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Electronically FILED by  
Superior Court of California,  
County of Los Angeles  
7/18/2024 2:22 PM  
David W. Slayton,  
Executive Officer/Clerk of Court,  
By K. Valenzuela, Deputy Clerk

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

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

Plaintiff,

v.

ELVIRA TAYLOR and DOES 1  
through 200, inclusive,

Defendants.

Case No. 24STCV12520

**SUPPLEMENTAL DECLARATION OF  
SHAUN MARTIN IN SUPPORT OF  
OSC AND ENTRY OF PRELIMINARY  
INJUNCTION**

Assigned for All Purposes to:  
Judge: The Hon. Elihu Berle  
Date: July 22, 2024  
Time: 9:00 a.m.  
Place: 312 N. Spring Street,  
Los Angeles, CA 90012,  
Dept. 6

1 I, Shaun Martin, declare under penalty of perjury as follows:

2 1. I am over 18 years of age, of sound mind, and am competent to make this  
3 Declaration, and am counsel for Plaintiff in this action. The evidence set forth in the  
4 foregoing Declaration is based upon my personal knowledge unless expressly stated  
5 otherwise, and if called and sworn as a witness, I could and would testify to each of the  
6 facts set forth herein.

7 2. This Supplemental Declaration provides written support for the factual  
8 statements made by me on the record at the initial hearing on this matter on July 18,  
9 2024 in Department 6, and the questions raised by this Court at that hearing.

10 3. To date, no objection or protest of any type was made by any Defendant  
11 (or anyone else) either by a filing in this Court or informally in response to the OSC and  
12 TRO entered in this matter. This failure to object was notwithstanding the fact that, as  
13 ordered by this Court, both Plaintiff (through deposit of a service token) as well as  
14 Binance and the OK Group (through individual communications with each wallet  
15 owner) notified these customers of the entry of the OSC and TRO, as well as the  
16 scheduling of the preliminary injunction hearing and their opportunity to object.  
17 Further, the "click record" reveals that the web site created by Plaintiff, pursuant to the  
18 Order of this Court, received several hits, which could only come from individuals who  
19 received actual notice of these proceedings.

20 4. Plaintiff expressly requested that no bond be required for issuance of the  
21 preliminary injunction, *see* Plaintiff's Ex Parte Application dated June 11, 2024 at  
22 19:23-20:12, pursuant to, *inter alia*, California Code of Civil Procedure § 995.240  
23 (permitting courts to waive PI bond requirement), given that Mr. Younes lost his life  
24 savings as a result of this scam and cannot afford to post security. *See* Declaration of  
25 Younes Younes dated June 11, 2024, ¶ 6. Since Defendants have made no objection to  
26 this request in this Court, *see supra*, any bond requirement for issuance of a preliminary  
27 injunction has been waived and forfeited, and is not required. *See Smith v. Adventist*  
28 *Health System West* (2010) 182 Cal.App.4th 729, 737-49 (explaining at length why the

1 normal bond requirement is both waived and forfeited when plaintiff requests that no  
2 bond be required in connection with issuance of a preliminary injunction and  
3 Defendants file no opposition to this request); *see also Cal. Judges Benchbook: Civil*  
4 *Proc. Before Trial* (2022) § 14.27 (“Although a judge, in granting a preliminary  
5 injunction, has a duty to require an undertaking in accordance with CCP § 519, this duty  
6 does not exist when a statutory exception applies (CCP § 519(b)) or when the  
7 undertaking requirement has been waived or forfeited. A judge fulfills this duty by  
8 addressing the undertaking requirement and stating that no undertaking needs to be  
9 posted.”); *Cal. Civ. Courtroom Handbook and Desktop Reference* (2024) § 24:61  
10 (same).

11  
12 I declare under penalty of perjury under the laws of the State of California that  
13 the foregoing is true and correct.

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15 Executed this 18th day of July, 2024, in San Diego, California.

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18 Shaun P. Martin  
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