

Monex Deposit Co., et al. v. Jason Gilliam, et al.
Case No. SACV 09-287-JVS (RNBx)

Declaration of Scott Andrews

Exhibit A

3 Y:
7009 DEC 28 AM 10:27
CLERK OF DISTRICT COURT
CENTRAL DISTRICT OF CALIF.
SANTA ANA

FILED

1 Jason Gilliam
2 Richard Gilliam
3 24310 Moulton Pkwy, Unit O-164
4 Laguna Hills, CA 92637
5 Telephone: (714) 536-3333

6 Defendants in pro se

7 UNITED STATES DISTRICT COURT
8 FOR THE CENTRAL DISTRICT OF CALIFORNIA

9 MONEX DEPOSIT COMPANY, et al,) No. SACV09-287 JVS (RNBx)
10 Plaintiffs,)
11 v.) OBJECTION OF DEFENDANTS RE
12 JASON GILLIAM, et al,) PLAINTIFFS' NOTICE FOR
13 Defendants.) DEPOSITIONS AND NOTICE OF
14) UNAVAILABILITY OF DEFENDANTS
15)

16
17 OBJECTION RE NOTICE OF DEPOSITION OF DEFENDANTS

18 Defendants Jason and Richard Gilliam object to the Plaintiffs' recently filed Notice of
19 Deposition of Richard Gilliam and Notice of Deposition of Jason Gilliam. The plaintiffs filed
20 these notices without any prior warnings or attempts to coordinate such with the
21 defendants. The defendants had already made plans prior to these notices which make
22 their appearance at those dates impossible. Furthermore, plaintiffs' attorney Neil
23 Goteiner's abusive behavior in the first deposition of Jason Gilliam is evidence that these
24 depositions will simply be more of the same. Defendants are not obligated to show up to
25 tolerate such abusive behavior and will not do so. See FRCP 30(d)(3)(A).

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NOTICE OF UNAVAILABILITY OF DEFENDANTS

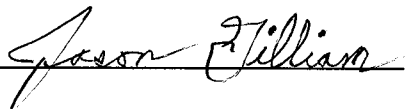
TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD, IF ANY:

Please take notice that, neither defendants Jason Gilliam nor Richard Gilliam will be available for the plaintiffs' noticed depositions erroneously scheduled without either defendant's consent for January 8, 2010.

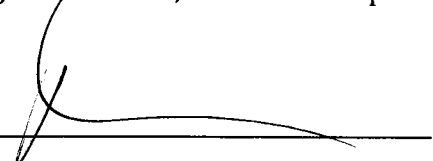
Please take notice that, neither defendants Jason Gilliam nor Richard Gilliam will be available for the settlement conference erroneously scheduled by the plaintiffs without either defendant's consent for January 11, 2010.

Both defendants will be unavailable until after January 17, 2010.

Respectfully submitted on December 28, 2009:



Jason Gilliam, Defendant in pro se



Richard Gilliam, Defendant in pro se

Certificate of Service

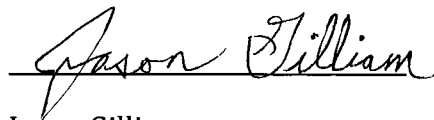
I certify under penalty of perjury that:

My name is Jason Gilliam and I am representing myself as a defendant in this lawsuit. Both defendants and plaintiffs have agreed to accept service from each other by email. Attached to this certificate of service is the Court's order allowing service by email. I served the following:

- 1) OBJECTION OF DEFENDANTS RE PLAINTIFFS' NOTICE FOR DEPOSITIONS AND NOTICE OF UNAVAILABILITY OF DEFENDANTS;
- 2) OBJECTION OF DEFENDANT JASON GILLIAM TO MONEX'S PROPOSED ORDER RE SUMMARY JUDGMENT ON EXTORTION AND INTERFERENCE;

by attaching to email a true copy of each document in PDF format and sending the email to the plaintiffs' attorneys on December 28, 2009.

Email service was made to the following email addresses: sandrews@fbm.com; ngoteiner@fbm.com; mmckay@fbm.com; karentsen@fbm.com; and calendar@fbm.com.



Jason Gilliam