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18 REED, and COASTAL PROTECTION  
RANGERS, INC.  
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20 **UNITED STATES DISTRICT COURT**

21 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

22 CORY SPENCER, an individual;  
DIANA MILENA REED, an  
23 individual; and COASTAL  
PROTECTION RANGERS, INC., a  
24 California non-profit public benefit  
25 corporation,

26 Plaintiffs,

27 v.  
28

CASE NO. 2:16-cv-02129-SJO (RAOx)

**PLAINTIFFS' NOTICE OF MOTION  
AND MOTION FOR MONETARY  
SANCTIONS AGAINST CHARLIE  
FERRARA, FRANK FERRARA AND  
THEIR COUNSEL OF RECORD  
BREMER WHYTE BROWN &  
O'MEARA**

*Filed concurrently with Memorandum of  
Points and Authorities; Declaration of  
Samantha Wolff, and [Proposed Order]*

1 LUNADA BAY BOYS; THE  
 2 INDIVIDUAL MEMBERS OF THE  
 3 LUNADA BAY BOYS, including but  
 4 not limited to SANG LEE, BRANT  
 5 BLAKEMAN, ALAN JOHNSTON  
 6 AKA JALIAN JOHNSTON,  
 7 MICHAEL RAE PAPAYANS,  
 8 ANGELO FERRARA, FRANK  
 9 FERRARA, CHARLIE FERRARA,  
 10 and N. F.; CITY OF PALOS VERDES  
 11 ESTATES; CHIEF OF POLICE JEFF  
 12 KEPLEY, in his representative  
 13 capacity; and DOES 1-10,  
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 Defendants.

Judge: Hon. Rozella A. Oliver  
 Date: August 23, 2017  
 Time: 10:00 a.m.  
 Crtrm.: *Telephonic*

Complaint Filed: March 29, 2016  
 Trial Date: November 7, 2017

**TO CHARLIE FERRARA, FRANK FERRARA, AND THEIR  
 COUNSEL OF RECORD:**

**PLEASE TAKE NOTICE THAT** on August 23, 2017, at 10:00 a.m., or as soon thereafter as counsel may be heard, in the courtroom of the Honorable Rozella A. Oliver, located in the United States Courthouse, 312 N. Spring St., Los Angeles, CA, 90012, Courtroom F, 9th Floor, Cory Spencer, Diana Milena Reed, and the Coastal Protection Rangers ("Plaintiffs") will and hereby do move this Court for monetary sanctions against Defendants Frank Ferrara and Charlie Ferrara, and their counsel of record at Bremer Whyte Brown & O'Meara.

This Motion is made upon the following grounds:

1. Defendants Charlie and Frank Ferrara and their counsel willfully failed to preserve electronically stored information and failed to conduct their due diligence in responding to Plaintiffs' discovery requests, resulting in the spoliation of critical evidence; and
2. Defendants Charlie and Frank Ferrara and their counsel willfully failed to comply with this Court's July 13, 2017 Order.

1 This Motion is based on this Notice of Motion, the attached Memorandum of  
2 Points and Authorities, the Declaration of Samantha Wolff filed concurrently  
3 herewith, all of the pleadings, files, and records in this proceeding, all other matters  
4 of which the Court may take judicial notice, and any argument or evidence that may  
5 be presented to or considered by the Court prior to its ruling.

6 DATED: August 14, 2017

Respectfully submitted,

7 HANSON BRIDGETT LLP  
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10 By:           /s/ Samantha Wolff            
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12 LISA M. POOLEY  
13 SAMANTHA D. WOLFF  
14 TYSON M. SHOWER  
15 LONDON D. BAILEY  
16 Attorneys for Plaintiffs  
17 CORY SPENCER, DIANA MILENA  
18 REED, and COASTAL PROTECTION  
19 RANGERS, INC.  
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