

# BRADLEY & GMELICH

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December 27, 2010

**Bradley & Gmelich is pleased to announce we have had several favorable verdicts over the past few months. Highlighted below are some of those accomplishments.**

## 1. *Wang v. Life Plaza Center* - Trial Victory

Please congratulate Jonathan A. Ross for his successful defense verdict in this matter. Plaintiff, who leased commercial space from the defendant to operate a Chinese restaurant, sued defendant, claiming there was pervasive leaking at the location from the roof. As a result of this leaking, plaintiff's business allegedly sustained loss of revenue in excess of over \$165,000.00, as well as property damage. This matter proceeded to trial in late August. During trial, plaintiff and his witnesses were effectively cross-examined by Mr. Ross. On the last day of trial, immediately before the last witness was to testify and the parties were to make closing arguments, plaintiff dismissed his entire case with prejudice, only seeking a waiver of costs.

## 2. *Williams v. Newport Diversified* - Demurrer sustained without leave to amend

Please congratulate Jonathan A. Ross and Arnold S. Levine for their successful Demurrer without leave to amend to plaintiff's First Amended Complaint. Plaintiff was a former vendor at the Santa Fe Swap Meet, who had previously been instructed not to return to the swap meet due to inappropriate behavior. When Plaintiff returned and refused to leave, he was arrested for Trespass. Plaintiff alleged that he was unlawfully arrested by the defendant, and that the defendant had defamed him. The Court agreed with our arguments that Civil Code Section 47 applied as the communications from the swap meet to the police was privileged.

### 3. *Chief Protective Services vs. Acker Stone Industries, Inc., et al.* – Trial Victory

On October 22, 2010, our Senior Associate, John Flock obtained a favorable verdict in a breach of contract lawsuit. After a 4-day trial, the jury agreed that our client, Chief Protective Services, Inc. was entitled to payment from Defendant, which refused to pay invoices for services rendered. Defendant argued that the guards had not worked the shifts in question and failed to prepare reports that were part of the services promised. The favorable verdict also entitles our client to recovery of its attorney's fees, costs, and interest incurred litigating this matter.

### 4. *Janice Stone, et al. vs. Simi Country Mobile Estates, et al.* – Terminating Sanctions Motion

Bradley & Gmelich would like to congratulate Tom Gmelich and Robert Crook on their recent victory in the case of *Stone vs. Simi Valley Estates*. This case involved a significant factual dispute as to whether Plaintiff was late on payments for the space that she was renting and whether she was fraudulently forced to sell her mobile home by Defendants. Mr. Crook obtained a dismissal of the case by winning a terminating sanctions motion, including attorney's fees and costs in the amount of \$41,793.50 for the client.