

DECLARATION OF R. PAUL KATRINAK

I, R. Paul Katrinak, declare as follows:

1. I am an attorney duly licensed to practice law before all courts of the State of California. My law firm is counsel for Defendant Michael Pierattini ("Mr. Pierattini") in this action. The following facts are within my personal knowledge and, if called as a witness herein, I can and will competently testify thereto.

2. On February 21, 2025, I appeared at the continued hearing on Mr. Pierattini's Motion for Terminating Sanctions. Scott Geblin appeared at that hearing on behalf of Plaintiff. At the hearing the Court referred to a declaration by Plaintiff that was supposedly filed with the Opposition to the Motion for Terminating Sanctions. There was no declaration in the Court file and there was no declaration served on me. Due to the failure of the declaration being filed and served, the Court gave Plaintiff the opportunity to file and serve the declaration and me the opportunity to object and reply to the declaration that I have never seen.

3. To date, I have not been served with the declaration and I have not seen the declaration.

4. Incredibly, a week before the hearing, Plaintiff substituted in in pro per and attempted to file a Request for Dismissal Without Prejudice of Mr. Pierattini. This is simply outrageous. Plaintiff in court filings has stated his intent to continue pursuing frivolous litigation endlessly against Mr. Pierattini. Plaintiff's Request for Dismissal is patently outrageous and a tactic to avoid a dismissal with prejudice based on Plaintiff's flouting of the Court's discovery orders and blatant abuse of the discovery process. This gamesmanship should not be condoned by the Court and Plaintiff's Complaint should be dismissed WITH prejudice concerning Mr. Pierattini to stop Plaintiff's abuse of the system and frivolous litigation against Mr. Pierattini.

5. On April 22, 2025, I appeared in court with Plaintiff. The Court set a hearing on the Motion to Vacate/Strike the Request for Dismissal Without Prejudice for May 29, 2025 and continued the hearing on the Motion for Terminating Sanctions until May 29, 2025.

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

Executed by me on May 1, 2025 in Los Angeles, California



R. Paul Katrinak

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA
3 COUNTY OF LOS ANGELES

4 I am employed in the County of Los Angeles, State of California; I am over the age of
5 18 and not a party to the within action; my business address is 9663 Santa Monica Boulevard,
6 Suite 458, Beverly Hills, California 90210.

7 On May 1, 2025, I served the foregoing document(s) described as:

8 **DECLARATION OF R. PAUL KATRINAK IN SUPPORT OF DEFENDANT
9 PIERATTINI'S MOTION TO VACATE/STRIKE PLAINTIFF'S REQUEST
10 FOR DISMISSAL WITHOUT PREJUDICE OF DEFENDANT**

11 on the interested parties to this action addressed as follows:

12 Jose DeCastro
13 1258 Franklin Street
14 Santa Monica, CA 90404
15 chille@situationcreator.com

16 (BY MAIL) I deposited such envelope in the mail at Los Angeles, California.
17 The envelope was mailed with postage thereon fully prepaid and addressed to the person
18 above.

19 (BY PERSONAL SERVICE) by causing a true and correct copy of the above
20 documents to be hand delivered in sealed envelope(s) with all fees fully paid to the person(s) at
21 the address(es) set forth above.

22 X (BY EMAIL) I caused such documents to be delivered via electronic mail to the
23 email address for counsel indicated above.

24 Executed May 1, 2025, at Los Angeles, California.

25 I declare under penalty of perjury under the laws of the United States that the above is
26 true and correct.

27 
28 R. Paul Katrinak