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SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

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JARED HARTSTEIN

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

FA X E D

Case No. **BC 6 4 3 3 8 4**

JARED HARTSTEIN,

Plaintiff,

v.

CITY OF LA HABRA HEIGHTS, ZACHARY
TALBERT, an individual; MICHAEL STOKES,
an individual; JAKE MINNEHAN, an individual;
and Does 1 – 50, inclusive.

Defendants.

**PLAINTIFF'S VERIFIED COMPLAINT
FOR DAMAGES:**

- 1) HARASSMENT (GOV. CODE § 12940(j))
- 2) FAILURE TO PREVENT HARASSMENT (GOV. CODE § 12940(k))
- 3) TRESPASS TO LAND
- 4) DISCRIMINATION (GOV. CODE § 12940(c))

DEMAND FOR JURY TRIAL

BOHM LAW GROUP, INC.
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WOODLAND HILLS, CALIFORNIA 91367

12/13/2016

Plaintiff, JARED HARTSTEIN, respectfully submits the instant Verified Complaint for Damages and Demand for Jury Trial and alleges as follows:

CASE OVERVIEW

Communities expect firefighters to be men and women of courage and integrity. La Habra Heights instead created a fire department filled with racial and religious animosity. A department known for training some of the best firefighters in the state was allowed to embrace a culture of homophobia and anti-Semitism. Jared Hartstein joined the La Habra Heights Volunteer Fire Department in hopes of launching a lifelong career as a firefighter. He was well educated in

PLAINTIFF'S VERIFIED COMPLAINT FOR DAMAGES AND DEMAND FOR JURY TRIAL

Hartstein v. City of La Habra Heights, et al.
Case No.: _____

Lawrance A. Bohm, Esq.
Bradley J. Mancuso, Esq.
Brandon P. Ortiz, Esq.

CIT/CASE #: BC643384
LEAD/DEF#:

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: CCH-6580070
DATE FILED: 12/13/16
PAGE# : 433/00
RECEIVED: 11:34

1 peak physical condition, and possessed the potential and drive to rise high in the command
2 structure while helping his community. However, Mr. Hartstein was met with unrelenting
3 harassment on the basis of his Jewish heritage and (incorrectly) perceived sexual orientation
4 beginning with his first day of work. The harassment was so extreme and humiliating that Mr.
5 Hartstein today suffers post-traumatic stress disorder and was forced to quit the department, and is
6 now unable to pursue his lifelong dream of becoming a firefighter.

7 **PARTIES AND JURISDICTION**

8 1. Plaintiff, JARED HARTSTEIN (hereafter "Mr. Hartstein" or "Plaintiff"), was at all
9 times relevant to this action an unpaid volunteer of Defendant CITY OF LA HABRA HEIGHTS
10 (hereafter "City"). While volunteering for the City, and at all times relevant to this action, Plaintiff
11 resided and worked in Los Angeles County.

12 2. Defendant, City, was at all times relevant to this action, a California City, with its
13 headquarters located at 1245 North Hacienda Road, La Habra Heights, CA 90631. City was, at all
14 times relevant to this action, located in Los Angeles County.

15 3. Plaintiff alleges, upon information and belief, that Defendants JAKE MINNEHAN,
16 ZACHARY TALBERT, and MICHAEL STOKES worked in Los Angeles County at all relevant
17 times.

18 4. Venue and jurisdiction are proper because the majority of the events giving rise to
19 this action took place in Los Angeles County; because City is located in Los Angeles County;
20 because Plaintiff's worked in Los Angeles County for the City; because Plaintiff worked for
21 Defendant in Los Angeles County, because the damages sought exceed the jurisdictional minimum
22 of this Court; and because the majority of witnesses and events occurred in Los Angeles County.

23 5. Plaintiff is ignorant of the true names and capacities of the Defendants sued herein
24 as DOES 1 through 50. Defendants Does 1 through 50 are sued herein under fictitious names
25 pursuant to California Code of Civil Procedure section 474. Plaintiff is informed and believes, and
26 on that basis alleges, that each Defendant sued under such fictitious names is in some manner
27 responsible for the wrongs and damages as alleged herein. Plaintiff does not at this time know the
28 true names or capacities of said Defendants, but prays that the same may be inserted herein when

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ascertained.

6. At all times relevant, each and every Defendant was an agent and/or employee or volunteer of each and every other Defendant. In doing the things alleged in the causes of action stated herein, each and every Defendant was acting within the course and scope of this agency or employment, and was acting with the consent, permission, and authorization of each remaining Defendant. All actions of each Defendant as alleged herein were ratified and approved by every other Defendant or their officers or managing agents.

STATEMENT OF FACTS

7. On or about August 4, 2015, Mr. Hartstein joined the La Habra Heights Fire Department ("Department") as a probationary volunteer firefighter tasked with one 24-hour shift each week.

8. As a probationary volunteer firefighter he possessed all of the same qualifications as a senior firefighter and was tasked with all of the same duties, and responsibilities, as a paid firefighter.

9. Department has an excellent reputation in the firefighting community. Volunteer Firefighters that served within the department are considered favorable candidates when applying to other fire departments within California. It was Mr. Hartstein's intention to gain invaluable experience with Department while applying to various other municipal fire departments within Southern California.

10. Department used a chain of command structure in order to manage and supervise its employees and volunteers. At the bottom were Probationary Volunteer Firefighters, of which Jared Hartstein was one of several. Mr. Hartstein quickly developed a rapport with his fellow Probationary Firefighters.

11. Probationary Firefighters are supervised by Senior Firefighters. During Mr. Hartstein's five months with the department, these senior Firefighters included Zachary Talbert ("Talbert") and Michael Stokes ("Stokes"). Petitioner alleges that Talbert and Stokes were both supervisors for purposes of the FEHA.

1 12. Senior Firefighters are supervised by Apparatus Engineers. Talbert and Stokes both
2 held this position in conjunction with their status as Senior Firefighters.

3 13. At the next rank up were Lieutenants. During Hartstein's time with Department,
4 Jake Minnehan held the Lieutenant position. However, as Minnehan was frequently absent,
5 Zachary Talbert was designated by command to be the acting Lieutenant. Lieutenants have
6 disciplinary power over Probationary Firefighters, as well as the ability to give assignments,
7 review their performance, and run their training exercises. Plaintiff alleges Lt. Minnehan was a
8 supervisor for purposes of the FEHA.

9 14. Above Lieutenants are Fire Captains who have authority over all day-to-day
10 operations. These Captains often rotate week to week at the department. During Petitioner's five
11 months at the department, Captains included but are not limited to: Capt. Scheper, Capt. Jim
12 Duffy, Capt. Espinoza, Capt. Hammett, Capt. Mark Melick, and Capt. Dean Fletcher.

13 15. Above these Captains there is a Deputy Fire Chief II, also known as the
14 Administrative Officer. During the months Hartstein was with the Department this position was
15 held by Charley Hurley and by Captain Myers. Upon information and belief, Plaintiff alleges that
16 Hurley and Myers were supervisors for purposes of the FEHA.

17 16. At the head of the Department is the Fire Chief, Doug Graft.

18 17. Plaintiff alleges that Scheper, Duffy, Espinoza, Melick, Hammett, Fletcher, Myers,
19 Hurley, and Graft were all supervisors for purposes of the FEHA.

20 18. At all times Hartstein received only positive written reviews.

21 19. On or about July 21, 2015, Mr. Hartstein visited the La Habra Heights Fire
22 Department to meet his future co-workers and Chief. During this visit Senior Firefighter Talbert
23 began to wear a grey-white piece of his gear over his head, altering its position and holding it up
24 into a point so that it would resemble a KKK "hood". Talbert then showed it off to all Firefighters
25 present. Chief Graft was present and observed this behavior but did nothing to correct it or
26 admonish his subordinates. Fire Chief Deputy Chief Hurley was there as well as Captain Hammett.
27 Chief Graft, Deputy Chief Hurley and Captain Hammett all laughed about Talbert's behavior.
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1 20. On Mr. Hartstein's first shift, August 4, 2015, Talbert and Stokes forced the
2 nickname "bear Jew" onto plaintiff upon realizing his last name was of Jewish descent. Stokes and
3 Talbert used this slur to refer to Hartstein for the following five months. This marked the
4 beginning of a campaign of harassment carried out by several of the senior members of
5 Department against Mr. Hartstein.

6 21. Capt. Hammett was present when Hartstein was dubbed "Bear Jew" and made no
7 attempts to prevent his subordinates from using the slur or to correct their behavior.

8 22. On the same day, Capt. Hammett, along with firefighters Talbert and Stokes, put the
9 Probationary Firefighters through a "blind search" exercise, one at a time. Hartstein was the last to
10 attempt the exercise. However, while he was blinded the senior members altered the drill in such a
11 manner where Hartstein could not accomplish the task and instead would blindly continue in a
12 circular pattern with no way to reach the end of his task. Hartstein was then allowed to continue in
13 this pattern for a full five minutes until he realized from the laughter of the crew that he had been
14 duped. Capt. Hammett was fully aware of this and did nothing to stop his subordinate's actions or
15 correct their behavior. This was done in full view of the entire crew.

16 23. Over the course of the next five months, Senior Firefighters Talbert and Stokes
17 routinely forced Mr. Hartstein to repeat drills and skill tests that he had clearly passed. Plaintiff
18 was often harshly criticized and demeaned while other probationary firefighters were treated with
19 dignity and positive reinforcement.

20 24. Despite being forced to repeat tests, Plaintiff was never issued a "notice to
21 improve", as would be standard Department policy for a firefighter who had actually failed skill
22 tests.

23 25. In or around September Talbert began making several comments about Mr.
24 Hartstein's bodily functions and would question Plaintiff about having Diarrhea. Talbert then
25 added the name "DJ Hydration," in reference to Hartstein's bodily functions, to the list of mocking
26 names he would call Mr. Hartstein. These names were used openly and in front of Lt. Minnehan
27 and the rotating fire chiefs who did nothing to stop the harassment. Lt. Minnehan laughed at the
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1 nickname and began using it to refer to Mr. Hartstein in Mr. Hartstein's presence. Captain Jim
2 Duffy also referred to Hartstein using this nickname in Hartstein's presence

3 26. In or around the month of September during a medical response drill, Stokes and
4 Talbert forced Hartstein to play the part of a heart attack victim whose heart failure had been
5 caused by erectile dysfunction medication. They made several comments about how Mr. Hartstein
6 was supposed to have an erection in conjunction with his heart failure.

7 27. Stokes and Talbert would frequently attack Mr. Hartstein's sexuality and refer to
8 him as gay and question whether he would "enjoy sticking his dick into a nice ass" if he didn't
9 realize it was a man's through a "glory hole." On more than one occasion Stokes and Talbert asked
10 to see pictures of the women that Hartstein had been on dates with. Upon seeing the pictures, they
11 would ridicule Hartstein that these women were actually men who had undergone a sex change.

12 28. In or around September 2015, Acting Lt. Talbert switched communication methods
13 for the fire crew to a group text message system that did not include Mr. Hartstein. When Plaintiff
14 made Talbert aware that he was missing from the group communications, Talbert refused to add
15 Plaintiff to the communications list. Thus Talbert ostracized Mr. Hartstein from crew
16 communications.

17 29. On or about September 22, 2015, Talbert and Stokes physically assaulted Mr.
18 Hartstein. The two approached Plaintiff and ordered him to put on his full firefighter gear. They
19 then instructed Plaintiff that he would perform a dark room search in the station apparatus bay. In
20 nearly pitch blackness Hartstein had to crawl along the ground following the wall with one hand as
21 dictated by procedure. While Plaintiff was vulnerable Stokes and Talbert took a long piece of
22 wood and slammed Hartstein against the ground and wall, pinning him with the wood. The two
23 then began slamming their weight into the board and kicking the board repeatedly, while yelling at
24 Mr. Hartstein as if they were wrangling a pig. The two shouted at him asking where his "Jew Jitsu"
25 (jujitsu) was now?" The two continued for several moments before instructing Hartstein to call out
26 the emergency rescue protocol. No other Probationary Firefighters were subjected to this.

27 30. In or about late September, Captain Hammett, Talbert, and Stokes instructed Mr.
28 Hartstein to stand in front of the crew members in the firehouse living quarters as though he was

1 giving a presentation. They then forced Plaintiff to tell them about his most recent date. These
2 questions became an interrogation into Mr. Hartstein's sex life. Captain Hammett asked Hartstein
3 about his date: "did you fuck her?" "Didn't you want to fuck her?" "Are you gay?" "It's ok if you
4 are gay." No other crew members were called in front of the group and told to explain their sexual
5 habits or orientation. Captain Dean Fletcher was present during the incident, and did nothing to
6 stop the harassing conduct.

7 31. In or about October 2015, Talbert performed the Nazi salute to Hartstein while the
8 two were alone inside the station house. Plaintiff found this particularly offensive as he had
9 relatives who were killed under the Nazi regime.

10 32. In or about October 2015, a few weeks after the first Nazi salute, Talbert repeated
11 the salute to Hartstein while the two were alone inside the station house.

12 33. In or about October 2015, Talbert and Stokes often singled out Mr. Hartstein during
13 physical training exercises and threatened to force additional exercises on the entire crew if Mr.
14 Hartstein did not do as they told him to. After a full workout regimen had been completed, they
15 informed Hartstein that if he did not continue doing pushups after the point of failure that they
16 would "punish" the rest of the Probationary Firefighters with additional workouts. Upon
17 information and belief, Petitioner alleges that this military boot camp style is atypical of firefighter
18 training and is against Department training regulations.

19 34. In or about October 2015, Stokes and Talbert ordered a training "exercise" wherein
20 the probationary fighters would wear their 45-pound breathing tanks on their backs and then
21 perform pushups with the added weight of another fire fighter's legs on their lower back. When
22 Plaintiff complained of pain and the unsafe procedure, Plaintiff was told to lower his face into
23 another firefighter's clothed buttocks and continue doing pushups. Hartstein was required to hold
24 his face in this position for 30 seconds to a minute while Stokes and Talbert yelled at him to "Do
25 it! Do it!"

26 35. In or about late October 2015, Talbert began referring to Plaintiff as the "girl" of
27 the crew and made several emasculating comments about his age. Hartstein discovered that his
28 binder had been altered in pink highlighter and a red heart drawn on the cover.

1 36. In or about late October 2015, Hartstein prepared a demonstration for his “Salvage
2 and Overhaul” skills test. However, when Plaintiff began his presentation, Capt. Scheper along
3 with Talbert and Stokes stopped Plaintiff and told him that they were bored. They told Plaintiff to
4 perform a rap for them instead of continuing his presentation. After performing the “rap,” Capt.
5 Scheper signed off Hartstein’s training record by drawing a smiley face and writing “nice job.”

6 37. In or about late October 2015, Stokes and Talbert again forced Hartstein to perform
7 a rap but this time forced him to wear an orange vest, a sideways baseball cap and Talbert rolled
8 up Mr. Hartstein’s pant leg to his knee. Talbert then filmed Hartstein with his cell phone and
9 shared the rap via “Snapchat.” Capt. Dean Fletcher was present, saw the rap, and was aware that
10 Talbert filmed the incident and intended to share it via social media. Capt. Fletcher did nothing to
11 prevent his subordinates from acting in this manner.

12 38. Following the filming of this rap Talbert created an image of Mr. Hartstein in the
13 vest, baseball cap, and rolled up pants with the text: “D.J. Hydration” underneath Mr. Hartstein’s
14 photo.

15 39. In or about November 2015, Talbert and Mr. Hartstein were part of a crew that
16 responded to an oil spill call. Mr. Hartstein heard someone in the responding truck say that Mr.
17 Hartstein was chosen to spread out the absorbing materials on the spill because he “was Jewish,”
18 and therefore would be best at dispersing the absorbent as economically as possible. Talbert heard
19 the comment, was aware of the comment, and did nothing to correct the situation.

20 40. In or about November 2015 Captain Espinoza, Talbert, and Stokes began referring
21 to Plaintiff by the name “boner garage” a slang term meaning Plaintiff enjoyed receiving anal sex
22 from men.

23 41. In or about November 2015 during a typical morning meeting the crew was joined
24 by the then-Administrative Captain II (also called the Administrative officer), Ronald Myers.
25 During this meeting Talbert threw a piece of trash toward the trashcan and missed. He had
26 previously instructed the Probationary Firefighters that if they did not reach trash before Talbert
27 did, they would be punished with physical drills. Plaintiff thus got up to throw away Talbert’s
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1 trash. When Plaintiff went to place the trash into the large metal can, Talbert kicked the can into
2 Plaintiff's knee. Myers continued the meeting as if nothing had occurred.

3 42. In or about November 2015, Talbert made several comments about Mr. Hartstein's
4 hair, referring to it as a "Jew fro." Talbert told Plaintiff that if he possessed "nappy, curly hair" like
5 Plaintiff's, he would shave it off.

6 43. In or about November 2015 Mr. Hartstein was going about routine duties at the fire
7 house. He opened a bottle of Gatorade and labeled it with his name. Plaintiff went back to his
8 tasks. Plaintiff later returned to his drink and upon tasting the beverage discovered that someone
9 had spit chewing tobacco into his drink. Plaintiff had observed Lt. Minnehan, Talbert, and Stokes
10 using chewing tobacco in the past. All three men were present that day.

11 44. On or around Thanksgiving Day during Department's celebratory dinner, Hartstein
12 was told by Talbert and Stokes that he would have to perform a rap in front of the friends and
13 families of the Department, or else all of the probationary firefighters would be punished with
14 drills and exercise. Capt. Mark Melick was present and observed the incident but did nothing to
15 prevent his subordinates from taking these actions. Plaintiff alleges that Capt. Melick was a
16 supervisor for purposes of the FEHA. When Plaintiff refused to rap, Acting Lt. Talbert allowed his
17 girlfriend to give the order for the Probationary Firefighters to perform drills as punishment.

18 45. In or around late November 2015, Talbert entered the station bathroom while Mr.
19 Hartstein was in the shower stalls. Talbert was able to see Hartstein over the top of the shower
20 door. Talbert approached the stalls and opened the door to the showers, thereby exposing Mr.
21 Hartstein, who was nude. Talbert made eye contact and then left. Capt. Hammett was present at the
22 bathroom sinks and did nothing to stop his subordinate or chastise him for this behavior.

23 46. In or around late November 2015, senior fire staff members intentionally
24 endangered Mr. Hartstein's life. Mr. Hartstein was performing a full gear, apparatus bay drill with
25 fellow firefighter Benjamin Vu. Lt. Minnehan, was supervising the drill along with Talbert and
26 Stokes. Mr. Vu and Mr. Hartstein were placed in the dark and instructed to make their way
27 forward as if in a smoke filled room. The training officers then wrapped the two of them in
28 multiple fire hoses, pushing and pulling the pair. One of the training officers then pressed their

1 weight into Mr. Hartstein and twisted his fire suit's air valve closed, in violation of training
2 protocol. As fire suits are air tight this immediately cut off all oxygen to Mr. Hartstein. Nearly
3 blind, tangled in hoses, and unable to breathe, Mr. Hartstein began to suffocate and fear for his life.
4 One of the senior officers opened one of the bay doors and Hartstein crawled as quickly as he
5 could to the now lighted area. Mr. Hartstein began panicking and feared that he would be held
6 down and suffocated to death. Only once he made it outside was he able to claw off his face mask
7 and begin breathing again. Lt Minnehan then approached Mr. Hartstein and claimed that Minnehan
8 was the one that had shut off the air valve. Mr. Hartstein was traumatized by this event and
9 continues to suffer reoccurring nightmares despite a year of therapy and being prescribed anti-
10 anxiety medication. Benjamin Vu's air supply was not tampered with in the same fashion. Upon
11 information and belief, Plaintiff alleges that Lt Minnehan did not perceive Mr. Vu as Jewish or as
12 associated with Jewish persons. Upon information and belief, Plaintiff alleges that the actions
13 described above were motivated by Plaintiff's actual or perceived religion, ethnicity, race, and
14 sexual orientation.

15 47. On or about December 15, 2015. During this shift, Talbert taunted Mr. Hartstein
16 about his nose.

17 48. That same day Stokes and Talbert placed Mr. Hartstein in the "hot seat" in front of
18 the whole crew. They then began taunting Mr. Hartstein for having worked with disabled children
19 in the past. They called the children "retards" and told Mr. Hartstein that he had no place among
20 the firefighters and should just go home. Capt. Espinoza was present and allowed this treatment to
21 continue and even joined in on questioning why Mr. Hartstein was in the program.

22 49. Throughout Plaintiff's time at the department Capt. Espinoza frequently asked
23 Hartstein about his sexuality and asked whether Hartstein was gay. He often referred to Plaintiff as
24 "blower boy," a demeaning nick name implying that Plaintiff performed oral sex on men
25 frequently.

26 50. On or about December 15, 2015, Talbert selected Mr. Hartstein to perform the
27 shopping duties because Mr. Hartstein would "find the best deals." (Referring to the Jewish
28 stereotype of frugality.)

1 51. On or about December 15, 2015, Talbert began interrogating Plaintiff about
2 Plaintiff's sex life. Plaintiff responded that he didn't want to talk about it. Talbert continued to ask
3 how many women Plaintiff had slept with and continued insinuating that Hartstein was actually
4 gay. He asked Plaintiff what his "signature sex move" was and told Plaintiff that Plaintiff "was an
5 awkward fuck." On or about December 15, 2015, Mr. Hartstein left his binder on the dining table
6 of the department in order for senior staff to sign off on his completed training drills. Mr. Hartstein
7 collected the binder at the end of his shift. A few days later, Mr. Hartstein opened his binder to
8 prepare for his next week's drills and discovered a Swastika had been drawn on his papers.

9 52. Mr. Hartstein submitted a resignation letter on December 21, 2015 to both the fire
10 chief and the human resources office of the City of La Habra Heights.

11 53. The City contacted an investigator, Frank Hauptmann, to interview Mr. Hartstein
12 about the treatment he had endured at the department. Mr. Hauptmann and Mr. Hartstein agreed to
13 meet on January 28, 2016.

14 54. On or about Thursday, January 21, 2016, one week before the planned meeting, Mr.
15 Hartstein discovered that the water main in his family's home had burst from an increase in
16 pressure causing partial flooding. The average water pressure of the home is typically 60 pounds
17 per square inch ("PSI"). However, when the main burst, the pressure was at 110 PSI. Upon
18 information and belief, Petitioner alleges Talbert and Stokes both possess advanced knowledge of
19 water pump hydraulics and water utility systems.

20 55. Upon information and belief, Plaintiff alleges that Talbert and Stokes or unknown
21 Doe respondents deliberately sabotaged Petitioner's water main in an attempt to intimidate and
22 prevent him from meeting with investigator Hauptmann. As such, unknown Doe Defendants
23 retaliated against Petitioner for opposing practices forbidden by the FEHA.

24 56. Plaintiff was initially hesitant to speak with investigator Hauptmann but chose to
25 speak with him in mid-March of 2016 and cooperated fully in his investigation.

26 57. The La Habra Heights training manual provides that there is a zero tolerance policy
27 on hazing. Upon information and belief, Plaintiff alleges that no disciplinary action was taken
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1 toward any individual that harassed Plaintiff. Thus, Defendant City ratified and approved the
2 unlawful acts described herein.

3 58. Upon information and belief Petitioner alleges that the La Habra Heights Fire
4 department knew or should have known of the constant harassment endured by Hartstein, and
5 failed to take immediate corrective action. As described herein, Petitioner was harassed on the
6 basis of his actual or perceived race, ethnicity, religion, and sexual orientation, or upon his
7 association with persons in those protected categories.

8 59. Upon information and belief, Petitioner alleges that the La Habra Heights Fire
9 department's supervisors and management took part in and encouraged the harassment of
10 Petitioner. As such, Defendant City materially changed the terms and conditions of employment by
11 forcing Petitioner, but not other volunteers, to endure cruel, malicious treatment and humiliation as
12 a term and condition of his employment, ultimately ending in his constructive discharge.

13 60. Plaintiff suffers the following non-exhaustive list of psychological and physical
14 symptoms as a result of the Defendants' tortious and unlawful acts described herein: post-
15 traumatic stress disorder ("PTSD"), severe weight gain, hypertension, extreme difficulty sleeping,
16 stomach cramps, severe headaches, tingling in hands, odd sensations in extremities, panic attacks,
17 and night terrors.

18 61. As a direct result of his injuries, Plaintiff is unable to pursue his childhood dream of
19 becoming a firefighter. Plaintiff has incurred numerous medical expenses and has suffered pain
20 and suffering resulting from side effects due to the PTSD medication. Side effects includes fatigue
21 and loss of interest in hobbies.

22 62. Plaintiff continues to suffer panic attacks that are often triggered by multiple stimuli
23 including but not limited to firefighters, fire departments, and firetrucks which are commonly
24 encountered in daily life.

25 63. Due to the injuries caused by Defendants, Petitioner will never be able to work as a
26 firefighter again. Petitioner has suffered past, present, and future economic damages. Plaintiff has
27 suffered past, present, and future emotional distress not only as a result of the harassment, assault,
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1 battery, false imprisonment, and retaliation itself, but also because Petitioner is no longer able to
2 pursue his childhood dream.

3 64. Upon information and belief, Plaintiff alleges that Defendant City of La Habra
4 Heights failed to take all reasonable steps to prevent his harassment, including but not limited to:
5 instituting adequate training programs; adequately screening volunteers; tolerating, condoning, or
6 encouraging a culture of hazing; and failing to intervene upon being placed on actual or
7 constructive notice of the harassment of Plaintiff.

8 65. Plaintiff filed a complaint with the Department of Fair Employment And Housing
9 Against Defendants City, Talbert, and Stokes alleging harassment and retaliation. The DFEH
10 issued a right to sue letter the same day. Said complaint was later amended to add a claim of
11 discrimination, and a right to sue letter was issued that day. The instant verified complaint was
12 filed within one year of the issuance of the right to sue later.

13 66. Plaintiff amended his complaint with the Department of Fair Employment And
14 Housing to name Defendant Minnehan as a respondent. The DFEH issued a right to sue letter the
15 same day. The instant complaint was filed within one year of the issuance of the right to sue letter.

16
17 **FIRST CAUSE OF ACTION**

18 (Hostile Work Environment Harassment, Violation Of Government Code § 12940 subdivision (j))

19 67. The allegations set forth in this complaint are hereby re-alleged and incorporated by
20 reference.

21 68. This cause of action is asserted against all Defendants.

22 69. Defendants, and each of them engaged in a campaign of harassment against
23 Plaintiff that includes but is not limited to: mocking his religious and cultural heritage, making
24 racist jokes at his expense, forcing plaintiff to perform humiliating tasks, exposing Plaintiff's nude
25 body, referring to him by sexually derogatory nicknames, interrogating him regarding sexual
26 orientation, interrogating him on his past sexual encounters, ostracizing him from group
27 communications, failing him in routine drills without merit, and all other conduct described herein.
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1 70. Plaintiff was subjected to the actions described above based on his actual or
2 perceived race, ethnicity, religion, and/or sexual orientation, or his actual or perceived association
3 with such persons.

4 71. Said actions were severe and/or pervasive. Said actions were subjectively and
5 objectively offensive and unwanted. A reasonable person in Plaintiff's circumstances would have
6 considered the work environment to be hostile or abusive.

7 72. Defendants had actual and constructive knowledge of the conduct described in the
8 paragraphs above. Defendants failed to comply with their statutory duty to take all reasonable and
9 necessary steps to eliminate discrimination and harassment from the workplace and to prevent it
10 from occurring in the future. Alternatively, Defendants ratified and approved the conduct upon
11 learning of it.

12 73. Each of the above acts described herein were committed by a supervisor.
13 Alternatively, the City knew of or should have known of the harassment, and failed to take
14 reasonable steps to stop it. Alternatively, Defendant ratified and approved it.

15 74. As an actual and proximate result of the aforementioned violations, Plaintiff has
16 been harmed in an amount according to proof, but in an amount in excess of the jurisdiction of this
17 Court. Plaintiff also seeks "affirmative relief" or "prospective relief" as defined by Government
18 Code §12926, subdivision (a).

19 75. The working conditions created by the Defendants was so intolerable that a
20 reasonable person in Plaintiff's circumstances would have no choice but to resign. The Defendants
21 intentionally created or knowingly permitted these intolerable conditions. As a result of Plaintiff's
22 constructive termination, he lost the opportunity to pursue his childhood dream of becoming a
23 firefighter, and thus has suffered past and future economic and non-economic damages.

24 76. As to the Individual Defendants, these acts were done with malice, fraud,
25 oppression, and in reckless disregard of Plaintiff's rights. Further, said actions were despicable in
26 character and warrant the imposition of punitive damages in a sum sufficient to punish and deter
27 the individual Defendants' future conduct.

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SECOND CAUSE OF ACTION

(Failure To Prevent Harassment, Discrimination, And Retaliation, Violation Of
Government Code § 12940, subdivision (k))

77. The allegations set forth in this complaint are hereby re-alleged and incorporated by reference.

78. This cause of action is asserted against the City only.

79. It is unlawful employment practice for a California employer to fail to take all reasonable steps necessary to prevent discrimination and harassment from occurring. Government Code § 12940, subdivision (k). At all times, the FEHA and in particular Government Code §12940, subdivision (k), was in full force and was binding upon Defendants.

80. As alleged above, the City violated Government Code § 12940(k) and breached its statutory duty by failing to take all reasonable steps necessary to address and prevent unlawful harassment and retaliation of Plaintiff from occurring. Specifically, the City created or tolerated a risk or hazard of harassing behavior towards its volunteers or other individuals in protected categories and failed and refused to take any preventative action, including training, education or reassignment designed to prevent harassing behavior. Upon information and belief, the City and its agents knowingly permitted a culture of hazing in the volunteer fire department which placed Plaintiff at unreasonable risk of being harassed on the basis of a protected category.

81. The working conditions created by the Defendants were so intolerable that a reasonable person in Plaintiff's circumstances would have no choice but to resign. The Defendants intentionally created or knowingly permitted these intolerable conditions. As a result of Plaintiff's constructive termination, he lost the opportunity to pursue his childhood dream of becoming a firefighter, and thus has suffered past and future economic and non-economic damages.

82. As an actual and proximate result of the aforementioned violations, Plaintiff has been harmed in an amount according to proof, but in an amount in excess of the jurisdiction of this Court. Plaintiff also seeks "affirmative relief" or "prospective relief" as defined by Government Code §12926, subdivision (a).

//

BOHM LAW GROUP, INC.
21051 WARNER CENTER LN., SUITE 225
WOODLAND HILLS, CALIFORNIA 91367

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THIRD CAUSE OF ACTION

(trespass to land)

83. The allegations set forth in this complaint are hereby re-alleged and incorporated by reference.

87. This cause of action is asserted against the Doe defendants only.

88. As alleged herein, unknown Doe defendants intentionally and without consent entered upon land that Plaintiff lawfully occupied.

89. As a proximate result of the acts of Doe Defendants, Plaintiff has suffered general and specific damages in an amount according to proof but in an amount in excess of the jurisdiction of this Court.

90. As to the Doe Defendants, these acts were done with malice, fraud, oppression, and in reckless disregard of Plaintiff's rights. Further, said actions were despicable in character and warrant the imposition of punitive damages in a sum sufficient to punish and deter the Doe Defendants' future conduct.

FOURTH CAUSE OF ACTION

(Discrimination, Violation Of Government Code § 12940 subdivision (c))

91. The allegations set forth in this complaint are hereby re-alleged and incorporated by reference.

92. This cause of action is asserted against the City only.

93. The Legislature amended Government Code Section 12940(c) in 2014 to protect unpaid volunteers from unlawful discrimination.

94. Defendants, and each of them engaged in a campaign of harassment against Plaintiff that includes but is not limited to: mocking his religious and cultural heritage, making racist jokes at his expense, forcing plaintiff to perform humiliating tasks, exposing Plaintiff's nude body, referring to him by sexually derogatory nicknames, interrogating him regarding sexual orientation, interrogating him on his past sexual encounters, ostracizing him from group communications, failing him in routine drills without merit, and all other conduct described herein.

1 95. Defendant City, by failing to immediately stop the above-described conduct and/or
2 discipline those involved, ratified or approved said conduct.

3 96. Plaintiff was subjected to the actions described above based on his actual or
4 perceived race, ethnicity, religion, and/or sexual orientation, or his actual or perceived association
5 with such persons.

6 97. The working conditions created by the Defendants was so intolerable that a
7 reasonable person in Plaintiff's circumstances would have no choice but to resign. The
8 Defendants intentionally created or knowingly permitted these intolerable conditions. As a result
9 of Plaintiff's constructive termination, he lost the opportunity to pursue his childhood dream of
10 becoming a firefighter, and thus has suffered past and future economic and non-economic
11 damages.

12 98. As an actual and proximate result of the aforementioned violations, Plaintiff has
13 been harmed in an amount according to proof, but in an amount in excess of the jurisdiction of
14 this Court. Plaintiff also seeks "affirmative relief" or "prospective relief" as defined by
15 Government Code §12926, subdivision (a).

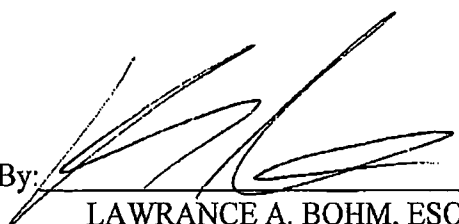
16 **PRAYER FOR RELIEF**

17 WHEREFORE, Plaintiff demands judgment against Defendants and any other defendants
18 who may be later added to this action as follows:

- 19 1. For compensatory damages, including, but not limited to lost future wages, and
20 non-economic damages in the amount according to proof;
21 2. For attorneys' fees and costs pursuant to all applicable statutes or legal principles,
22 including the FEHA;
23 3. For cost of suit incurred;
24 4. For punitive damages or other penalties recoverable by law against the Individual
25 and Doe Defendants only;
26 5. For prejudgment interest on all amounts claimed pursuant to Civil Code section
27 3287 and/or 3288; and
28 6. For such other and further relief as the court may deem proper.

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Dated: December 12, 2016

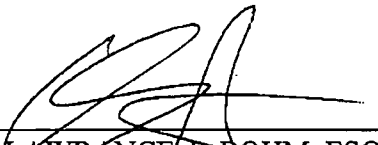
By: 
LAWRANCE A. BOHM, ESQ.
BRADLEY J. MANCUSO, ESQ.
BRANDON P. ORTIZ, ESQ.

Attorneys for Plaintiff,
JARED HARTSTEIN

DEMAND FOR JURY TRIAL

Plaintiff hereby demands trial by jury for this matter.

Dated: December 12, 2016

By: 
LAWRANCE A. BOHM, ESQ.
BRADLEY J. MANCUSO, ESQ.
BRANDON P. ORTIZ, ESQ.

Attorneys for Plaintiff,
JARED HARTSTEIN

BOHM LAW GROUP, INC.
21051 WARNER CENTER LN., SUITE 225
WOODLAND HILLS, CALIFORNIA 91367

9103/81771

VERIFICATION OF COMPLAINT FOR DAMAGES

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I, JARED HARTSTEIN, have read the attached Complaint for Damages and hereby attest that the same is true of my own knowledge, except as to those matters, which are therein stated on my information or belief, and as to those matter that I believe it to be true.

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

This Verification was executed on December 12, 2016 in Woodland Hills, California.



JARED HARTSTEIN

12/13/2016

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
Lawrance A. Bohm(SBN:208716); Bradley J. Mancuso(SBN: 285616);
Brandon P. Ortiz (SBN: 301685)
BOHM LAW GROUP, INC.
21051 Warner Center Lane, Suite 225. Woodland Hills, CA 91367
TELEPHONE NO.: (866) 920-1292 FAX NO.: (916)927-2046
ATTORNEY FOR (Name): Plaintiff, JARED HARTSTEIN

FOR COURT USE ONLY
FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES
DEC 13 2016
Sherri R. Carter, Executive Officer/Clerk
By Shanya Bolden, Deputy
BC 6 43 384

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles
STREET ADDRESS: 111 N. Hill Street
MAILING ADDRESS: 111 N. Hill Street
CITY AND ZIP CODE: Los Angeles, CA 90012
BRANCH NAME: Stanley Mosk Courthouse

CASE NAME:
Hartstein v. City of La Habra Heights, 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:
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
<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) |
|---|--|--|

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): **FOUR (4)**
5. This case is is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: December 12, 2016
Brandon P. Ortiz
(TYPE OR PRINT NAME)


(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

FAXED

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.

12/13/2016

SHORT TITLE: Hartstein v. City of La Habra Heights, et al.	CASE NUMBER BC 6 4 3 3 8 4
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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 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 ¹⁵ 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)

- | | |
|---|--|
| <ol style="list-style-type: none"> 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. | <ol style="list-style-type: none"> 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. |
|---|--|

FAXED

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.

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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 type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
Other Employment (15)	<input checked="" 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.

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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
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		2., 8.
		<input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter		2.
<input type="checkbox"/> A6153 Writ - Other Limited Court Case Review			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 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.		

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SHORT TITLE: Hartstein v. City of La Habra Heights, 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 appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case. <input checked="" type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input 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: 1245 North Hacienda Rd.
CITY: La Habra Heights	STATE: CA	ZIP CODE: 90631

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 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: December 12, 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. 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.

12/13/2016