

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF SAN DIEGO
CENTRAL**

MINUTE ORDER

DATE: 07/18/2025

TIME: 9:00 AM

DEPT: C-75

JUDICIAL OFFICER: JAMES MANGIONE

CLERK: Natalie Calantoc

REPORTER/ERM: Not Reported

BAILIFF/COURT ATTENDANT: J. Lemke

CASE NO: **37-2021-00050889-CU-AT-CTL** CASE INIT.DATE: 12/03/2021

CASE TITLE: **Sherlock vs Austin [EFILE]**

CASE CATEGORY: Civil CASE TYPE: (U)Antitrust/Trade Regulation

HEARING TYPE: Motion Hearing

MOVING PARTY:

APPEARANCES

Amy Sherlock, self-represented Plaintiff and Appellant, present via remote audio appearance.

Andrew Flores, attorney for Amy Sherlock, Plaintiff and Appellant, present via remote video appearance.

Andrew Hall, attorney for Abhay Schweitzer, DBA Techne, Defendant and Respondent on Appeal, present via remote video appearance.

The Court hears argument of counsel and confirms the tentative ruling as follows:

Plaintiffs Amy Sherlock, T.S. Sherlock, S.S. Sherlock, and Andrew Flores's Motion for Involuntary Dismissal of Parties and Leave to File Second Amended Complaint is granted in part and denied in part.

The instant motion seeks to amend the allegations against the following Defendants who have been served in this case: Bradford Harcourt, Eulenthias Duane Alexander, Stephen Lake, Salam Razuki, Allied Spectrum, Inc. and Prodigious Collectives, LLC. No entry of default has been entered as to any of these Defendants. Therefore, Plaintiffs are obligated to serve the instant motion on these Defendants in accordance with CCP § 1005. As no proof of service was filed, the Court denies Plaintiffs request to file an amended complaint without prejudice.

However, Plaintiffs may, at any time, chose to dismiss claims against defendants and/or withdraw from the lawsuit. Therefore, the Court grants Plaintiffs' request to dismiss Aaron Magagna, Bartell

& Kwiatkowski, Logan Stellmacher, Shawn Miller, Natalie Trang Nguyen, James Bartell and Finch Thorton and Barid without prejudice. In light of the existing judgments, Rebecca Berry, Larry Geraci, Austin Legal Group, Gina Austin, Jessica McElfresh and Abhay Schweitzer are dismissed with prejudice, and the dismissal shall not impact the judgments. Additionally, the Court grants Plaintiff Andrew Flores's request to be dismissed as a plaintiff in this case.

Plaintiffs are directed to serve notice of the Court's decision on all parties who have been served in this case within fourteen (14) days.

The minute order is the order of the Court.

James Mangione

Judge James Mangione