

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA  
SIXTH APPELLATE DISTRICT

ERIC BRAKEBILL JONES,  
Petitioner/Appellant,  
v.  
SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF MONTEREY,  
Respondent;  
HEIDI JONES BLANCHARD,  
Real Party in Interest.

Appeal No. H054014  
Monterey County Case No.  
25PR000590

**APPELLANT'S VERIFIED PETITION FOR WRIT OF ERROR CORAM VOBIS; OR, IN THE  
ALTERNATIVE, MOTION FOR SUMMARY REVERSAL BASED ON EXTRINSIC FRAUD AND  
RESPONDENT'S ABANDONMENT**

## INTRODUCTION

1. PETITIONER/APPELLANT ERIC BRAKEBILL JONES ("Appellant") submits this Verified Petition for Writ of Error Coram Vobis, or in the alternative, Motion for Summary Reversal.

## STATEMENT OF FACTS

## 1. The Admission (June 27, 2025):

On June 27, 2025, Respondent's counsel admitted in writing (Exhibit A) to holding \$10,985.39 in estate assets. This admission was concealed from the court in subsequent filings.

## 2. The Adverse Notice (The "Carl Jones" Factor):

Prior to the filing of the November 2025 Petition, Appellant's former counsel, Carl Jones, formally notified Respondent's counsel of the specific evidence regarding these concealed

1 assets.

2 3. The Perjury (November 24, 2025):

3 Despite receiving this formal Adverse Notice, Respondent's counsel proceeded to file a  
4 Verified Petition (Exhibit B) representing to the Trial Court that assets were "Unknown." This  
5 establishes that the misrepresentation was not inadvertent; it was a calculated defiance of the  
6 truth by an Officer of the Court.

7 4. The Spoliation Nexus (May 24, 2025):

8 On the exact day Respondent surrendered a wiped "Decoy Phone" to Appellant, a cash  
9 deposit matching the missing funds was made into a third-party account (Exhibit D).

10 5. The Collapse (January 23, 2026):

11 On January 21, 2026, Respondent threatened litigation regarding a Lis Pendens. Just 48 hours  
12 later, on January 23, Respondent defaulted on the appellate filing fee (Exhibit C). This sudden  
13 cessation confirms Respondent has abandoned the defense of the fraudulent judgment.

14  
15 **LEGAL ARGUMENT**

16 **I. WRIT OF ERROR CORAM VOBIS IS THE PROPER REMEDY FOR EXTRINSIC  
17 FRAUD.**

18 Extrinsic fraud occurs when a party is deprived of the opportunity to present their claim or  
19 defense to the court, or when they are kept in ignorance or otherwise fraudulently prevented  
20 from fully participating in the proceeding. (In re Marriage of Modnick (1983) 33 Cal.3d 897.)  
21 The concealment of the \$10,985.39 asset, coupled with the "Same Day" spoliation, constitutes  
22 quintessential specific extrinsic fraud.

23 **II. SUMMARY REVERSAL IS REQUIRED DUE TO RESPONDENT'S  
24 ABANDONMENT.**

25 The Court has inherent power to summarily reverse a judgment to prevent a miscarriage of  
26 justice. (In re Clark (1993) 5 Cal.4th 750.) Respondent's default on the filing fee, following  
27 the exposure of the fraud, signals an abandonment of the defense.

## VERIFICATION

I, ERIC BRAKEBILL JONES, declare that I am the Appellant in this action. I have read the foregoing  
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and  
Executed on January 28, 2026, at Monterey, California.

ERIC BRAKEBILL JONES

Appellant In Pro Per