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**FILED**  
Superior Court of California  
County of Los Angeles

**JUN 06 2024**

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

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

YOUNES YOUNES, on behalf of himself and all  
others similarly situated,

Case No.: 24STCV12520

vs.

Plaintiff(s),

INITIAL STATUS CONFERENCE  
ORDER  
(COMPLEX LITIGATION PROGRAM)

ELVIRA TAYLOR and DOES 1 through 200,  
inclusive,

Case Assigned for All purposes to  
Judge Elihu M. Berle

Defendant(s),

Department 6  
Date: July 18, 2024  
Time: 11:00 a.m.

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1 This case has been assigned for all purposes to Judge Elihu M. Berle in the  
2 Complex Litigation Program. An Initial Status Conference is set for July 18, 2024, at  
3 11:00 a.m. in Department 6 located in the Los Angeles Superior Courts at United States  
4 Courthouse at 312 N. Spring Street, Los Angeles, California 90012.

5 Plaintiff's counsel is directed to serve a copy of this Initial Status Conference Order  
6 on all parties, within five (5) days of service of this order. If any defendant has not yet  
7 been served in this action, service is to be completed within twenty (20) days of the date of  
8 this order.

9 The Court orders counsel to meet and confer to prepare for the Initial Status  
10 Conference by identifying and discussing the central legal and factual issues in the case.  
11 Counsel for plaintiff is ordered to initiate contact with counsel for defense to begin this  
12 process. Counsel then must negotiate and agree, as possible, on a case management plan.

13 Counsel must file a Joint Initial Status Conference Statement seven (7) calendar  
14 days before the Initial Status Conference. The Joint Initial Status Conference Statement  
15 must be filed on line-numbered pleading paper and must specifically address each of the  
16 below numbered items. Do not use the Judicial Council Form CM-110 (Case Management  
17 Statement).

- 18 **1. PARTIES AND COUNSEL:** Please list all presently named plaintiffs  
19 and/or class representatives and presently named defendants, together with all  
20 counsel of record, including counsel's contact and email information.
- 21 **2. ELECTRONIC SERVICE OF PAPERS:** for administrative efficiency  
22 and conservation of resource for the parties and court, the complex program  
23 requires the parties in every new case to use a third-party cloud service, such as:
- 24 ■ Case Anywhere ([www.caseanywhere.com](http://www.caseanywhere.com)),
  - 25 ■ CaseHomePage ([www.casehomepage.com](http://www.casehomepage.com)), or
  - 26 ■ File&ServeXpress ([www.lexisnexis.com/fileandserve](http://www.lexisnexis.com/fileandserve)).

27 The parties are to select one of these vendors and submit the parties' choice  
28 when filing the Joint Initial Status Conference Statement. If the parties cannot

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1 agree, the court will select the vendor at the Initial Status Conference.

2 Electronic service is not the same as electronic filing.

3 **3. CLAIMS AND DEFENSES:** Set forth a brief description of the core factual  
4 and legal issues, derived from Plaintiff's claims and defendant's defenses.

5 **4. POTENTIAL ADDITIONAL PARTIES:** Does any plaintiff presently  
6 intend to add more plaintiffs and/or class representatives? If so, and if known, by what  
7 date and by what name will these parties be identified? Does any plaintiff presently intend  
8 to name more defendants? If so, and if known, by what date and by what name will these  
9 defendants be identified? Does any appearing defendant presently intend to file a cross-  
10 complaint? If so, who will be named as a cross-defendant and what are the specific cross  
11 claims to be asserted?

12 **5. IMPROPERLY NAMED DEFENDANT(S):** Does any party contend that  
13 the complaint names the wrong person or entity, please explain.

14 **6. (For class actions) ADEQUACY OF PROPOSED CLASS**  
15 **REPRESENTATIVE(S):** Does any party contend one or more named plaintiffs might  
16 not be an adequate class representative. If so, please explain.

17 **7. (For class actions) FOR CLASS ACTIONS ESTIMATED SIZE:** What is  
18 the estimated size of the putative class?

19 **8. (For class actions) OTHER ACTIONS WITH OVERLAPPING CLASS**  
20 **DEFINITIONS:** Are there other cases with overlapping class definitions? If so, please  
21 identify the court, the short caption title, the docket number, and the case status.

22 **9. ARBITRATION AGREEMENTS AND/OR CLASS ACTION**  
23 **WAIVER CLAUSES:** Does any party contend there is an arbitration agreement and/or  
24 class action waiver. If so, please discuss.

25 **10. POTENTIAL EARLY CRUCIAL MOTIONS:** Are there any issues that  
26 can be identified and resolved early. If so, please identify and set forth proposed  
27 procedures for resolution.  
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1       **PLEASE NOTE:** By stipulation a party may move for summary adjudication  
2 of a legal issues or a claim for damages that does not completely dispose of a cause of  
3 action, an affirmative defense, or an issue of duty. (C.C.P. § 437c(t)).

4       **11. PROTECTIVE ORDERS:** Parties considering an order to protect  
5 confidential information from general disclosure should consider the model protective  
6 orders found on the Los Angeles Superior Court Website under “Civil Tools for  
7 Litigators.”

8       **12. DISCOVERY:** Counsel are to discuss a plan of discovery. In class actions,  
9 prior to class certification, the court generally allows discovery on matters relevant to class  
10 certification, which depending on circumstances, sometimes may include some factual  
11 issues also touching the merits.

12       **13. INSURANCE COVERAGE:** Please state (1) if there is insurance for  
13 indemnity or reimbursement, and (2) whether there are any insurance coverage issues  
14 which might affect settlement.

15       **14. ALTERNATIVE DISPUTE RESOLUTION:** Counsel are requested to  
16 discuss ADR and proposed neutrals to conduct such proceedings.

17       **15. TIMELINE FOR CASE MANAGEMENT:** Counsel to propose future  
18 dates for:

- 19       ■ The next status conference,
- 20       ■ A schedule for alternative dispute resolution,
- 21       ■ A filing deadline for the motion for class certification, and
- 22       ■ Filing deadlines and descriptions for other anticipated non-discovery motions.

23       **PENDING FURTHER ORDERS OF THIS COURT,** and except as otherwise  
24 provided in this Initial Status Conference Order, **these proceedings are stayed, except for**  
25 **service of summons and complaint and filing of Notice of Appearance.** This stay shall  
26 preclude the filing of any answer, demurrer, motion to strike, or motions challenging the  
27 jurisdiction of the Court. Each defendant should file a Notice of Appearance for purposes  
28 of identification of counsel and preparation of a service list. The filing such a Notice of

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1 Appearance shall be without prejudice to any challenge to the jurisdiction of the Court,  
2 substantive or procedural challenges to the Complaint, any affirmative defense, and the  
3 filing of any cross-complaint in this action. This stay is issued to assist the Court and the  
4 parties in managing this “complex” case. Although the stay applied to discovery, this stay  
5 shall not preclude the parties from informally exchanging documents that may assist in  
6 their initial evaluation of the issues presented in this case.

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13 Dated: June 6, 2024

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14 HON. ELIHU M. BERLE  
15 JUDGE OF THE SUPERIOR COURT  
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