



Cole Moscatel &lt;cmoscatel@gmail.com&gt;

**FW: 9000/Ultimate**

1 message

**Leah Schoen** <leah@thegreenlawgroup.com>  
To: Cole Moscatel <cmoscatel@gmail.com>  
Cc: Jessica Dean <jessica@thegreenlawgroup.com>

Wed, Oct 29, 2025 at 4:58 PM

FYI see attached and below.

# Leah

LEAH SCHOEN

Associate

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 Book time to meet with me

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**From:** Leah Schoen  
**Sent:** Wednesday, October 29, 2025 4:57 PM  
**To:** 'Kenneth Taylor III' <[KTaylor@rlattorneys.com](mailto:KTaylor@rlattorneys.com)>; David Dorenfeld <[david@dorenfeldlaw.com](mailto:david@dorenfeldlaw.com)>; Nicole Soteras <[Nicole@dorenfeldlaw.com](mailto:Nicole@dorenfeldlaw.com)>; Jessica Dean <[jessica@thegreenlawgroup.com](mailto:jessica@thegreenlawgroup.com)>; jsb [jeffreybenice.com](mailto:jeffreybenice.com) <[jsb@jeffreybenice.com](mailto:jsb@jeffreybenice.com)>  
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**Subject:** RE: 9000/Ultimate

Ken,

I do not believe the language you have listed on page 4 (paragraph 2) related to the CSLB claims complies with Business & Professions Code Section 143.5.

#### California Code, Business and Professions Code - BPC § 143.5

- a. No licensee who is regulated by a board, bureau, or program within the Department of Consumer Affairs, nor an entity or person acting as an authorized agent of a licensee, shall include or permit to be included a provision in an agreement to settle a civil dispute, whether the agreement is made before or after the commencement of a civil action, that prohibits the other party in that dispute from contacting, filing a complaint with, or cooperating with the department, board, bureau, or program within the Department of Consumer Affairs that regulates the licensee or that requires the other party to withdraw a complaint from the department, board, bureau, or program within the Department of Consumer Affairs that regulates the licensee. A provision of that nature is void as against public policy, and any licensee who includes or permits to be included a provision of that nature in a settlement agreement is subject to disciplinary action by the board, bureau, or program.

I have proposed the submission of something like "Exhibit B" attached and propose the inclusion of the below language (which I have used in other settlements):

No Other Actions Commenced by the Agreeing Parties. All Parties warrant and represent that they have not heretofore assigned, transferred, hypothecated, pledged,

mortgaged or set over in any manner whatsoever, in whole or in part, to any person or entity, any Claim or other matter released herein. Within ten (10) business days of receipt

of the fully executed Settlement Agreement and Settlement Payment, Plaintiff shall submit written correspondence, in the form attached hereto as "Exhibit B" to this Settlement

Agreement, to the Contractors' State License Board ("CSLB") advising such office that all claims made by Plaintiff against Defendants has been settled as between the Parties and such settlement is a

compromise and shall not be construed as an admission of liability. In the event an Accusation or other proceeding is filed by the California Attorneys General's Office or any other governmental agency, upon notice being provided

to Plaintiff of any such action being taken against Defendants, Plaintiff will deliver a letter to the sending office in the same form and content as previously sent to the CSLB.

See attached redlines to the draft SAR. I have also attached the firm's W9.

Sincerely,

**Leah**

LEAH SCHOEN

Associate

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126)

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**From:** Kenneth Taylor III <[KTaylor@rlattorneys.com](mailto:KTaylor@rlattorneys.com)>  
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**Subject:** RE: 9000/Ultimate

All,

The draft SAR is attached. Please review and advise any changes/additions.

David, my recollection is that you might have some more specific language regarding the CSLB complaints.

Leah, I left the payment instructions to be filled in by you. We will also need a W-9.

Thanks,

Ken

Kenneth O. Taylor III, Esq.

Partner

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**3 attachments**

 **2025.10.24. Draft SAR (9000 Arlington)-LS.docx**  
51K

 **EXHIBIT B\_Noteice of Civil Settlement.docx**  
14K

 **W9 TGLG Trust Account 2025.pdf**  
56K