

COMPLAINT

**ORIGINAL**

**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES

APR 24 2012

John A. Clarke, Executive Officer/Clerk  
BY M. Flores, Deputy  
Mary Flores

BC 483454

CIT/CASE: BC483454 LEA/DEFN;  
RECEIPT #: CCH478057054  
DATE FILED: 04/24/12 02:31:46 PM  
PAYMENT: \$395.00  
RECEIVED: 0310  
CHECK: 35.00  
CASH:  
CHANGE:  
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A6024  
90012

D30 Barbara Schepen

1 condition. Plaintiff was offered employment with the County of Los Angeles and subsequently  
2 denied the position based on the County's refusal to provide him with a reasonable  
3 accommodation. Plaintiff now brings this action seeking damages and injunctive relief.

4 1. At all times mentioned in this complaint, Defendant County of Los Angeles ("the  
5 County") was a municipal corporation organized and existing under the laws of the State of  
6 California. The Health Services, Fire, and Human Resources Departments are operating  
7 departments of the County.

8 2. The true names and capacities of the Defendants named herein as DOES 1 through  
9 10, whether individual, government, corporate, associate, or otherwise, are unknown to Plaintiff  
10 who therefore sues such Defendants by such fictitious names pursuant to the California Code of  
11 Civil Procedure, Section 474 et. seq.

12 3. Defendant DOES 1 through 10, were at all times alleged herein, employers,  
13 employees, agents, partners, servants and joint venturers of Defendants and each of them and in  
14 some capacity were responsible for the wrongful acts herein complained of. Plaintiff is informed  
15 and believes that the DOE Defendants herein are California residents and will amend this  
16 Complaint to show their true names and capacities when they have been ascertained.

17 4. The acts alleged and complained of herein, were committed within the jurisdiction  
18 of this Court, in the state of California.

19 5. Each and all of the acts of the Defendants as alleged herein were done by  
20 Defendants, their agents, servants, and employees, and each of them as individuals and under the  
21 color and pretense of the statutes, ordinances, regulations, customs and usages of the State of  
22 California, and under the authority of their employment with full knowledge and approval of  
23 their superiors as agents. Defendants are jointly and severally liable for the injuries and damages  
24 sustained by Plaintiff.

25 6. At all times mentioned herein, the County regularly employed five or more persons  
26 within the provisions of the California Government Code. All conditions precedent to  
27 jurisdiction under California Government Code §12940 et seq. have been complied with, to wit,  
28 timely charges of employment discrimination were filed with the Department of Fair

1 Employment and Housing (DFEH) and subsequent "Right to Sue Letters" were issued to  
2 Plaintiff.

3 7. All facts stated herein in any one section are incorporated, reiterated, and realleged  
4 in every other section.

5 **FACTS RELATING TO EACH CAUSE OF ACTION**

6 8. On March 29, 2010, while employed with the County of Los Angeles, Plaintiff filed  
7 a worker's compensation claim noticing the County of industrial injuries to his lower back, hips,  
8 pelvis, neck and shoulder.

9 9. On April 20, 2010, Plaintiff was placed on Temporary Total Disability by his  
10 treating physician, Dr. Steven Nagelberg.

11 10. On or about May 24, 2011, Plaintiff was invited to participate in the testing process  
12 for the Position of Dispatcher, Fire Department, County of Los Angeles. During the oral  
13 interview Plaintiff was told he was the most qualified candidate for the position. At the  
14 conclusion of the interview, the Fire personnel conducting the oral interview inquired as to  
15 Plaintiff's industrial injuries, disabilities and restrictions. Subsequent to Plaintiff answering the  
16 inquiry the demeanor of the Fire Department personnel soured. Plaintiff was not hired for the  
17 position.

18 11. On or about August 31, 2010 Plaintiff was invited to participate in the testing  
19 process for the positions of Senior Departmental Personnel Tech and Senior Departmental  
20 Personnel Assistant, Department of Health Services, County of Los Angeles.

21 12. Subsequent to an oral interview, Plaintiff was told he was the most qualified  
22 candidate and received an offer of employment.

23 13. After receiving his offer of employment, Plaintiff received instructions to report for  
24 a LiveScan session. Because of his disability related to his injured fingers, hand, wrist, elbow  
25 and shoulder, Plaintiff requested the following accommodation: Plaintiff asked Defendant for a  
26 one-week extension for the LiveScan appointment to consult his treating physician to ensure that  
27 he did not aggravate his injuries by way of the hand/arm twisting and turning required in the  
28 LiveScan process.

1 14. Defendant refused Plaintiff's request for an accommodation. Defendant told Plaintiff  
2 if Plaintiff did not report for the LiveScan by the end of the business day that Defendant would  
3 deny Plaintiff the position.

4 **FIRST CAUSE OF ACTION**  
5 **FEHA Disability Discrimination**  
6 ***Government Code § 12940 (a)***

7 15. Plaintiff re-alleges each and every preceding paragraph as though set forth in full  
8 here.

9 16. In doing the things alleged to have been done, Defendant violated § 12940(a). The  
10 California Fair Employment and Housing Act (FEHA) (Gov. C. § 12900 et seq.) prohibits  
11 employment discrimination on the basis of "medical condition." Gov't Code § 12940(a).

12 17. Plaintiff suffers from a disability: On March 29, 2010, Plaintiff filed a worker's  
13 compensation claim noticing the Defendant of industrial injuries to his lower back, hips, pelvis,  
14 neck and shoulder. Beginning April 20, 2010, Plaintiff noticed Defendant of his disability  
15 numerous times via telephone conversations, official e-mails, worker's compensation documents  
16 and registered mail.

17 18. Plaintiff is otherwise qualified to do the job: Other than Plaintiff's Neuropathy of the  
18 left wrist, left Sural Sensory Neuropathy, and complete tear of the Supraspinatus at the insertion  
19 site of the left shoulder, he was physically fit and met all of the requirements of Senior  
20 Departmental Personnel Tech, Senior Departmental Personnel Assistant and Fire Dispatcher.<sup>1</sup>

21 19. Plaintiff was subjected to an adverse employment action because of the disability:  
22 Plaintiff was denied the positions of Senior Departmental Personnel Tech, Senior Departmental  
23 Personnel Assistant and Fire Dispatcher.

24 20. Based on information and belief, Plaintiff's Neuropathy of the left wrist, left Sural  
25 Sensory Neuropathy, and complete tear of the Supraspinatus at the insertion site of the left

26 <sup>1</sup> Although the FEHA does not use the term "qualified individual," its effect is the same as the  
27 ADA prohibition on discrimination against "any qualified individual with a disability," defined  
28 as someone "who, *with or without reasonable accommodation*, can perform the essential  
functions of the employment position . . ." 42 U.S.C. § 12111(8) (emphasis added).

1 shoulder were the motivating reasons for the actions taken against Plaintiff, including those listed  
2 above.

3 21. As a direct and proximate result of the Defendant's conduct, Plaintiff has suffered  
4 and continues to suffer in his capacity to earn his salary, and has lost, and will continue to lose,  
5 employment benefits.

6 **SECOND CAUSE OF ACTION**

7 **FEHA Disability Discrimination – Failure to Provide Reasonable Accommodation**

8 ***Government Code § 12940(m)***

9 22. Plaintiff re-alleges each and every preceding paragraph as though set forth in full  
10 here.

11 23. In doing the things alleged to have been done, Defendant County violated §  
12 12940(m). Government Code section 12940(m) makes it unlawful for an employer to fail to  
13 make reasonable accommodations for the known or perceived disabilities of applicants and  
14 employees to enable them to perform a position's essential functions, unless doing so would  
15 produce undue hardship to the employer's operations. *See Fisher v. Superior Court*, 177  
16 Cal.App.3d 779 (1986).

17 24. At all times relevant to this complaint, Defendant County was an "employer" under  
18 Gov't Code sections 12940 and 12926(d).

19 25. On or about June 10, 2010, Plaintiff Robinson was diagnosed with Neuropathy of  
20 the left wrist, left Sural Sensory Neuropathy, and complete tear of the Supraspinatus at the  
21 insertion site of the left shoulder.

22 26. Neuropathy of the left wrist, left Sural Sensory Neuropathy, and complete tear of the  
23 Supraspinatus at the insertion site of the left shoulder are protected medical conditions under  
24 FEHA.

25 27. Defendant County was aware of Plaintiff Robinson's Neuropathy of the left wrist,  
26 left Sural Sensory Neuropathy, and complete tear of the Supraspinatus at the insertion site of the  
27 left shoulder.

28 28. On March 29, 2010 Plaintiff filed a Worker's Compensation claim noticing the

1 Defendant of industrial injuries including; Lower back, hips, pelvis, neck and shoulder. On April  
2 20, 2010 Plaintiff was placed on Temporary Total Disability by treating Physician Dr. Steven  
3 Nagelberg. Beginning April 20, 2010 Plaintiff noticed Defendant of his disability numerous  
4 times via telephone conversations, official e-mails, Worker's Compensation documents and  
5 registered mail.

6 29. Plaintiff Richard Robinson was, and is, able to perform the essential job duties of a  
7 Senior Departmental Personnel Tech, Senior Departmental Personnel Assistant and Fire  
8 Dispatcher with reasonable accommodations for his Neuropathy of the left wrist, left Sural  
9 Sensory Neuropathy, and complete tear of the Supraspinatus at the insertion site of the left  
10 shoulder.

11 30. The County of Los Angeles failed to provide reasonable accommodations for  
12 Plaintiff Robinson's Neuropathy of the left wrist, left Sural Sensory Neuropathy, Complete tear  
13 of the Supraspinatus at the insertion site of the left shoulder.

14 31. Plaintiff Robinson was harmed; specifically, he was denied employment which has  
15 resulted in a substantial economic loss.

16 32. The refusal of the County of Los Angeles to provide Plaintiff Robinson with a  
17 reasonable accommodation for his medical condition was a substantial factor in causing Plaintiff  
18 Robinson's harm.

19 33. As a direct and proximate result of the Defendant's conduct, Plaintiff has suffered  
20 and continues to suffer in his capacity to earn his salary, and has lost, and will continue to lose,  
21 employment benefits.

22 **THIRD CAUSE OF ACTION**

23 **FEHA Failure to Prevent Discrimination**

24 ***Government Code § 12940(k)***

25 34. Plaintiff re-alleges each and every preceding paragraph as though set forth in full  
26 here.

27 35. In doing the things alleged to have been done, Defendant County violated §  
28 12940(k). Section 12940(k) makes it unlawful for an employer to fail to take all reasonable steps

1 to prevent discrimination and retaliation. The County took no steps to either prevent or correct  
2 the discrimination and retaliation alleged herein, and to this very day, has condoned such  
3 unlawful actions.

4 36. At all times relevant to this complaint, Defendant County of Los Angeles was an  
5 "employer" under Gov't Code sections 12940 and 12926(d).

6 37. At all times relevant to this complaint, Plaintiff Richard Robinson was an employee  
7 of the County of Los Angeles.

8 38. Plaintiff Robinson was subjected to discrimination because of his Neuropathy of the  
9 left wrist, left Sural Sensory Neuropathy, and complete tear of the Supraspinatus at the insertion  
10 site of the left shoulder.

11 39. Defendant County failed to take reasonable steps to prevent the discrimination.

12 40. Plaintiff Robinson was harmed; specifically, he was denied employment which has  
13 resulted in a substantial economic loss.

14 41. The failure of the County of Los Angeles to take reasonable steps to prevent the  
15 discrimination was a substantial factor in causing Plaintiff Robinson's harm.

16 42. As a direct and proximate result of the Defendant's conduct, Plaintiff has suffered  
17 and continues to suffer in his capacity to earn his salary, and has lost, and will continue to lose,  
18 employment benefits.

19 **FOURTH CAUSE OF ACTION**

20 **FEHA Failure to Engage in Interactive Process**

21 ***Government Code § 12940(n)***

22  
23 43. In doing the things alleged to have been done, Defendant City further violated §  
24 12940(n). Section 12940(n) requires that an employer engage in a "timely, good faith interactive  
25 process" with regard to making a reasonable accommodation for an employee or applicant with a  
26 known or perceived physical or mental disability or known or perceived medical condition.

27 44. Although the statute does not expressly so provide, case law makes clear that the  
28 employer must initiate the process if the employee's disability is known or apparent: "[A]n

1 employer who knows of the disability of an employee has an affirmative duty to make known to  
2 the employee other suitable job opportunities . . . .” See *Prilliman v. United Air Lines, Inc.*, 53  
3 Cal.App.4th 935, 950 (1997). An employer “knows an employee has a disability when the  
4 employee tells the employer about his condition, or when the employer otherwise becomes aware  
5 of the condition, such as through a third party or by observation.” *Faust v. California Portland*  
6 *Cement Co.*, 150 Cal.App.4th 864, 887 (2007).

7 45. As a direct and proximate result of the Defendants’ conduct, Plaintiff has suffered  
8 and continues to suffer in his capacity to earn his salary, and has lost, and will continue to lose,  
9 employment benefits, and has had his promotability affected by the conduct of Defendants.  
10 Plaintiff has also suffered pain and suffering, and extreme and severe mental anguish and  
11 emotional distress.

12 **WHEREFORE**, Plaintiff prays for judgment against the Defendants as follows:

- 13 1. General, compensatory, and special damages according to proof;
- 14 2. For injunctive relief ordering Defendant County of Los Angeles
  - 15 a) To immediately reinstate Plaintiff’s offer of employment, and expunge  
16 any negative personnel documents provided by Defendant relating to the  
17 adverse actions that is the subject of this action;
  - 18 b) to take any and all necessary and reasonable steps to remove the stigma  
19 and negative perception of Plaintiff; and
  - 20 c) to return Plaintiff to the position he would have been in had he not been  
21 subjected the adverse employment action.
- 22 3. For attorney’s fees in an amount to be shown according to proof (Government  
23 Code § 12965(b));
- 24 4. For interest provided by law including, but not limited to, Civil Code §3291;
- 25 5. For costs of suit; and
- 26 6. For each other and further relief as the Court deems just and proper.

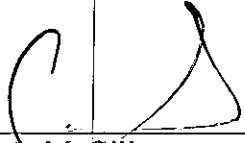


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LACKIE, DAMMEIER & MCGILL  
A PROFESSIONAL CORPORATION

Dated: April 24, 2012

LACKIE, DAMMEIER & MCGILL APC



Michael A. McGill  
Christopher L. Gaspard  
Attorneys for Plaintiff  
RICHARD ROBINSON

**DEMAND FOR TRIAL BY JURY**

Plaintiff hereby demands a trial by jury.

Dated: April 24, 2012

LACKIE, DAMMEIER & MCGILL APC



Michael-A. McGill  
Christopher L. Gaspard  
Attorneys for Plaintiff  
RICHARD ROBINSON

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

Christopher L. Gaspard, SBN #275763  
LACKIE, DAMMEIER & MCGILL, APC  
367 N. Second Avenue  
Upland, CA 91786

ORIGINAL

FOR COURT USE ONLY

TELEPHONE NO.: 909-985-4003 FAX NO.: 909-985-3299

ATTORNEY FOR (Name): Plaintiff, Richard Robinson

FILED  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES

APR 24 2012

John A. Clarke, Executive Officer/Clerk  
BY: Mary Flores Deputy

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles

STREET ADDRESS: 110 N. Grand Avenue

MAILING ADDRESS: Same As Above

CITY AND ZIP CODE: Los Angeles, CA 90012

BRANCH NAME: Stanley Mosk Courthouse

CASE NAME:

Richard Robinson v. County of Los Angeles, et al

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:

JUDGE:

BC 483454

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 PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort

Asbestos (04)  
 Product liability (24)  
 Medical malpractice (45)  
 Other PI/PD/WD (23)

Non-PI/PD/WD (Other) Tort

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

Employment

Wrongful termination (36)  
 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): Four

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: April 24, 2012

Christopher L. Gaspard, (SBN 275763)

(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

SHORT TITLE: Robinson v. County of Los Angeles, et al	CASE NUMBER <span style="font-size: 1.2em; font-weight: bold;">BC 48 3 4 5 4</span>
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## CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION (CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)

**This form is required pursuant to LASC 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 <sup>5</sup>  HOURS/  DAYS

Item II. Select 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 Los Angeles Superior Court Local Rule 2.0.

### Applicable Reasons for Choosing Courthouse Location (see Column C below)

- |   |  |
|---|--|
| <ol style="list-style-type: none"> <li>1. Class Actions must be filed in the County Courthouse, Central District.</li> <li>2. May be filed in Central (Other county, or no Bodily Injury/Property Damage).</li> <li>3. Location where cause of action arose.</li> <li>4. Location where bodily injury, death or damage occurred.</li> <li>5. Location where performance required or defendant resides.</li> </ol> | <ol style="list-style-type: none"> <li>6. Location of property or permanently garaged vehicle.</li> <li>7. Location where petitioner resides.</li> <li>8. Location wherein defendant/respondent functions wholly.</li> <li>9. Location where one or more of the parties reside.</li> <li>10. Location of Labor Commissioner Office.</li> </ol> |
|---|--|

**Step 4:** Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

	<b>A</b> Civil Case Cover Sheet Category No.	<b>B</b> Type of Action (Check only one)	<b>C</b> Applicable Reasons - See Step 3 Above
<b>Auto Tort</b>	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.
<b>Other Personal Injury/Property Damage/Wrongful Death Tort</b>	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., 2., 4. 1., 2., 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., 2., 4. 1., 2., 4. 1., 2., 3. 1., 2., 4.
<b>Non-Personal Injury/Property Damage/Wrongful Death Tort</b>	Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 2., 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.

Non-Personal Injury/Property Damage/  
Wrongful Death Tort (Cont'd.)

Employment

Contract

Real Property

Judicial Review Unlawful Detainer

SHORT TITLE: Robinson v. County of Los Angeles, et al	CASE NUMBER
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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
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.
Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
Other Employment (15)	<input checked="" type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals	1., 2., 3. 10.
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 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.
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-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.
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.

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Judicial Review (Cont'd.)  
  
Provisionally Complex Litigation  
  
Enforcement of Judgment  
  
Miscellaneous Civil Complaints  
  
Miscellaneous Civil Petitions

<b>A</b> Civil Case Cover Sheet Category No.	<b>B</b> Type of Action (Check only one)		<b>C</b> Applicable Reasons - See Step 3 Above
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 type="checkbox"/> A6112 Other Enforcement of Judgment Case		2., 9. 2., 6. 2., 9. 2., 8. 2., 8. 2., 8., 9.
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 <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.

SHORT TITLE: Robinson v. County of Los Angeles, et al	CASE NUMBER
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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 NUMBER UNDER COLUMN C WHICH APPLIES IN THIS CASE <input checked="" type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input checked="" 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: County of Los Angeles Kenneth Hahn Hall of Administration 500 W. Temple Street	
CITY: Los Angeles	STATE: CA	ZIP CODE: 90012	

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 Los Angeles Superior Court (Code Civ. Proc., § 392 et seq., and LASC Local Rule 2.0, subs. (b), (c) and (d)).

Dated: April 24, 2012

(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 form CM-010.
4. Complete Addendum to Civil Case Cover Sheet form LACIV 109 (Rev. 01/07), LASC Approved 03-04.
5. Payment in full of the filing fee, unless fees have been waived.
6. Signed order appointing the Guardian ad Litem, JC form FL-935, if the plaintiff or petitioner is a minor under 18 years of age, or if required by Court.
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.