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FILED
Superior Court of California
County of Los Angeles
09/17/2025

David W. Slayton, Executive Officer / Clerk of Court
By: G. Mikaelian 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, inclusive,

Defendants.

) Case No. 23SMCV00538

) Assigned for all purposes to the Honorable
) H. Jay Ford, Dept. O

) ~~[PROPOSED]~~ JUDGMENT

1 On April 15, 2025, Plaintiff Jose DeCastro filed a voluntary Request for Dismissal without
2 prejudice of Defendant Michael Pierattini eight days before the hearing on Defendant Michael
3 Pierattini's Motion for Terminating Sanctions, which was originally scheduled for April 23, 2025.

4 On April 23, 2025, the Court continued Defendant Michael Pierattini's Motion for
5 Terminating Sanctions until May 29, 2025, which was the same day as the hearing on Defendant
6 Michael Pierattini's Motion for Summary Judgment.

7 On May 1, 2025, Defendant Michael Pierattini filed a Motion to Vacate the Dismissal
8 without prejudice of Defendant Michael Pierattini to be heard concurrently with the continued
9 Motion for Terminating Sanctions on May 29, 2025.

10 On May 29, 2025, Defendant Michael Pierattini's (1) Motion to Vacate/Strike
11 Plaintiff Jose DeCastro's voluntary Request for Dismissal of the complaint against Michael
12 Pierattini, without prejudice, filed on April 15, 2025; (2) Motion for Terminating Sanctions; and,
13 (3) Motion for Summary Judgment all came on regularly for a hearing in the above-entitled court
14 on May 29, 2025. R. Paul Katrinak appeared on behalf of Defendant Michael Pierattini. Plaintiff
15 appeared in pro per. The Court took the matter under submission.

16 On July 3, 2025, having taken the matter under submission, the Court ordered as follows:

- 17 1. Defendant Michael Pierattini's Motion to Vacate or Strike Plaintiff Jose Castro's
18 Voluntary Dismissal without prejudice is GRANTED. The Court orders the dismissal
19 of the case without prejudice entered on April 17, 2025, on Plaintiff's Voluntary
20 Request for Dismissal is vacated as to Defendant Michael Pierattini only.
- 21 2. Defendant Michael Pierattini's Motion for Terminating Sanctions is GRANTED. The
22 Court orders Plaintiff's complaint against Pierattini dismissed, in its entirety, WITH
23 PREJUDICE. Further the Court orders Plaintiff to pay Defendant Pierattini additional
24 monetary sanctions under CCP § 2023.030 in the amount of \$4,560.00 (10 hrs. @
25 \$450hr + \$60 filing fee).
- 26 3. Defendant Michael Pierattini's Motion for Summary Judgment on Plaintiff's remaining
27 cause of action for "right of Publicity Torts" is DENIED, as moot.

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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 August 11, 2025, I served the foregoing document(s) described as:

8 **[PROPOSED] JUDGMENT**

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

10 Jose DeCastro
11 1258 Franklin Street
12 Santa Monica, CA 90404
13 chille@situationcreator.com

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

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

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

22 Executed August 11, 2025, at Los Angeles, California.

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

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R. Paul Karinak