

APR 23 2025

David W. Slayton, Executive Officer/Clerk of Court
By: W. Lee Deputy

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

JOSE DECASTRO,
Plaintiff,

v.

KATHERINE PETER; DANIEL CLEMENT; MICHAEL PIERATTINI; DAVID OMO JR.; and
DOES 1 TO 30,
Defendants.

Case No. 23SMCV00538
Dept: O – Judge H. Jay Ford

DECLARATION OF JOSE DECASTRO IN SUPPORT OF PLAINTIFF'S VOLUNTARY
DISMISSAL WITHOUT PREJUDICE

I, Jose DeCastro, declare as follows:

1. I am the Plaintiff in this matter and I currently represent myself in propria persona.
2. I filed this lawsuit because I was being harassed, stalked, and publicly defamed by individuals including the named defendant, Michael Pierattini. The conduct escalated to the point where I felt I had no choice but to seek relief through the courts. I took this action to protect myself and to stop the ongoing harm.
3. From March 2023 to July 2023, I was incarcerated in Clark County, Nevada. That incarceration was later ruled unlawful. My conviction was overturned on appeal, I was released, and my record has since been expunged.
4. While I was in custody, this lawsuit moved forward. During that time, I did not have consistent access to legal resources, the internet, or court communications. I was unable to properly respond to discovery requests or participate in hearings. Important deadlines and rulings occurred without my input.
5. I acknowledge that in a past filing I stated I would file further lawsuits against Mr. Pierattini. I said that because I believed, and still believe, that I have a right to seek legal recourse when someone is actively harassing and threatening to continue stalking and defaming me. There are two sides to this story. Mine has not been heard, and I never had a full opportunity to present it.
6. I am not trying to avoid court process or frustrate the administration of justice. I filed this case because I believed in its merit. I am now seeking to dismiss it without prejudice in good faith, based on where things stand procedurally and my current pro se status. It is not a tactic, but a reset.
7. I ask the Court to allow the dismissal without prejudice under Code of Civil Procedure section 581. I understand the Court's role and discretion, and I am asking simply for fairness in light of my inability to fully participate due to factors beyond my control.

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

Executed on April 23, 2025, in Santa Monica, California.

Signature: 

Jose DeCastro
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