

SUMMONS (CITACION JUDICIAL)

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

FILED

SUPERIOR COURT OF CALIFORNIA
COUNTY OF NEVADA

SEP 14 2022

JASON B. GALKIN
EXECUTIVE OFFICER & CLERK
By: M. MORGAN, Deputy Clerk

**NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):**

JUST CHILL, INC., a California Corporation and DOES 1-50,
inclusive,

**YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):**

DAVID ANTHONY CEROLA, an individual, on behalf of himself, all
aggrieved employees, and the State of California as a Private Attorneys
General,

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case.

[AVISO!] Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. **AVISO:** Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es): Superior Court of California
County of Nevada, Historic Courthouse and Annex
201 Church Street, Nevada City, CA 95959

CASE NUMBER:
(Número del Caso): CU0000310

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Nazo Koulloukian, SBN 263809, 3435 Wilshire Blvd., Ste. 1710, Los Angeles, CA 90010, Tel:(213) 761-5484

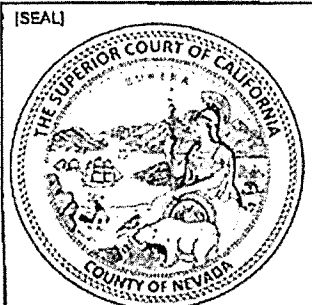
DATE:
(Fecha) 09/14/2022

Clerk, by Melissa Morgan, Deputy
(Secretario) (Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).

NOTICE TO THE PERSON SERVED: You are served

1. ☐ as an individual defendant.
2. ☐ as the person sued under the fictitious name of (specify):
3. ☐ on behalf of (specify):
under: ☐ CCP 416.10 (corporation) ☐ CCP 416.60 (minor)
☐ CCP 416.20 (defunct corporation) ☐ CCP 416.70 (conservatee)
☐ CCP 416.40 (association or partnership) ☐ CCP 416.90 (authorized person)
☐ other (specify):
4. ☐ by personal delivery on (date):



SEP 14 2022

JASON B. GALKIN
EXECUTIVE OFFICER & CLERK
By: M. MORGAN, Deputy Clerk

Nazo Koulloukian, SBN 263809
nazo@koullaw.com
KOUL LAW FIRM
3435 Wilshire Blvd., Suite 1710
Los Angeles, CA 90010
Telephone: (213) 761-5484
Facsimile: (818) 561-3938

Attorneys for Plaintiff,
DAVID ANTHONY CEROLA on behalf of
himself, all aggrieved employees, and the State
of California as a Private Attorneys General

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF NEVADA**

DAVID ANTHONY CEROLA, an
individual, on behalf of himself, all
aggrieved employees, and the State of
California as a Private Attorneys General,

Plaintiff,

vs.

JUST CHILL, INC., a California
Corporation and DOES 1-50, inclusive,

Defendant.

Case No.:

CU0000310

REPRESENTATIVE ACTION

Violation of the Private Attorneys
General Act of 2004, Cal. Labor Code
§2698 *et seq.*

Plaintiff DAVID ANTHONY CEROLA brings this PAGA representative action
complaint on behalf of himself, all aggrieved employees, and the State of California as a
Private Attorneys General, and alleges as follows:

NATURE OF THE ACTION

1. Plaintiff DAVID ANTHONY CEROLA worked as an employee for Defendant
JUST CHILL, INC. and Does 1-50 (collectively "Defendant"). Defendant owns and
operates a grocery outlet in Grass Valley, California. Plaintiff DAVID ANTHONY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name): <u>Nazo Koulloukian, SBN 263809</u> Bar number, and address): KOUL LAW FIRM 3435 Wilshire Blvd., Suite 1710 Los Angeles, CA 90010 TELEPHONE NO.: <u>(213) 761-5484</u> FAX NO.: <u>(818) 561-3938</u> ATTORNEY FOR (Name): <u>Plaintiff and the Aggrieved Employees</u>		FOR COURT USE ONLY FILED SUPERIOR COURT OF CALIFORNIA COUNTY OF NEVADA SEP 14 2022 JASON B. GALKIN EXECUTIVE OFFICER & CLERK By: M. MORGAN, Deputy Clerk						
SUPERIOR COURT OF CALIFORNIA, COUNTY OF <u>Nevada</u> STREET ADDRESS: <u>201 Church Street</u> MAILING ADDRESS: CITY AND ZIP CODE: <u>Nevada City 95959</u> BRANCH NAME: <u>Historic Courthouse and Annex</u>								
CASE NAME: <u>Cerola v. Just Chill, Inc., et al.</u>								
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="text-align: center;">CIVIL CASE COVER SHEET</td> </tr> <tr> <td style="width: 50%; padding: 5px;"> ☒ Unlimited (Amount demanded exceeds \$25,000) </td> <td style="width: 50%; padding: 5px;"> ☐ Limited (Amount demanded is \$25,000 or less) </td> </tr> </table>			CIVIL CASE COVER SHEET		☒ Unlimited (Amount demanded exceeds \$25,000)	☐ Limited (Amount demanded is \$25,000 or less)	CASE NUMBER: <u>CUC200310</u>	
CIVIL CASE COVER SHEET								
☒ Unlimited (Amount demanded exceeds \$25,000)	☐ Limited (Amount demanded is \$25,000 or less)							
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2" style="text-align: center;">Complex Case Designation</td> </tr> <tr> <td style="width: 50%; padding: 5px;"> ☐ Counter </td> <td style="width: 50%; padding: 5px;"> ☐ Joinder </td> </tr> <tr> <td colspan="2" style="padding: 5px;"> Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402) </td> </tr> </table>		Complex Case Designation		☐ Counter	☐ Joinder	Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)		JUDGE: DEPT:
Complex Case Designation								
☐ Counter	☐ Joinder							
Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)								

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:

Auto Tort ☐ Auto (22) ☐ Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort ☐ Asbestos (04) ☐ Product liability (24) ☐ Medical malpractice (45) ☐ Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort ☐ Business tort/unfair business practice (07) ☐ Civil rights (08) ☐ Defamation (13) ☐ Fraud (16) ☐ Intellectual property (19) ☐ Professional negligence (25) ☐ Other non-PI/PD/WD tort (35) Employment ☐ Wrongful termination (36) ☒ Other employment (15)	Contract ☐ Breach of contract/warranty (06) ☐ Rule 3.740 collections (09) ☐ Other collections (09) ☐ Insurance coverage (18) ☐ Other contract (37) Real Property ☐ Eminent domain/Inverse condemnation (14) ☐ Wrongful eviction (33) ☐ Other real property (26) Unlawful Detainer ☐ Commercial (31) ☐ Residential (32) ☐ Drugs (38) Judicial Review ☐ Asset forfeiture (05) ☐ Petition re: arbitration award (11) ☐ Writ of mandate (02) ☐ Other judicial review (39)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) ☐ Antitrust/Trade regulation (03) ☐ Construction defect (10) ☐ Mass tort (40) ☐ Securities litigation (28) ☐ Environmental/Toxic tort (30) ☐ Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment ☐ Enforcement of judgment (20) Miscellaneous Civil Complaint ☐ RICO (27) ☐ Other complaint (not specified above) (42) Miscellaneous Civil Petition ☐ Partnership and corporate governance (21) ☐ Other petition (not specified above) (43)
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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. ☐ Large number of separately represented parties | d. ☐ Large number of witnesses |
| b. ☐ Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. ☐ Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. ☐ Substantial amount of documentary evidence | f. ☐ 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): One (1)
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: September 7, 2022

Nazo Koulloukian

(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.

Page 1 of 2

FILED BY FACSIMILE

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF NEVADA**

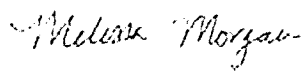
201 Church Street Nevada City, CA 95959 Phone: (530) 362-4309	ELECTRONICALLY FILED BY SUPERIOR COURT OF CALIFORNIA, COUNTY OF NEVADA 09/14/2022 JASON B. GALKIN, CLERK OF THE COURT MELISSA MORGAN, DEPUTY
Cerola, David Anthony vs. Just Chill, Inc.	
Notice - Case Management Conference	Case Number: CU0000310

NOTICE is given that a Case Management Conference has been scheduled as follows:

Date: March 13, 2023	Time: 9:00 A.M.	Department: Department 6
Location: Nevada County Courthouse, 201 Church Street, Nevada City, California, 95959 <i>The hearing set in this notice does not eliminate your obligation to file a response to the complaint as specified on the summons. Failure to do so may result in a default judgment.</i>		

- You must file and serve a completed Case Management Statement form CM-110 **AT LEAST FIFTEEN DAYS** before the case management conference (California Rule of Court 3.725). Strict compliance with California Rules of Court 3.110 required.
- You must be familiar with the case and be fully prepared to participate effectively in the case management conference.
- At the case management conference the court may make pretrial orders, including the following:
 - o Orders establishing discovery schedules and exchange of expert witness information;
 - o Referral to judicial arbitration or other alternate dispute resolution with a date of completion;
 - o Orders setting subsequent conferences and the trial date;
 - o Other orders in furtherance of the Trial Court Delay Reduction Act (Gov. Code §68600 *et seq.*);
- Should the parties comply with California Rules of Court 3.110 and timely file their Case Management Statement, appearance at the case management conference **may** be waived.
- The court will issue a proposed order on Thursday before the conference. The proposed order will be posted and available under the link "Tentative Rulings" on the court's web site (<https://www.nevada.courts.ca.gov/>). For further instructions and information see the Case Management Information Sheet.
- A copy of this Notice must be served on each party with the complaint or other initial pleading, including each new party brought in by way of cross-complaint, complaint in intervention, or other initial pleading.

Date: September 14, 2022


Melissa Morgan, Deputy Clerk