

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE  
3255 E. Tahquitz Canyon Way  
Palm Springs, CA 92262  
[www.riverside.courts.ca.gov](http://www.riverside.courts.ca.gov)

RECEIVED  
CITY CLERK'S OFFICE  
PALM DESERT, CA

2017 SEP 27 PM 12:59

NOTICE OF DEPARTMENT ASSIGNMENT FOR ALL PURPOSES

DORAN VS CITY OF PALM DESERT

CASE NO. PSC1705265

This case is assigned to the Honorable Judge James T Latting in Department PS1 for all purposes.

The Case Management Conference is scheduled for 03/26/18 at 8:30 in Department

The plaintiff/cross-complainant shall serve a copy of this notice on all defendants/cross-defendants who are named or added to the complaint and file proof of service.

Any disqualification pursuant to CCP Section 170.6 shall be filed in accordance with that section. The court follows California Rules of Court, Rule 3.1308(a) (1) for tentative rulings (see Riverside Superior Court Local Rule 3316). Tentative Rulings for each law and motion matter are posted on the Internet by 3:00 pm on the court day immediately before the hearing at <http://www.riverside.courts.ca.gov/tentativerulings.shtml>. If you do not have internet access, you may obtain the tentative ruling by telephone at (760)904-5722.

To request oral argument, not later than 4:30 pm on the court day before the hearing you must (1) notify the judicial secretary at (760)904-5722 and (2) inform all other parties. If no request for oral argument is made by 4:30 pm, the tentative ruling will become the final ruling on the matter effective the date of the hearing.

Requests for accommodations can be made by submitting Judicial Council form MC-410 no fewer than five court days before the hearing. See California Rules of Court, rule

CERTIFICATE OF MAILING

I certify that I am currently employed by the Superior Court of California, County of Riverside, and that I am not a party to this action or proceeding. In my capacity, I am familiar with the practices and procedures used in connection with the mailing of correspondence. Such correspondence is deposited in the outgoing mail of the Superior Court. Outgoing mail is delivered to and mailed by the United States Postal Service, postage prepaid, the same day in the ordinary course of business. I certify that I served a copy of the foregoing NOTICE on this date, by depositing said copy as stated above.

Court Executive Officer/Clerk

Date: 09/26/17

by: K. Boldis

KRISZTIAN I BOLDIS, Deputy Clerk

**SUMMONS**  
**(CITACION JUDICIAL)**

RECEIVED  
CITY CLERK'S OFFICE  
PALM DESERT, CA

SUM-100

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

NOTICE TO DEFENDANT:  
(AVISO AL DEMANDADO):

2017 SEP 27 PM 12:59

City of Palm Desert

FILED  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF RIVERSIDE

KB

SEP 26 2017

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

Kenneth Doran

K. Boldis

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](http://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](http://www.lawhelpcalifornia.org)), the California Courts Online Self-Help Center ([www.courtinfo.ca.gov/selfhelp](http://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](http://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](http://www.lawhelpcalifornia.org)), en el Centro de Ayuda de las Cortes de California, ([www.sucorte.ca.gov](http://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  
3255 E. Tahquitz Canyon Way, Palm Springs, CA 92262

CASE NUMBER:  
(Número del Caso)

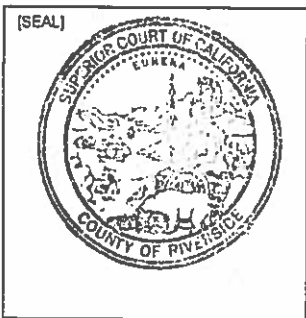
PSC1705265

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):  
Kenneth Doran 43-300 Elkhorn Tr. Apt.# G-18 Palm Desert, CA 92211 760-408-2241

DATE: SEP 26 2017  
(Fecha)

Clerk, by [Signature], 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):  
City of Palm Desert

- 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): 9/25/2017

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE

- BANNING 311 E. Ramsey St., Banning, CA 92220
- BLYTHE 265 N. Broadway, Blythe, CA 92225
- HEMET 880 N. State St., Hemet, CA 92543
- MORENO VALLEY 13800 Heacock St., Ste. D201, Moreno Valley, CA 92553

- MURRIETA 30755-D Auld Rd., Suite 1226, Murrieta, CA 92563
- PALM SPRINGS 3255 E. Tahquitz Canyon Way, Palm Springs, CA 92262
- RIVERSIDE 4050 Main St., Riverside, CA 92501
- TEMECULA 41002 County Center Dr., #100, Temecula, CA 92591

RI-030

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar Number and Address) <b>Kenneth Doran</b> 43-300 Elkhorn Tr. Apt. # G-18 Palm Desert, CA 92211  TELEPHONE NO: <b>760-408-2241</b> FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):	FOR COURT USE ONLY  <div style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">FILED</div> <div style="font-size: 1.5em; font-weight: bold;">SEP 26 2017</div> <div style="font-size: 1.2em; font-weight: bold;">K. Boldis</div> CASE NUMBER: <div style="font-size: 1.5em; font-weight: bold; border: 1px solid black; padding: 2px;">PSC1705265</div>
PLAINTIFF/PETITIONER: <b>Kenneth Doran</b>  DEFENDANT/RESPONDENT: <b>City of Palm Desert</b>	
<b>CERTIFICATE OF COUNSEL</b>	

The undersigned certifies that this matter should be tried or heard in the court identified above for the reasons specified below:


- The action arose in the zip code of: 92262
- The action concerns real property located in the zip code of: \_\_\_\_\_
- The Defendant resides in the zip code of: 92211

For more information on where actions should be filed in the Riverside County Superior Courts, please refer to Local Rule 1.0015 at [www.riverside.courts.ca.gov](http://www.riverside.courts.ca.gov).

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date 9/22/2017

Kenneth Doran  
(TYPE OR PRINT NAME OF  ATTORNEY  PARTY MAKING DECLARATION)

  
(SIGNATURE)

RECEIVED  
CITY CLERK'S OFFICE  
PALM DESERT, CA

KT  
**FILED**  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF RIVERSIDE

2017 SEP 27 PM 12:59

SEP 26 2017

**K. Boldis**

1 Kenneth Doran  
2 43-300 Elkhorn Trail Apt. #G-18  
3 Palm Desert, CA 92211  
4 (760) 408-2241

5 Plaintiff in Pro Per

6 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
7 FOR THE COUNTY OF RIVERSIDE

9 Kenneth Doran,,

10 Plaintiff,

11 vs.

12 City of Palm Desert,

13 Defendant,

Case No.: **PSC 17 05 2 6 5**

Complaint for:

1) Professional Negligence

14  
15  
16  
17 1. Plaintiff Kenneth Doran (hereinafter "Plaintiff"), makes the following allegations against  
18 Defendants City of Palm Desert (hereinafter "Defendants").

19 **JURISDICTION AND VENUE**

20 2. The Court has jurisdiction over all causes of action asserted herein:

21 A. Pursuant to the California Constitution, Article VI, Section 10, because this is a case  
22 not given by statute to other trial courts.

23 B. The Court has jurisdiction over all Defendants because all Defendants are California  
24 residents.

25 C. Venue is proper because the cause of action stated herein occurred in this judicial  
26 district.  
27  
28

Complaint for:

1) Professional Negligence - 1

1 D. Venue is further proper in this Court because:

- 2 1. The alleged violation(s) occurred in the County of  
3 Riverside.  
4  
5 2. City of Palm Desert has its City Hall location and conducts its operations in the  
6 County of Riverside.  
7  
8 3. Kenneth Doran resides in the City of Palm Desert and the County of Riverside.

9 **PARTIES**

- 10 3. Kenneth Doran is an individual who resides in the County of Riverside, State of California,  
11  
12 4. City of Palm Desert is a California Municipality with place of business located in the County  
13 of Riverside, State of California.  
14  
15 5. Plaintiff is ignorant of the true names and capacities of Defendants sued herein as inclusive,  
16 and therefore sue these Defendants by such fictitious names. Plaintiff will amend this  
17 complaint to allege their true names and capacities when ascertained.  
18  
19 6. Plaintiff is informed and believes and thereon alleges that at all times herein mentioned, each  
20 of the Defendants sued herein was the agent and employee of each of the remaining  
21 Defendants and was at all times acting within the purpose and scope of such agency and  
22 employment.

23 **FACTUAL ALLEGATIONS**

- 24 7. Plaintiff alleges the following actions:

25 The 2012 campaign was a good year for me to run for city council as Bob Speigel was  
26 seeking reelection and he was one who used his position on the council inappropriately  
27 and illegally. I had just gone public with my information on city corruption which would  
28 have given me a great platform along with other issues on which to run.

Complaint for:

1 I went to the city of Palm Desert to get the materials to run for city council. I submitted  
2 the material to Rachelle Klassen, City Clerk. I, subsequently, received a call from Ms.  
3 Klassen stating that I was one signature short on the nomination form. I was surprised  
4 that so many people who signed thought they were registered to vote. I was upset and  
5 made the comment that there has to be a way to verify the signatures. Klassen did not say  
6 anything to me to specify whether a method existed. Nor did she tell me that I could  
7 come down to pick-up the nomination petition to solicit one (1) more signature.  
8  
9

10  
11 8. This 2014 campaign was not a good year for me to run for office because the physical  
12 therapy was not working and the prospect of going to the hospital for a back operation was  
13 high. Nonetheless, I went to the city of Palm Desert to get the materials from Klassen to run  
14 for city council. She told me to be sure and put myself down as a signatory on the nomination  
15 form. I said you did not tell me that the last time, if so I could not have been one (1) signature  
16 short.  
17

18 Her response: Oh well.

19 I was nice and did not say anything else. I was wondering why she did not tell me to  
20 come down put myself down as a signatory on the nomination form in the 2012 campaign  
21 as I submitted all the documents before 3:00 pm. More importantly, I stated again that I  
22 wish there was a way to verify the nomination signatures before submitting the  
23 documents to the City Clerk's office.  
24

25 Her response: NO

26 I gathered enough signatures to get on the ballot; however, given my current health  
27 condition I could not launch a successful campaign.  
28

Complaint for:

1 9. The 2016 campaign was a very good year to run for city council as I previously took action  
2 to position myself for an effective run. So I went to the city of Palm Desert to get the  
3 materials from Klassen to run for city council. It had become routine by now so everything  
4 went fine. Again I stated that I wish there was any way to verify the nomination signatures  
5 before submitting the documents. Ms. Klassen and Ms. Mendoza did not say anything.  
6

7 10. I did arrive on July 15<sup>th</sup> to submit the paperwork on the last day only to be informed that I  
8 had two (2) additional days. I was thinking how I wished I could have the signatures verified  
9 so I would know whether I qualified for the ballot but Ms. Klassen did not offer this service.  
10 Nonetheless, I returned on July 17<sup>th</sup> to submit the material as required. Subsequently, I  
11 received a call from Ms. Klassen indicating that I was five signatures short. After that phone  
12 call, I called the Riverside County Registrar of Voter's Office to complain about the inability  
13 to verify the signatures before submitting the documents to the City Clerk's office. I spoke  
14 with a supervisor and told her what had happened about the nomination signatures and that it  
15 had previously happened in the 2012 campaign. This is when she stated: "All that you have  
16 to do is call our office and we will go through the signatures with you before you submit the  
17 documents to the city clerk's office." I immediately became silent, then I said, "I'm sorry,  
18 did you say that I can call your office and you will help me verify the signatures over the  
19 phone." She said "yea". Then I said, do the city clerk's offices know this. She said, "I don't  
20 know." She said it in a tone and manner to make me think that this is common knowledge (a  
21 basic understanding in a city clerk's office). The call concluded by her stating that she would  
22 recheck the signatures for me, but absent that, there was nothing else they could do as they  
23 have performed their duties appropriately. I thank her for her time.  
24  
25  
26  
27  
28

Complaint for:

1 11. For the rest of the night and several days afterward, I was stunned. I did not know what to  
2 think. I have never had an argument with Ms. Klassen before and it seemed illogical that she  
3 would purposely make it difficult for me to seek office as such actions might even be  
4 criminal. Never was I told that I could submit the material early for evaluation and that I  
5 could seek additional signatures if necessary, especially since I inquired about this capability  
6 on numerous occasions over three (3) election cycles. If I had been told this information, I  
7 would have submitted the documents on July 15<sup>th</sup> so that I would have had to two (2) extra  
8 days to get (what we know now is five (5) signatures) to get the required twenty (20)  
9 signatures to qualify for the ballot. I may not be the smartest person alive, but this is simply a  
10 no-brainer as pre-verification would eliminate the uncertainty. Moreover, since I was one (1)  
11 signature short in a previous election, how could I have not taken advantage of the  
12 opportunity to remove all doubt about my ability to qualify for the ballot? This simply is not  
13 logical from a reasonable prudent person's perspective. Never was I told that I could contact  
14 Riverside County Registrar of voters directly and they would go through the signatures with  
15 me. The effort required to make a phone call from the comfort of my home to verify the  
16 signatures would be small in comparison to the effort previously given to prepare for the  
17 2016 election (e.g., filing law suits against the city for unethical and illegal practices,  
18 communicating with the media, preparing legislative goals and activities, gathering the  
19 signatures, etc.)

20  
21  
22  
23  
24 12. It would have been so simple for Klassen to state the following:

25 If you would like to verify the signatures on your nomination form before you  
26 submit them, you can contact the Riverside County Registrar of Voters and they  
27 will go through them with you over the phone.  
28

Complaint for:



1 Or

2 If you submit your nomination form early, I will verify the signatures that you  
3 have so that you can go back to seek additional signature as it can be difficult to  
4 get valid signatures. This would have been so simple and clear to understand.  
5

6 Unfortunately, this did not occur. I do believe that the City Clerk with a top salary  
7 of \$170,000 per year has a professional responsibility to give the public accurate  
8 information.  
9

10 13. I have tried to figure out what would be Klassen's motive to prevent me from getting on the  
11 ballot. Over six (6) years ago, I gave a presentation before the city council in which I stated,  
12 "it is wrong to give jobs to people who were unqualified and there are current employees  
13 who make over a \$100,000 a year that have these jobs and do not even possess a college  
14 degree." It appears that Ms. Klassen does not hold a college degree and therefore, Ms.  
15 Klassen's motive may be her desire to protect her \$170,000 a year job at the expense of  
16 democracy.  
17

18 **CAUSE OF ACTION – NEGLIGENCE**

19 14. Plaintiff asserts that Ms. Klassen had a responsibility, as the City Clerk of the City of Palm  
20 Desert, to provide accurate information and a conduct of care to Mr. Doran in the execution  
21 of her duties. Ms. Klassen breached her responsibilities and was the actual cause of the  
22 damages suffered.  
23

24 **WHEREFORE, Plaintiff prays for judgement against Defendants as follows:**

25 15. Full and fair monetary damages to be proven at trial to compensate Plaintiff for the mental  
26 anguish, humiliation, pain and suffering and such other damages as resulted from the  
27 improper conduct of Defendant;  
28

Complaint for:

1 16. Such punitive damages as are determined by the enlightened conscience of an impartial jury  
2 are warranted to deter Defendant from future conduct of the type proven at trial;

3  
4 17. Plaintiffs costs of this action including reasonable attorney's fees.

5 Dated: September 20, 2017

Respectfully Submitted,

6 By



7  
8 Kenneth Doran

9 Plaintiff in Pro Persona  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Complaint for:

1) Professional Negligence - 7

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  
Kenneth Doran  
43-300 Elkhorn Tr. Apt.# G-18  
Palm Desert, CA 92211  
TELEPHONE NO.: 760-408-2241 FAX NO.:  
ATTORNEY FOR (Name):

RECEIVED ONLY  
CITY CLERK'S OFFICE  
PALM DESERT, CA  
2017 SEP 27 PM 12:59

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE  
STREET ADDRESS:  
MAILING ADDRESS:  
CITY AND ZIP CODE: PALM SPRINGS, CA 92262  
BRANCH NAME:

CASE NAME:  
Doran vs. City of Palm Desert

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:  
PSC1705265  
JUDGE:  
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:  
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)

- 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  
b.  Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve  
c.  Substantial amount of documentary evidence  
d.  Large number of witnesses  
e.  Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court  
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): 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: 9/20/2017  
Kenneth Doran  
(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.

**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**

**Auto Tort**

- Auto (22)—Personal Injury/Property Damage/Wrongful Death
- Uninsured Motorist (46) (*if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto*)

**Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort**

- Asbestos (04)
  - Asbestos Property Damage
  - Asbestos Personal Injury/Wrongful Death
- Product Liability (*not asbestos or toxic/environmental*) (24)
- Medical Malpractice (45)
  - Medical Malpractice—Physicians & Surgeons
  - Other Professional Health Care Malpractice
- Other PI/PD/WD (23)
  - 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

**Non-PI/PD/WD (Other) Tort**

- Business Tort/Unfair Business Practice (07)
- Civil Rights (e.g., discrimination, false arrest) (*not civil harassment*) (08)
- Defamation (e.g., slander, libel) (13)
- Fraud (16)
- Intellectual Property (19)
- Professional Negligence (25)
  - Legal Malpractice
  - Other Professional Malpractice (*not medical or legal*)
- Other Non-PI/PD/WD Tort (35)

**Employment**

- Wrongful Termination (36)
- Other Employment (15)

**Contract**

- Breach of Contract/Warranty (06)
  - Breach of Rental/Lease Contract (*not unlawful detainer or wrongful eviction*)
  - Contract/Warranty Breach—Seller Plaintiff (*not fraud or negligence*)
- 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 (*not provisionally complex*) (18)
  - Auto Subrogation
  - Other Coverage
- Other Contract (37)
  - Contractual Fraud
  - Other Contract Dispute

**Real Property**

- Eminent Domain/Inverse Condemnation (14)
- Wrongful Eviction (33)
- Other Real Property (e.g., quiet title) (26)
  - Writ of Possession of Real Property
  - Mortgage Foreclosure
  - Quiet Title
  - Other Real Property (*not eminent domain, landlord/tenant, or foreclosure*)

**Unlawful Detainer**

- Commercial (31)
- Residential (32)
- Drugs (38) (*if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential*)

**Judicial Review**

- Asset Forfeiture (05)
- Petition Re: Arbitration Award (11)
- Writ of Mandate (02)
  - Writ—Administrative Mandamus
  - Writ—Mandamus on Limited Court Case Matter
- Writ—Other Limited Court Case Review
- Other Judicial Review (39)
  - Review of Health Officer Order
  - Notice of Appeal—Labor Commissioner Appeals

**Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)**

- Antitrust/Trade Regulation (03)
- Construction Defect (10)
- Claims Involving Mass Tort (40)
- Securities Litigation (28)
- Environmental/Toxic Tort (30)
- Insurance Coverage Claims (*arising from provisionally complex case type listed above*) (41)

**Enforcement of Judgment**

- Enforcement of Judgment (20)
  - Abstract of Judgment (Out of County)
  - Confession of Judgment (*non-domestic relations*)
  - Sister State Judgment
  - Administrative Agency Award (*not unpaid taxes*)
  - Petition/Certification of Entry of Judgment on Unpaid Taxes
- Other Enforcement of Judgment Case

**Miscellaneous Civil Complaint**

- RICO (27)
- Other Complaint (*not specified above*) (42)
  - Declaratory Relief Only
  - Injunctive Relief Only (*non-harassment*)
  - Mechanics Lien
  - Other Commercial Complaint Case (*non-tort/non-complex*)
  - Other Civil Complaint (*non-tort/non-complex*)

**Miscellaneous Civil Petition**

- Partnership and Corporate Governance (21)
- Other Petition (*not specified above*) (43)
  - Civil Harassment
  - Workplace Violence
  - Elder/Dependent Adult Abuse
  - Election Contest
  - Petition for Name Change
  - Petition for Relief From Late Claim
- Other Civil Petition