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Superior Court of California,
County of Los Angeles
7/24/2024 10:20 AM
David W. Slayton,
Executive Officer/Clerk of Court,
By K. Parenteau, Deputy Clerk

8 Attorneys for Plaintiff Jose DeCastro

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **COUNTY OF LOS ANGELES, SANTA MONICA COURTHOUSE**

11 JOSE DECASTRO,

12 Plaintiff,

13 V.

14 KATHERINE PETER; DANIEL
15 CLEMENT; MICHAEL PIERATTINI;
16 DAVID OMO JR.; and DOES 1 TO 30,
17 inclusive,

18 Defendants.

Case No.: 23SMCV00538

Assigned for all Purposes to
Hon. H. Jay Ford III, Department O

**DECLARATION OF STEVEN T. GEBELIN
RE: FILING OF PLAINTIFF JOSE
DECASTRO'S OPPOSITION TO
DEFENDANT MICHAEL PIERATTINI'S
MOTION FOR SUMMARY JUDGMENT OR,
IN THE ALTERNATIVE, SUMMARY
ADJUDICATION AND SUPPORTING
PAPERS**

Date: August 6, 2024
Time: 8:30 A.M.
Dept: O

Declaration of STEVEN T. GEBELIN

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1. I, Steven T. Gebelin, am counsel of record for the Plaintiff Jose “Chille” DeCastro (“Plaintiff”) in the above captioned matter. I make this declaration concerning the electronic filing of Plaintiff’s opposition to Defendant Michael Pierattini’s (“Defendant” or “Pierattini”) Motion for Summary Judgment or, in the Alternative, Summary Adjudication and the supporting documentation. Except where explicitly stated otherwise, I have personal knowledge of all facts contained in this declaration and, if called as a witness, I could and would competently testify to all said facts.

2. On or about July 19, 2024, the Los Angeles Superior Court issued a notice that its computer systems were down due to ransom wear hacking attack. As a result, the Court issued an order closing the Court for July 22, 2024 to allow for restoration of Court systems and indicating that the Court would re-open on July 23, 2024.

3. In the evening of July 23, 2024, I went online to my firm’s filing service provider (FirstLegal.com) to electronically file and serve Plaintiff’s Opposition to Defendant’s Motion for Summary Judgment or, in the Alternative, Summary Adjudication and the supporting papers.

4. After logging into the electronic filing service I was presented with an error when searching for this matter and received a notification that electronic filing was still unavailable for subsequent filings in civil matters. I subsequently checked the Court’s website and found a post at <https://cloud.communications.lacourt.org/update> which confirmed that electronic filings in civil cases were still being restricted to case initiating documents only, which excludes motions, oppositions, and other case documents. As this was both after court hours and years after the Court imposed mandatory electronic filing in civil cases pursuant to the California Rules of Court, I was left without any way to file the papers on July 23, 2024.

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

DeCastro v. Peter, et al., Los Angeles County Superior Court Case No 23SMCV00538

I am employed in the County of Los Angeles, State of California. I am over the age of 18 years and not a party to the within action; my business address is 8383 Wilshire Blvd., Suite 800, Beverly Hills, CA 90211.

On July 24, 2024, I served the following document(s) on the interested parties in this action:
DECLARATION OF STEVEN T. GEBELIN RE: FILING OF PLAINTIFF JOSE DECASTRO’S OPPOSITION TO DEFENDANT MICHAEL PIERATTINI’S MOTION FOR SUMMARY JUDGMENT OR, IN THE ALTERNATIVE, SUMMARY ADJUDICATION AND SUPPORTING PAPERS

by placing true copies thereof enclosed in sealed envelopes addressed as follows:

R. Paul Katrinak, State Bar No. 164057
LAW OFFICES OF R. PAUL KATRINAK
9663 Santa Monica Blvd., 458
Beverly Hills, California 90210
Telephone: (310) 990-4348
Facsimile: (310) 921-5398

Attorneys for Defendant
Michael Pierattini

(BY E-MAIL) Pursuant to CCP § 1010.6, based on the named party’s electronic filing in this case being deemed assent to electronic service under the local rules, I sent such document to the individual(s) identified at the email address referenced above.

(STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct

Executed on July 24, 2024, at Los Angles, California.



Steven T. Gebelin