

DB of Victoria Chaney

FILED

LOS ANGELES SUPERIOR COURT

March 3 2008
~~FEB 24 2008~~

JOHN A. CLARKE, CLERK

BY RUGENA LOPEZ, DEPUTY

1 NEIL H. COGAN, SBN 235316
3333 Harbor Boulevard
2 Costa Mesa, CA 92626
(310) 927-7077

3 Attorney for Plaintiffs

5 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

6 **FOR THE COUNTY OF LOS ANGELES**

7 **SIMON SANANAS, MR. AND MRS. JOHN**
8 **DOE, STUDENT DOE, a minor, by and through**
9 **Guardians ad Litem, Mr. And Mrs. John Doe, and**
10 **on behalf of the CLASS OF AP SCULPTURE**
11 **STUDENTS,**

10 **Plaintiffs,**

COMPLAINT FOR
MONETARY RELIEF

11 vs.

12 **SHALHEVET SCHOOL,**

BC386467

13 **Defendant.**

14 Plaintiffs allege:

15 **GENERAL ALLEGATIONS**

16 1. At all times relevant hereto, Plaintiffs Simon Sananas, Mr. and Mrs. John Doe, and
17 Student Doe were and are residents of the County of Los Angeles, State of California. Plaintiffs
18 are informed and believe, and upon that basis allege, that the Class of AP Sculpture Students were
19 and are residents of the County of Los Angeles, State of California.

20 2. Plaintiffs are informed and believe, and upon that basis allege, that at all times relevant
21 hereto, Defendant Shalhevet School was and is a corporation with its principal place of business
22 in the County of Los Angeles, and did and does business in the judicial district in which this Court
23 is situated.

24 3. At all times relevant herein, Plaintiff Simon Sananas was a self-employed sculptor and
25 painter. Further, he was employed by Defendant Shalhevet School as an art teacher and had by
26 written contractual agreement with the Defendant studio, classroom, and display spaces reserved

CIT/CASE: BC386467 LEA/REF#:
RECEIPT #: CCH4772808
DATE PAID: 03/03/08 08:43:20 AM
PAID BY:
RECEIVED:
CHECK #:
CASH:
CHANGES:
CARDS:
P.D. 0310

1 for his artistic use and the safekeeping and security of his artistic works.

2 4. At all times relevant herein, Plaintiffs Mr. and Mrs. John Doe were the parents of
3 Plaintiff Student Doe and paid the tuition for Student Doe's attendance at Defendant Shalhevet
4 School.

5 5. At all times relevant herein, Plaintiff Student Doe was a student in good standing in the
6 high school at Defendant Shalhevet School and enrolled in 2006-07 in the two-year course in AP
7 Sculpture. Student Doe brings causes of action herein by and through Guardians ad Litem, Mr.
8 and Mrs. John Doe, parents of Student Doe.

9 6. Plaintiff Student Doe brings causes of action herein on behalf of himself and as a
10 representative of and on behalf of the Class of AP Sculpture Students at Defendant Shalhevet
11 School, which class was scheduled for the school years, 2006-07 and 2007-08, and in which class
12 Student Doe was a member. As further described below, Plaintiff Student Doe's claims are
13 typical of the claims of the class and raise similar questions of law and fact, in that each member
14 of the class sought to attend the AP Sculpture Class for two years in order to gain AP sculpture
15 credit and produce a portfolio for submission with his or her application for college admission.
16 Plaintiff Student Doe will fairly and adequately protect the interests of the class.

17 7. Plaintiff Student Doe sues anonymously because of fear of retaliation from school
18 officials should Plaintiff's identity be revealed. Plaintiff Student Doe is informed and believes,
19 and upon that basis alleges, that other members of the Class of AP Sculpture Students similarly
20 fear retaliation and but for that fear would join this lawsuit individually. This barrier to joinder
21 further makes class treatment appropriate.

22 8. At all times relevant hereto, Defendant Shalhevet School offered educational services
23 to high school students in exchange for tuition payments, including a contractual commitment to
24 offer the two-year course in AP Sculpture, allowing students to accumulate a portfolio for
25 submission with their college applications and to gain AP credit.

26 9. Plaintiff Simon Sananas is a internationally-recognized sculptor and painter. He has
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1 won first prizes in national competitions in the United States and Israel, and his work has been
2 displayed in museums and galleries world-wide. Among other works, he has produced a three-
3 piece series of sculpture, entitled "Dancer Series," depicting female dancers. The first piece in the
4 series is in the private collection of Robert Gore Rifkind Foundation. The sculptures are massive,
5 each measuring six to seven feet in height, and had taken many months to produce. Plaintiff
6 Simon Sananas had offered the sculptures for sale and had expected to support his family with the
7 proceeds of the sale. He had expected that the sculptures would further enhance his reputation as
8 an artist.

9 10. Plaintiff Simon Sananas has produced as well a three-piece series of paintings,
10 "Celebrating the Bond between Israel and the United States," which was shown at the Skirball
11 Museum, displayed in the lobby of Defendant Shalhevet School, and featured in Defendant
12 Shalhevet School's public relations materials. The paintings, too, are massive, one measuring 16
13 by eight feet and two measuring 12 by 8 feet, and had taken many months to produce. The larger,
14 first piece depicted Presidents Jimmy Carter and Anwar Sadat and Prime Minister Menachem
15 Begin clasping hands and a silhouette of Dr. Martin Luther King. The second piece depicted the
16 Statue of Liberty, and the third piece depicted Biblical figures. Plaintiff Simon Sananas had
17 offered the paintings for sale and had expected to support his family with the proceeds of the sale.
18 He had expected that the paintings would further enhance his reputation as an artist.

19 11. During the August 2007 summer recess, while Plaintiff Simon Sananas was traveling
20 in Israel and available through e-mail, unknown persons working for Defendant Shalhevet School
21 removed the second and third of the "Dancer Series" sculptures from Defendant Shalhevet
22 School's premises and destroyed them. They removed the painting depicting Presidents Jimmy
23 Carter and Anwar Sadat, Prime Minister Begin, and Dr. Martin Luther King and destroyed it.
24 They did not destroy but they damaged the two other paintings in the series.

25 12. Plaintiffs are informed and believe, and upon that basis allege, that at all times relevant
26 officials of Shalhevet School were aware that its workers were operating on the premises where
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1 Plaintiff Simon Sananas' artistic works were located but nonetheless the officials failed to instruct
2 the workers about their duties of care, failed to supervise their operations, and were reckless in
3 the face of artistic works so valuable to the artist, his family, and his future. Defendant Shalhevet
4 School has caused Plaintiff Simon Sananas great emotional distress and has exacerbated that
5 distress by asserting that Plaintiff Simon Sananas' works have no value protected by law.

6 13. In the same period, during the August 2007 summer recess, the workers broke into
7 the private, padlocked studio area of Plaintiff Simon Sananas, disrupted his studio and his work in
8 progress, stole tools and money, and caused Plaintiff Simon Sananas great emotional distress.

9 14. In the same period, during the August 2007 summer recess, the workers removed and
10 destroyed the entire contents of the AP Sculpture classroom assigned to Plaintiff Simon Sananas
11 and to members of the Class of AP Sculpture Students. Without regard to the rights of the
12 students and the value of the their work, the workers destroyed all of the AP sculpture works
13 produced by Plaintiff Student Doe and members of the Class of AP Sculpture Students. The
14 workers removed and destroyed as well all paintings and drawings, tools, cabinets, and shelving in
15 the room.

16 15. As a result of the workers' destruction, Plaintiff Student Doe and the members of the
17 Class of AP Sculpture Students lost the sculpture portfolios that they had intended to submit in
18 support of their applications for college admission; they could not gain AP Sculpture credit; and
19 they were disheartened and dismayed by the loss of their artistic work and suffered great
20 emotional distress.

21 16. By its actions and inactions, Defendant Shalhevet School was negligent and reckless
22 with regard to each of the Plaintiffs and in breach of its contractual obligations to each of the
23 Plaintiffs.

24 17. As a result of Defendant Shalhevet School's negligent and reckless conduct, and its
25 breach of contractual obligations, Plaintiff Simon Sananas has lost artwork and property in excess
26 of \$ 100,000, suffered injury to his career, earning capapcity, and livelihood, and suffered great
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1 emotional distress.

2 18. As a result of Defendant Shelhavet School's negligent and reckless conduct, and its
3 breach of contractual obligations, Plaintiffs Mr. and Mrs. John Doe were deprived of the tuition
4 they paid to Defendant Shalhevet School and the life-long benefit of their child's artistic works.

5 19. As a result of Defendant Shalhevet School's negligent and reckless conduct, and its
6 breach of contractual obligations, Plaintiff Student Doe and the Class of AP Sculpture Students
7 lost their opportunity to gain AP Sculpture credit and the opportunity to produce a portfolio of
8 sculpture artwork. They were, therefore, unable to submit on their college applications an AP
9 course and submit their portfolios, depriving them of a valuable credential for college admission,
10 impacting their ability to gain admittance to the colleges of their choice, and impacting as well
11 their future careers, earning capacities, and livelihoods. In addition, Plaintiff Student Doe and the
12 Class of AP Sculpture Students suffered great emotional distress because of the destruction of
13 their work and their inability to gain AP credit and submit their portfolios.

14 **FIRST CAUSE OF ACTION**

15 20. Plaintiffs hereby incorporate by reference as if set forth in full and at length herein the
16 allegations contained in paragraphs 1 through 19 inclusive.

17 21. Defendant Shalhevet School has breached its contractual obligations to each of the
18 Plaintiffs; and as a direct and legal result thereof Plaintiffs have suffered damages in a sum in
19 excess of the jurisdictional minimum of this Court.

20 22. As a further direct and legal result of Defendant Shalhevet School's breach of
21 contract, Plaintiffs are entitled to prejudgment interest from on or about August 1, 2007.

22 **SECOND CAUSE OF ACTION**

23 23. Plaintiffs hereby incorporate by reference as if set forth in full and at length herein the
24 allegations contained in paragraphs 1 through 19 inclusive.

25 24. By its negligent and reckless actions, Defendant Shalhevet School breached the duties
26 owed to each of the Plaintiffs to care, protect, and safeguard Plaintiffs' property and its duties not

1 to damage and destroy Plaintiffs' property; and as a direct and legal result thereof Plaintiffs have
2 suffered damages in a sum in excess of the jurisdictional minimum of this Court.

3 25. As a further direct and legal result of Defendant Shalhevet School's breach of duties,
4 Plaintiffs are entitled to prejudgment interest from on or about August 1, 2007.

5 **THIRD CAUSE OF ACTION**

6 26. Plaintiff Simon Sananas hereby incorporates by reference as if set forth in full and at
7 length herein the allegations contained in paragraphs 1 through 19 inclusive.

8 27. By its negligent and reckless actions, Defendant Shalhevet School breached the duties
9 owed to Plaintiff Simon Sananas to respect his private studio, work, and display spaces and not to
10 injure his career, earning capacity, and livelihood; and as a direct and legal result thereof Plaintiff
11 has suffered damages in a sum in excess of the jurisdictional minimum of this Court.

12 28. As a further direct and legal result of Defendant Shalhevet School's breach of duties,
13 Plaintiff Simon Sananas is entitled to prejudgment interest from on or about August 1, 2007.

14 **FOURTH CAUSE OF ACTION**

15 29. Plaintiffs Student Doe and the members of the Class of AP Sculpture Students hereby
16 incorporate by reference as if set forth in full and at length herein the allegations contained in
17 paragraphs 1 through 19 inclusive.

18 30. By its breach of contractual obligations and its negligent and reckless actions,
19 Defendant Shalhevet School breached its duties to prepare its students for admission to college,
20 facilitate their admission to the colleges for which they are qualified, and enhance their careers,
21 earning capacities, and livelihoods; and as a direct and legal result thereof Plaintiff has suffered
22 damages in a sum in excess of the jurisdictional minimum of this Court..

23 31. As a further direct and legal result of Defendant Shalhevet School's breach of duties,
24 Plaintiffs Student Doe and the members of the class of AP Sculpture Students are entitled to
25 prejudgment interest from on or about August 1, 2007.

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FIFTH CAUSE OF ACTION

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32. Plaintiffs Simon Sananas, Student Doe and the members of the Class of AP Sculpture Students hereby incorporate by reference as if set forth in full and at length herein the allegations contained in paragraphs 1 through 19 inclusive.

33. By its reckless actions in destroying Plaintiffs' artistic works and injuring their careers, earning capacities, and livelihoods, Defendant Shalhevet is liable for punitive damages.

WHEREFORE, Plaintiffs pray for judgment against Defendant Shalhevet School on the Causes of Action as follows:

1. For each of the Plaintiffs, for damages due to the loss of their property;

2. For Plaintiffs Simon Sananas, Student Doe, and the members of the Class of AP Sculpture Students, for damages to their careers, earning capacities, and livelihoods;

3. For Plaintiff Mr. and Mrs. John Doe, for damages due to the loss of their tuition payments;

4. For each of the Plaintiffs, for damages due to the infliction of great emotional distress;

5. For Plaintiffs Simon Sananas, Student Doe, and the members of the Class of AP Sculpture Students, for punitive damages;

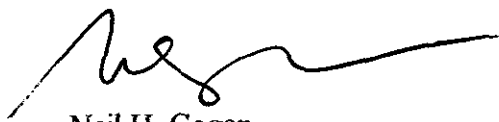
6. For each of the Plaintiffs, for such other and further damages as may be proper and allowable under the law;

7. For the costs of suit herein and prejudgment interest; and

8. For such other and further relief as the Court may deem just and proper.

Date: March 3, 2008

Respectfully submitted,



Neil H. Cogan

Attorney for Plaintiffs

**CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to LASC Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.
Item I. Check the types of hearing and fill in the estimated length of hearing expected for this case:

JURY TRIAL? YES CLASS ACTION? YES LIMITED CASE? YES TIME ESTIMATED FOR TRIAL ³ _____ HOURS/ DAYS

Item II. Select the correct district and courthouse location (4 steps – If you checked “Limited Case”, skip to Item III, Pg. 4):

Step 1: After first completing the Civil Case Cover Sheet Form, find the main civil case cover sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

Step 2: Check one Superior Court type of action in Column **B** below which best describes the nature of this case.

Step 3: In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Los Angeles Superior Court Local Rule 2.0.

Applicable Reasons for Choosing Courthouse Location (see Column C below)

- | | |
|---|--|
| <ol style="list-style-type: none"> 1. Class Actions must be filed in the County Courthouse, Central District. 2. May be filed in Central (Other county, or no Bodily Injury/Property Damage). 3. Location where cause of action arose. 4. Location where bodily injury, death or damage occurred. 5. Location where performance required or defendant resides. | <ol style="list-style-type: none"> 6. Location of property or permanently garaged vehicle. 7. Location where petitioner resides. 8. Location wherein defendant/respondent functions wholly. 9. Location where one or more of the parties reside. 10. Location of Labor Commissioner Office. |
|---|--|

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto Tort	Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
	Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Other Personal Injury/Property Damage/Wrongful Death Tort	Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
	Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
	Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 2., 4. 1., 2., 4.
	Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall) <input checked="" type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.) <input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress <input checked="" type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 2., 4. 1., 2., 4. 1., 2., 3. 1., 2., 4.
Non-Personal Injury/Property Damage/Wrongful Death Tort	Business Tort (07)	<input type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1., 2., 3.
	Civil Rights (08)	<input type="checkbox"/> A6005 Civil Rights/Discrimination	1., 2., 3.
	Defamation (13)	<input type="checkbox"/> A6010 Defamation (slander/libel)	1., 2., 3.
	Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1., 2., 3.

Non-Personal Injury/Property Damage/
 Wrongful Death Tort (Cont'd.)
 Employment
 Contract
 Real Property
 Unlawful Detainer
 Judicial Review

SHORT TITLE: Sananas, et al. v. Shalhevet School	CASE NUMBER
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A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons -See Step 3 Above
Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice	1., 2., 3.
	<input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3.
Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	2., 3.
Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
	Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals 10.
Breach of Contract/Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not Unlawful Detainer or wrongful eviction)	2., 5.
	<input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence)	2., 5.
	<input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud)	1., 2., 5.
	<input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	1., 2., 5.
Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff	2., 5., 6.
	<input type="checkbox"/> A6012 Other Promissory Note/Collections Case	2., 5.
Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud	1., 2., 3., 5.
	<input type="checkbox"/> A6031 Tortious Interference	1., 2., 3., 5.
	<input checked="" type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels _____	2.
Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure	2., 6.
	<input type="checkbox"/> A6032 Quiet Title	2., 6.
	<input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6.
Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.
Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2., 6.
Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 5.

SHORT TITLE: Sananas, et al. v. Shalhevet School	CASE NUMBER
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Judicial Review (Cont'd.)

Provisionally Complex Litigation

Enforcement of Judgment

Miscellaneous Civil Complaints

Miscellaneous Civil Petitions

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus <input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter <input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2., 8. 2. 2.
Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2., 8.
Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1., 2., 8.
Construction Defect (10)	<input type="checkbox"/> A6007 Construction defect	1., 2., 3.
Claims Involving Mass Tort (40)	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1., 2., 8.
Securities Litigation (28)	<input type="checkbox"/> A6035 Securities Litigation Case	1., 2., 8.
Toxic Tort Environmental (30)	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1., 2., 3., 8.
Insurance Coverage Claims from Complex Case (41)	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.
Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment <input type="checkbox"/> A6160 Abstract of Judgment <input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations) <input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes) <input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax <input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 9. 2., 6. 2., 9. 2., 8. 2., 8. 2., 8., 9.
RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.
Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only <input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment) <input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex) <input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)	1., 2., 8. 2., 8. 1., 2., 8. 1., 2., 8.
Partnership Corporation Governance(21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2., 8.
Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment <input type="checkbox"/> A6123 Workplace Harassment <input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case <input type="checkbox"/> A6190 Election Contest <input type="checkbox"/> A6110 Petition for Change of Name <input type="checkbox"/> A6170 Petition for Relief from Late Claim Law <input type="checkbox"/> A6100 Other Civil Petition	2., 3., 9. 2., 3., 9. 2., 3., 9. 2. 2., 7. 2., 3., 4., 8. 2., 9.

SHORT TITLE: Sananas, et al. v. Shalhevet School	CASE NUMBER
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Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., **Step 3** on Page 1, as the proper reason for filing in the court location you selected.

REASON: CHECK THE NUMBER UNDER COLUMN C WHICH APPLIES IN THIS CASE <input checked="" type="checkbox"/> 1. <input checked="" type="checkbox"/> 2. <input type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/> 6. <input type="checkbox"/> 7. <input type="checkbox"/> 8. <input type="checkbox"/> 9. <input type="checkbox"/> 10.		ADDRESS: 910 South Fairfax Avenue
CITY: Los Angeles	STATE: CA	ZIP CODE: 90036

Item IV. *Declaration of Assignment*: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Main courthouse in the Central District of the Los Angeles Superior Court (Code Civ. Proc., § 392 et seq., and LASC Local Rule 2.0, subs. (b), (c) and (d)).

Dated: March 3, 2008


(SIGNATURE OF ATTORNEY/FILING PARTY)

PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet form CM-010.
4. Complete Addendum to Civil Case Cover Sheet form LACIV 109 (Rev. 01/07), LASC Approved 03-04.
5. Payment in full of the filing fee, unless fees have been waived.
6. Signed order appointing the Guardian ad Litem, JC form FL-935, if the plaintiff or petitioner is a minor under 18 years of age, or if required by Court.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

LACIV 109 (Rev. 01/07)

FILED
LOS ANGELES SUPERIOR COURT
MAY 3
FEB 20 2008
JOHN A. CLARKE, CLERK
BY RUGENA LOPEZ, DEPUTY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
Neil H. Cogan SBN 235316
3333 Harbor Boulevard
Costa Mesa, CA 92626
TELEPHONE NO: (310) 927-7077 FAX NO:
ATTORNEY FOR (Name): Simon Sananas, et al.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles
STREET ADDRESS: 111 North Hill Street
MAILING ADDRESS:
CITY AND ZIP CODE: Los Angeles, CA 90012
BRANCH NAME: Central District

CASE NAME:
Sananas, et al. v. Shalhevet School

CIVIL CASE COVER SHEET
 Unlimited (Amount demanded exceeds \$25,000) **Limited** (Amount demanded is \$25,000 or less)
Complex Case Designation
 Counter **Joinder**
Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

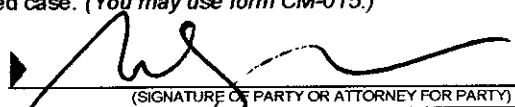
CASE NUMBER:
JUDGE: BC386467
DEPT:

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:
- | | | |
|---|---|--|
| <p>Auto Tort</p> <input type="checkbox"/> Auto (22)
<input type="checkbox"/> Uninsured motorist (46) <p>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</p> <input type="checkbox"/> Asbestos (04)
<input type="checkbox"/> Product liability (24)
<input type="checkbox"/> Medical malpractice (45)
<input type="checkbox"/> Other PI/PD/WD (23) <p>Non-PI/PD/WD (Other) Tort</p> <input type="checkbox"/> Business tort/unfair business practice (07)
<input type="checkbox"/> Civil rights (08)
<input type="checkbox"/> Defamation (13)
<input type="checkbox"/> Fraud (16)
<input type="checkbox"/> Intellectual property (19)
<input type="checkbox"/> Professional negligence (25)
<input type="checkbox"/> Other non-PI/PD/WD tort (35) <p>Employment</p> <input type="checkbox"/> Wrongful termination (36)
<input type="checkbox"/> Other employment (15) | <p>Contract</p> <input type="checkbox"/> Breach of contract/warranty (06)
<input type="checkbox"/> Rule 3.740 collections (09)
<input type="checkbox"/> Other collections (09)
<input type="checkbox"/> Insurance coverage (18)
<input type="checkbox"/> Other contract (37) <p>Real Property</p> <input type="checkbox"/> Eminent domain/Inverse condemnation (14)
<input type="checkbox"/> Wrongful eviction (33)
<input type="checkbox"/> Other real property (26) <p>Unlawful Detainer</p> <input type="checkbox"/> Commercial (31)
<input type="checkbox"/> Residential (32)
<input type="checkbox"/> Drugs (38) <p>Judicial Review</p> <input type="checkbox"/> Asset forfeiture (05)
<input type="checkbox"/> Petition re: arbitration award (11)
<input type="checkbox"/> Writ of mandate (02)
<input type="checkbox"/> Other judicial review (39) | <p>Provisionally Complex Civil Litigation
(Cal. Rules of Court, rules 3.400-3.403)</p> <input type="checkbox"/> Antitrust/Trade regulation (03)
<input type="checkbox"/> Construction defect (10)
<input type="checkbox"/> Mass tort (40)
<input type="checkbox"/> Securities litigation (28)
<input type="checkbox"/> Environmental/Toxic tort (30)
<input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) <p>Enforcement of Judgment</p> <input type="checkbox"/> Enforcement of judgment (20) <p>Miscellaneous Civil Complaint</p> <input type="checkbox"/> RICO (27)
<input type="checkbox"/> Other complaint (not specified above) (42) <p>Miscellaneous Civil Petition</p> <input type="checkbox"/> Partnership and corporate governance (21)
<input checked="" type="checkbox"/> Other petition (not specified above) (43) |
|---|---|--|

2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties | d. <input type="checkbox"/> Large number of witnesses |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence | f. <input type="checkbox"/> Substantial postjudgment judicial supervision |
3. Remedies sought (check all that apply): a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive
4. Number of causes of action (specify):
5. This case is is not a class action suit.
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: March 3, 2008
Neil H. Cogan
(TYPE OR PRINT NAME)


(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

CIVIL CASE COVER SHEET

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you **must** complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check **one** box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES

<p>Auto Tort</p> <ul style="list-style-type: none"> Auto (22)—Personal Injury/Property Damage/Wrongful Death Uninsured Motorist (46) <i>(if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto)</i> <p>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</p> <ul style="list-style-type: none"> Asbestos (04) <ul style="list-style-type: none"> Asbestos Property Damage Asbestos Personal Injury/Wrongful Death Product Liability <i>(not asbestos or toxic/environmental)</i> (24) Medical Malpractice (45) <ul style="list-style-type: none"> Medical Malpractice—Physicians & Surgeons Other Professional Health Care Malpractice Other PI/PD/WD (23) <ul style="list-style-type: none"> Premises Liability (e.g., slip and fall) Intentional Bodily Injury/PD/WD (e.g., assault, vandalism) Intentional Infliction of Emotional Distress Negligent Infliction of Emotional Distress Other PI/PD/WD <p>Non-PI/PD/WD (Other) Tort</p> <ul style="list-style-type: none"> Business Tort/Unfair Business Practice (07) Civil Rights (e.g., discrimination, false arrest) <i>(not civil harassment)</i> (08) Defamation (e.g., slander, libel) (13) Fraud (16) Intellectual Property (19) Professional Negligence (25) <ul style="list-style-type: none"> Legal Malpractice Other Professional Malpractice <i>(not medical or legal)</i> Other Non-PI/PD/WD Tort (35) <p>Employment</p> <ul style="list-style-type: none"> Wrongful Termination (36) Other Employment (15) 	<p>Contract</p> <ul style="list-style-type: none"> Breach of Contract/Warranty (06) <ul style="list-style-type: none"> Breach of Rental/Lease Contract <i>(not unlawful detainer or wrongful eviction)</i> Contract/Warranty Breach—Seller Plaintiff <i>(not fraud or negligence)</i> Negligent Breach of Contract/Warranty Other Breach of Contract/Warranty Collections (e.g., money owed, open book accounts) (09) Collection Case—Seller Plaintiff Other Promissory Note/Collections Case Insurance Coverage <i>(not provisionally complex)</i> (18) <ul style="list-style-type: none"> Auto Subrogation Other Coverage Other Contract (37) <ul style="list-style-type: none"> Contractual Fraud Other Contract Dispute <p>Real Property</p> <ul style="list-style-type: none"> Eminent Domain/Inverse Condemnation (14) Wrongful Eviction (33) Other Real Property (e.g., quiet title) (26) <ul style="list-style-type: none"> Writ of Possession of Real Property Mortgage Foreclosure Quiet Title Other Real Property <i>(not eminent domain, landlord/tenant, or foreclosure)</i> <p>Unlawful Detainer</p> <ul style="list-style-type: none"> Commercial (31) Residential (32) Drugs (38) <i>(if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential)</i> <p>Judicial Review</p> <ul style="list-style-type: none"> Asset Forfeiture (05) Petition Re: Arbitration Award (11) Writ of Mandate (02) <ul style="list-style-type: none"> Writ—Administrative Mandamus Writ—Mandamus on Limited Court Case Matter Writ—Other Limited Court Case Review Other Judicial Review (39) <ul style="list-style-type: none"> Review of Health Officer Order Notice of Appeal—Labor Commissioner Appeals 	<p>Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)</p> <ul style="list-style-type: none"> Antitrust/Trade Regulation (03) Construction Defect (10) Claims Involving Mass Tort (40) Securities Litigation (28) Environmental/Toxic Tort (30) Insurance Coverage Claims <i>(arising from provisionally complex case type listed above)</i> (41) <p>Enforcement of Judgment</p> <ul style="list-style-type: none"> Enforcement of Judgment (20) Abstract of Judgment (Out of County) Confession of Judgment <i>(non-domestic relations)</i> Sister State Judgment Administrative Agency Award <i>(not unpaid taxes)</i> Petition/Certification of Entry of Judgment on Unpaid Taxes Other Enforcement of Judgment Case <p>Miscellaneous Civil Complaint</p> <ul style="list-style-type: none"> RICO (27) Other Complaint <i>(not specified above)</i> (42) <ul style="list-style-type: none"> Declaratory Relief Only Injunctive Relief Only <i>(non-harassment)</i> Mechanics Lien Other Commercial Complaint Case <i>(non-tort/non-complex)</i> Other Civil Complaint <i>(non-tort/non-complex)</i> <p>Miscellaneous Civil Petition</p> <ul style="list-style-type: none"> Partnership and Corporate Governance (21) Other Petition <i>(not specified above)</i> (43) <ul style="list-style-type: none"> Civil Harassment Workplace Violence Elder/Dependent Adult Abuse Election Contest Petition for Name Change Petition for Relief From Late Claim Other Civil Petition
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