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Attorneys for Plaintiff
STEPHEN MEICHE

FILED
Superior Court of California
County of Los Angeles

JUN 27 2016

Sherri R. Carter, Executive Officer/Clerk
By Ishayla Chambers, Deputy

DT3 Ongkeko
SUPERIOR COURT FOR THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

STEPHEN MEICHE,

Plaintiff,

v.

CITY OF LOS ANGELES, a government
entity; LOS ANGELES FIRE
DEPARTMENT, a government entity; and
DOES 1 through 100, inclusive,

Defendants.

CASE NO.: **BC 625060**

COMPLAINT FOR DAMAGES

1. Discrimination in Violation of FEHA (Cal. Gov't Code § 12940 *et seq.*)
2. Harassment in Violation of FEHA (Cal. Gov't Code § 12940 *et seq.*)
3. Retaliation in Violation of FEHA (Cal. Gov't Code § 12940 *et seq.*)
4. Retaliation in Violation of Labor Code § 1102.5

DEMAND FOR JURY TRIAL

COMES NOW Plaintiff, STEPHEN MEICHE, and hereby demands a trial by jury and based on information and belief complains and alleges as follows:

THE PARTIES

1. At all times relevant hereto Plaintiff STEPHEN MEICHE ("Meiche" Plaintiff") was a firefighter and certified diver employed by the Los Angeles Fire Department ("the LAFD" or "Department"), and was a competent adult. Plaintiff held the rank of

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CIT/CASE #: BC625060
 LEH/DEF#:
 RECEIPT #: CCH33179061
 DATE PAID: 06/27/16 12:36 PM
 PAYMENT: \$435.00
 RECEIVED:
 CHECK #:
 CASH: \$0.00
 CHARGE: \$0.00
 CARD: \$0.00
 310

1 2. Firefighter/Diver, and was assigned to Fire Station 49 of the Los Angeles Fire
2 Department.

3 3. Plaintiff is informed and believes and herein alleges that, at all times relevant
4 hereto, Defendant CITY OF LOS ANGELES ("City") was a public entity violating laws within the
5 State of California in the County of Los Angeles. At all times pertinent hereto, Defendant City
6 owned, controlled, and operated the law enforcement agency known as the LAFD.

7 4. Plaintiff is informed and believes and herein alleges that, at all times relevant
8 hereto, Defendant LOS ANGELES FIRE DEPARTMENT ("LAFD") was a public entity violating
9 laws within the State of California in the County of Los Angeles.

10 5. Plaintiff is informed and believes and thereupon alleges that Defendants DOES 1
11 through 100, inclusive, and each of them, at all times relevant hereto, were individuals or public,
12 business, and/or other entities whose form is unknown committing torts in and/or engaged in
13 purposeful economic activity within the County of Los Angeles, State of California.

14 6. The true names and capacities of Defendants DOES 1 through 100, and each of
15 them, whether individual, corporate, associate or otherwise, are unknown to Plaintiff at this time,
16 therefore Plaintiff sues said Defendants by such fictitious names. Plaintiff will file DOE
17 amendments, and/or ask leave of court to amend this complaint to assert the true names and
18 capacities of these Defendants when they have been ascertained. Plaintiff is informed and believes,
19 and upon such information and belief alleges, that each Defendant herein designated as a DOE was
20 and is in some manner, negligently, wrongfully, or otherwise, responsible and liable to Plaintiff for
21 the injuries and damages hereinafter alleged, and that Plaintiff's damages as herein alleged were
22 proximately caused by their conduct.

23 7. Plaintiff is informed and believes, and thereon alleges, that at all times material
24 herein the Defendants, and each of them, were the agents, servants, or employees, or ostensible
25 agents, servants, and employees of each other Defendant, and as such, were acting within the
26 course and scope of said agency and employment or ostensible agency and employment, except on
27 those occasions when Defendants were acting as principals, in which case, said Defendants; and
28 each of them, were negligent in the selection, hiring, and use of the other Defendants.

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GENERAL ALLEGATIONS

1
2 15. Plaintiff is 55 years of age, and has been a member of the Los Angeles Fire
3 Department since 1980.

4 16. Beginning in 2014, and on a continuing and ongoing basis up to and including
5 today, Plaintiff has been harassed, discriminated against, and retaliated against for challenging and
6 reporting what he reasonably believed were unlawful activities by certain members of the Los
7 Angeles Fire Department and by certain people within the dive teams and dive units.

8
9 17. In early 2014, and continuing to the present date, Captain Tom Haus,
10 Firefighter/Diver Jason Teter, and various other individuals within the Department continually
11 made references to Plaintiff's seniority as coming in the way of his ability to perform and
12 contribute to the dive program at LAFD. Plaintiff is certified and had taught the dive program
13 for a number of years. In September 2014, Plaintiff engaged in protected activity by
14 complaining to Battalion Chief Ray Gomez regarding some of the discrimination and harassment
15 he had suffered, yet no action was taken. Beginning in August of 2015, Deputy Chief Darren
16 Palacios, Battalion Chief Dave Frelinger, and Captain Brian Hishinuma decided to withdraw
17 Plaintiff's status as a "mate" preventing Plaintiff from receiving overtime days for which he was
18 entitled to.

19
20 18. Beginning in March 2014, Plaintiff reported that: (a) certain fire department
21 property that was purchased with funds from USAI Federal Grant funds was being destroyed in
22 contravention of the Grant and the laws controlling the use of such equipment; (b) that the record
23 keeping concerning such destroyed grant equipment was "likely falsified" to cover-up the
24 destruction of the property because Grant equipment must be retained and catalogued even if it will
25 not be used; (c) that certain other Grant equipment (dry suits) were unlawfully discarded; (d) that
26 officer level personnel engaged in dives at a depth beyond their certification, jeopardizing
27 Plaintiff's certification as an instructor and exposing him to personal liability; (d) that certain
28 individuals, in creating certain training materials pursuant to the Grant funds plagiarized or

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1 otherwise improperly used copyrighted material by submitting such material as his own to the State
2 of California on behalf of LAFD (the Grant was designed for the creation of a state certified diving
3 course for rescue personnel); (e) that certain people were abusing Grant funds by falsifying hours
4 worked on training under the Grant, i.e., saying they were doing Grant training and being paid for
5 it with Grant money without actually doing all the training; (f) that Claimant was denied
6 compensation for hours worked pursuant to the Grant after it was pre-approved; and (g) and other
7 acts Plaintiff believed violated State and Federal law.

8 19. Plaintiff also reported, in conjunction with the above, that he was being retaliated
9 against in contravention of Government Code 1102.5.

10 20. Commencing in 2014, and continuing to the present, Defendants created and
11 allowed to exist a hostile environment and discriminated against Plaintiff on the basis of his age.
12 Such discrimination was in violation of the Fair Employment and Housing Act (CAL. GOV'T C. §§
13 12940, *et seq.* Government Code §§ 12940, *et seq.* and the public policy embodied therein.

14 21. By reporting these legal violations, and/or refusing to participate in such violations,
15 Plaintiff continued to be harassed, discriminated, and retaliated against in contravention of state
16 and federal law. Such included being ostracized, denied overtime, transferred, harassed, degraded,
17 being subjected to a constant and pervasive hostile work environment, being marginalized within
18 the diving unit so as to push Plaintiff out of the diving unit, and otherwise trying to make Plaintiff's
19 life on the job so difficult that he simply goes away and retires.

20 22. The harassment, discrimination, and retaliation also includes refusing to investigate
21 Plaintiff's claims within the various internal investigation systems created and used by LAFD
22 without telling Plaintiff such. Defendants, and each of them, lead Plaintiff to believe that standard
23 custom, practice and policy was being followed when in fact it was not. It is only after the statute
24 of limitations expired with no word from the Department that Plaintiff finally realized Defendants,
25 and each of them, had simply swept it all under the rug and were going to do nothing about it and
26 were going to simply let the bad conduct stand without redress.

27 21. Plaintiff's career has been materially and adversely affected, and irreparably harmed
28 and damaged by the conduct of the Defendants. Plaintiff was retaliated against for reporting what

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1 he reasonably believed to be harassment, discrimination, and inappropriate age-based
2 discriminatory practices, for engaging in protected activity, including standing up for his rights
3 and the rights of the public, identifying what he believed to be violations of state and federal law
4 and the state and federal constitutions, identifying violations that he believed amounted to misuse
5 of Federal Grant funds. As a direct and proximate consequence of reporting such misconduct—
6 which constitutes protected activity under state and federal law—Defendants, and each of them,
7 retaliated against, discriminated against, and harassed Plaintiff, and subjected Plaintiff to adverse
8 employment actions. Those adverse employment actions include but are not limited to: Plaintiff
9 begin removed from all dive team responsibilities; Plaintiff being removed as an instructor;
10 Plaintiff being removed as a training cadre; Plaintiff being excluded from being compensated for
11 State Fire Marshall Instructor Training; failing to take action on Plaintiff's formal complaints;
12 failing to conduct a proper investigation regarding Plaintiff's formal complaints; failing to pay
13 Plaintiff for 40 hours of work; failing to provide Plaintiff with overtime he would have been
14 entitled to; being denied privileges and benefits associated with his position; and being denied a
15 work environment free of discrimination and/or retaliation. As a result, Plaintiff has suffered
16 damage to his reputation, and mental strain, among other negative actions.

17 22. Plaintiff has suffered both general and special damages in the past and present and
18 will continue to suffer such damages in the future for an unknown period of time. Plaintiff has also
19 suffered and continues to suffer losses in earnings and other employment benefits, as well as past
20 and future non-economic injury. This has caused damage to his professional reputation, his ability
21 to promote, his ability to be selected for other units, his ability to work, has caused negative
22 ratings, will cause him to have to take a different retirement path, has caused him to lose overtime
23 opportunities and pay, and will adversely affect his income, his pension and other benefits.
24 Moreover, it has adversely affected his personal health and well being, including medical expenses
25 that are anticipated into the future and may force an early retirement. Plaintiff has also suffered
26 extensive general damages in the form of anxiety, anguish, and mental suffering. Plaintiff's
27 damages are continuing and in an amount not yet determined, but in excess of \$25,000.
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1 35. Commencing in 2014, and continuing to the present, Defendants created and
2 allowed to hostile environment and harassed Plaintiff on the basis of his age. Such harassment was
3 in violation of Government Code §§ 12940, *et seq.* and the public policy embodied therein.

4 36. At all times herein mentioned, Defendants, and each of them, had actual and/or
5 constructive knowledge of the harassing conduct levied against Plaintiff by Defendants, fellow
6 employees and superiors. Moreover, such retaliation, harassment, and discriminatory conduct was
7 also conducted and/or condoned by Defendants, and each of them.

8 37. As a direct, foreseeable and proximate result of Defendants' harassing conduct and
9 failure to act, Plaintiff suffered and continues to suffer humiliation, embarrassment, anxiety, mental
10 anguish and emotional distress. Plaintiff was required to and did employ, and will in the future
11 employ, physicians and health care providers to examine, treat and care for Plaintiff, and did, and
12 will in the future, incur medical and incidental expenses. The exact amount of such expenses is
13 unknown to Plaintiff at this time.

14 38. As a direct, foreseeable and proximate result of the Defendants' harassing conduct,
15 Plaintiff suffered and continues to suffer losses in earnings and other employment benefits all to his
16 damage in an amount in excess of the minimum jurisdictional limits of this court, the precise
17 amount of which will be proven at trial.

18 39. As a further legal result of the above-described conduct of Defendants, and each of
19 them, Plaintiff has and will continue to incur attorneys' fees and costs in an amount according to
20 proof.

21 **THIRD CAUSE OF ACTION**

22 **BY PLAINTIFF AGAINST ALL DEFENDANTS**

23 **RETALIATION IN VIOLATION OF FEHA, CAL. GOV'T C. §§ 12940, *ET SEQ.***

24 40. Plaintiff re-alleges and incorporates by reference each and every allegation
25 contained in paragraphs 1-39 of this complaint as though fully set forth herein again.

26 41. At all times herein mentioned, Government Code §§ 12940, *et seq.*, was in full force
27 and effect and were binding upon Defendants, and each of them. Said sections required
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1 Defendants, and each of them, to refrain from retaliating against an employee for his opposition to
2 employment practices prohibited under FEHA.

3 42. At all times herein mentioned, Plaintiff was in the protected class of persons, *i.e.*,
4 over the age of 40, and engaged in protected activities contemplated by Government Code §§
5 12940, *et seq.* Plaintiff is informed and believes that Defendants, and each of them, retaliated
6 against him for speaking out against inappropriate workplace behavior, reporting and speaking out
7 against wrongful and discriminatory, harassing, and retaliatory treatment based on his age,
8 speaking out against improper conduct, and for generally attempting to protect and secure his rights
9 under the FEHA.

10 43. Commencing in 2014, and continuing to the present, Defendants created and
11 allowed to exist a hostile environment and retaliated against Plaintiff on the basis of his protected
12 activity. Such retaliation was in violation of Government Code §§ 12940, *et seq.* and the public
13 policy embodied therein.

14 44. At all times herein mentioned, Defendants, and each of them, had actual and/or
15 constructive knowledge of the retaliatory conduct levied against Plaintiff by Defendants, fellow
16 employees and superiors. Moreover, such retaliation, harassment and discriminatory conduct was
17 also conducted and/or condoned by Defendants, and each of them.

18 45. As a direct, foreseeable and proximate result of Defendants' retaliatory conduct,
19 Plaintiff suffered and continues to suffer humiliation, embarrassment, anxiety, mental anguish and
20 emotional distress. Plaintiff was required to and did employ, and will in the future employ,
21 physicians and health care providers to examine, treat and care for Plaintiff, and did, and will in the
22 future, incur medical and incidental expenses. The exact amount of such expenses is unknown to
23 Plaintiff at this time.

24 46. As a direct, foreseeable and proximate result of the Defendants' retaliatory conduct,
25 Plaintiff suffered and continues to suffer losses in earnings and other employment benefits all to his
26 damages in an amount in excess of the minimum jurisdictional limits of this court, the precise
27 amount of which will be proven at trial.
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1 overtime he would have been entitled to; being denied privileges and benefits associated with his
2 position; and being denied a work environment free of discrimination and/or retaliation.

3 54. A motivating factor for the Defendants to engage in the foregoing adverse
4 employment actions against Plaintiff was to retaliate for Plaintiff's reporting the LAFD's misuse of
5 Federal Grant Funds, Plaintiff's reporting of illegal activity, and Plaintiff's continual engagement
6 in protected activities, disclosing information to the City of Los Angeles and the Los Angeles Fire
7 Department, which the Plaintiff had reasonable cause to believe disclosed violations of state or
8 federal statutes, or violations or noncompliance with state or federal rules or regulations, as
9 identified herein.

10 55. Defendants, and each of them, allowed, permitted, condoned, ratified, and/or
11 enabled the retaliation and/or other wrongful conduct as described herein.

12 56. As a legal result of the above-described conduct of Defendants, and each of them,
13 Plaintiff has sustained and will continue to sustain physical, mental, and emotional injuries, pain,
14 distress, suffering, anguish, fright, nervousness, grief, anxiety, worry, shame, mortification, injured
15 feelings, mental suffering, shock, humiliation, and indignity, as well as other unpleasant physical,
16 mental, and emotional reactions, damages to good name, reputation, standing in the community,
17 and other non-economic damages.

18 57. As a further legal result of the above-described conduct of Defendants, and each of
19 them, Plaintiff was required, and/or in the future may be required, to engage the services of health
20 care providers, and incurred expenses for medicines, health care appliances, modalities, and/or
21 other related expenses in a sum to be ascertained according to proof.

22 58. As a further legal result of the above-described conduct of Defendants, and each of
23 them, Plaintiff was and/or will be hindered, prevented, and/or precluded from performing Plaintiff's
24 usual activities, namely the position of a full-time Firefighter/Diver employed by the Los Angeles
25 Fire Department, causing the Plaintiff to sustain damages for loss of income, wages, earnings, and
26 earning capacity, and other economic damages, in an amount to be ascertained according to proof.
27 Plaintiff claims such amount as damages together with prejudgment interest pursuant to California
28 Civil Code section 3287 and/or any other provision of law providing for prejudgment interest.


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8. Such other and further relief as the Court may deem just and proper.

Dated: June 24, 2016

McNICHOLAS & McNICHOLAS, LLP

By: 
Matthew S. McNicholas
Abel Nair
Attorneys for Plaintiff
STEPHEN MEICHE

06/27/2016

DEMAND FOR JURY TRIAL

Plaintiff hereby demands a jury trial.

Dated: June 24, 2016

McNICHOLAS & McNICHOLAS, LLP

By: 

Matthew S. McNicholas
Abel Nair
Attorneys for Plaintiff
STEPHEN MEICHE

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<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): McNICHOLAS & McNICHOLAS, LLP Matthew S. McNicholas, SBN 190249/Abel Nair, SBN 225686 10866 Wilshire Blvd., Suite 1400 Los Angeles, CA 90024 TELEPHONE NO.: (310) 474-1582 FAX NO.: (310) 475-7871 ATTORNEY FOR (Name): Plaintiff, Stephen Meiche</p>	<p><i>FOR COURT USE ONLY</i></p> <p>FILED Superior Court of California County of Los Angeles</p> <p>JUN 27 2016</p> <p>Sherri R. Carter, Executive Officer/Clerk By <u>Ishayla Chambers</u>, Deputy Ishayla Chambers</p>	
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central</p>		
<p>CASE NAME: MEICHE V. CITY OF LOS ANGELES, et al.</p>		
<p>CIVIL CASE COVER SHEET</p> <p><input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)</p>	<p>Complex Case Designation</p> <p><input type="checkbox"/> Counter <input type="checkbox"/> Joinder</p> <p>Filed with first appearance by defendant: (Cal. Rules of Court, rule 3.402)</p>	<p>CASE NUMBER: BC 6 2 5 0 6 0</p> <p>JUDGE: DEPT:</p>

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:

<p>Auto Tort</p> <p><input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46)</p> <p>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</p> <p><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)</p> <p>Non-PI/PD/WD (Other) Tort</p> <p><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)</p> <p>Employment</p> <p><input type="checkbox"/> Wrongful termination (36) <input checked="" type="checkbox"/> Other employment (15)</p>	<p>Contract</p> <p><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)</p> <p>Real Property</p> <p><input type="checkbox"/> Eminent domain/Inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26)</p> <p>Unlawful Detainer</p> <p><input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38)</p> <p>Judicial Review</p> <p><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)</p>	<p>Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403)</p> <p><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)</p> <p>Enforcement of Judgment</p> <p><input type="checkbox"/> Enforcement of judgment (20)</p> <p>Miscellaneous Civil Complaint</p> <p><input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42)</p> <p>Miscellaneous Civil Petition</p> <p><input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)</p>
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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: June 24, 2016
 Abel Nair

(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

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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

95102016

**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 2.3 in all new civil case filings in the Los Angeles Superior Court.

Step 1: After completing the Civil Case Cover Sheet (Judicial Council form CM-010), find the exact case type in Column A that corresponds to the case type indicated in the Civil Case Cover Sheet.

Step 2: In Column B, check the box for the type of action that best describes the nature of the case.

Step 3: In Column C, circle the number which explains the reason for the court filing location you have chosen.

Applicable Reasons for Choosing Court Filing Location (Column C)

- | | |
|--|--|
| 1. Class actions must be filed in the Stanley Mosk Courthouse, Central District. | 7. Location where petitioner resides. |
| 2. Permissive filing in central district. | 8. Location wherein defendant/respondent functions wholly. |
| 3. Location where cause of action arose. | 9. Location where one or more of the parties reside. |
| 4. Mandatory personal injury filing in North District. | 10. Location of Labor Commissioner Office. |
| 5. Location where performance required or defendant resides. | 11. Mandatory filing location (Hub Cases – unlawful detainer, limited non-collection, limited collection, or personal injury). |
| 6. Location of property or permanently garaged vehicle. | |

Auto
Tort

Other Personal Injury/Property
Damage/Wrongful Death Tort

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1, 4, 11
Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1, 4, 11
Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage	1, 11
	<input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	1, 11
Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1, 4, 11
Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons	1, 4, 11
	<input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1, 4, 11
Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1, 4, 11
	<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1, 4, 11
	<input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress	1, 4, 11
	<input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1, 4, 11

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Non-Personal Injury/Property - Damage/ Wrongful Death Tort	Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1, 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
	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	1, 2, 3
Employment	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
Contract	Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) <input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence) <input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud) <input 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 <input type="checkbox"/> A6034 Collections Case-Purchased Debt (Charged Off Consumer Debt Purchased on or after January 1, 2014)	5, 6, 11 5, 11 5, 6, 11
	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, 9
	Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2, 6
Real Property	Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2, 6
	Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure <input type="checkbox"/> A6032 Quiet Title <input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2, 6 2, 6 2, 6
	Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	6, 11
Unlawful Detainer	Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	6, 11
	Unlawful Detainer- Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2, 6, 11
	Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2, 6, 11

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2, 3, 6
Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2, 5
Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus <input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter <input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2, 8 2 2
Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2, 8
Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1, 2, 8
Construction Defect (10)	<input type="checkbox"/> A6007 Construction Defect	1, 2, 3
Claims Involving Mass Tort (40)	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1, 2, 8
Securities Litigation (28)	<input type="checkbox"/> A6035 Securities Litigation Case	1, 2, 8
Toxic Tort Environmental (30)	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1, 2, 3, 8
Insurance Coverage Claims from Complex Case (41)	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1, 2, 5, 8
Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment <input type="checkbox"/> A6160 Abstract of Judgment <input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations) <input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes) <input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax <input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2, 5, 11 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/Change of Gender <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, 8 2, 9

Judicial Review

Provisionally Complex Litigation

Enforcement
of Judgment

Miscellaneous
Civil Complaints

Miscellaneous
Civil Petitions

SHORT TITLE: MEICHE V. CITY OF LOS ANGELES, et al.

CASE NUMBER

Step 4: Statement of Reason and Address: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected. Enter the address which is the basis for the filing location, including zip code. (No address required for class action cases).

REASON: <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. <input type="checkbox"/> 11.			ADDRESS:		
CITY: Los Angeles	STATE: CA	ZIP CODE: 90012			

Step 5: Certification of Assignment: I certify that this case is properly filed in the Stanley Mosk - Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., §392 et seq., and Local Rule 2.3(a)(1)(E)].

Dated: June 24, 2016



(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. 02/16).
5. Payment in full of the filing fee, unless there is court order for waiver, partial or scheduled payments.
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.

5/16/2016