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Far West Operating, LLC, and Far West Staffing, LLC

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Justus Henkes IV, and 419 Consulting, Inc.

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14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
15 **COUNTY OF SAN DIEGO**

16 KARL BECK, individually and on behalf
of all other similarly situated California
17 residents,

18 Plaintiff,

19 vs.

20 POINT LOMA PATIENTS CONSUMER
COOPERATIVE CORPORATION, a
21 California corporation, ADAM KNOPF, an
individual, JUSTUS H. HENKES IV, an
22 individual, 419 CONSULTING INC, a
California corporation, GOLDEN STATE
23 GREENS LLC, a California LLC, FAR
WEST MANAGEMENT LLC, a
24 California LLC, FAR WEST
OPERATING, LLC, a California LLC,
25 FAR WEST STAFFING LLC, a California
LLC, and DOES 1-50;

26 Defendants.
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ELECTRONICALLY FILED
Superior Court of California,
County of San Diego
04/16/2018 at 12:09:00 PM
Clerk of the Superior Court
By Katelin O'Keefe, Deputy Clerk

CASE NO. 37-2017-00037524-CU-BT-CTL

CLASS ACTION

**DEFENDANT'S EX PARTE
APPLICATION TO STAY THE COURT'S
MARCH 23, 2018 DISCOVERY ORDER**

Judge: Hon. Joel Wohlfeil
Dept.: C-73
Date: April 17, 2018
Time: 8:30 a.m.

Complaint Filed: October 6, 2017

Trial Date: March 1, 2019

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on April 17, 2018 at 8:30 a.m. in Department C-73 of the San Diego Superior Court, located at 330 West Broadway, San Diego, California 92101, defendant POINT LOMA PATIENTS CONSUMER COOPERATIVE CORPORATION (“Defendant”) will and does bring this ex parte application pursuant to Code of Civil Procedure section 918 and for good cause shown, requesting a stay of the March 23, 2018 discovery order compelling Defendant to respond to Plaintiff’s Request for Production No. 1, and produce an export list of names and addresses of Defendant’s patrons to a notice administrator (ROA #83) (the “Order”) pending Defendant’s application for a writ.

Defendant requests a 90 day extension to comply with the Order because appellate review is being sought.

This ex parte application is based on this notice, the accompanying Memorandum of Points and Authorities, Declaration of Tamara M. Leetham, and the papers and pleadings on file in this matter and upon all other further oral and documentary evidence as may be presented at the time of the hearing.

Dated: April 16, 2018

Respectfully Submitted,
AUSTIN LEGAL GROUP, APC

By: Gina M. Austin/Tamara M. Leetham
Attorneys For Defendants