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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SANTA MATEO

_____)
In re the Matter of)
_____)
TRUST A UNDER THE JAMES F. HO)
AND GRACE C. HO DECLARATION)
OF TRUST DATED SEPTEMBER 11, 1992,)
as amended,)
_____)
PETER C. HO, TRUSTEE OF TRUST A OF)
THE JAMES F. HO AND GRACE C. HO)
DECLARATION OF TRUST DATED)
SEPTEMBER 11, 1992,)
_____)
Petitioner,)
v.)
_____)
DEBBY CHANG and DOES 1 through 20,)
inclusive,)
_____)
Respondents.)
_____)

No. 17PRO00973

**CERTIFIED
TRANSCRIPT**

REPORTER'S TRANSCRIPT OF PROCEEDINGS
TRIAL - DAY 9

Date: December 11, 2023
Time: 1:38 p.m.
Location: JAMS
160 W. Santa Clara Street
Suite 1600
San Jose, CA 95113
Reported by: Katherine Chok
CSR No.: 9209

A P P E A R A N C E S:

Private Judge:

JAMS
By: CATHERINE GALLAGHER, ESQ.
160 W. Santa Clara Street
Suite 1600
San Jose, CA 95113
408.288.2240

For Petitioner:

CRIST, BIORN, SHEPARD & ROSKOPH
By: KRISTOFER W. BIORN, ESQ.
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Palo Alto, CA 94303
650.321.5000
kwb@cbsrlaw.com

For Respondents:

HARTOG BAER ZABRONSKY & VERRIERE
By: DAVID BAER, ESQ.
4 Orinda Way
Suite 200D
Orinda, CA 94563
925.253.1717
dbaer@hbzvlaw.com

Also present
(via Zoom)

PETER HO

--o0o--

1 THE COURT: Let's go on the record in the
2 matter of the trust of James F. Ho and Grace H. Ho et
3 al. Counsel, your appearances.

4 MR. BAER: David Baer appearing on behalf of
5 Debby Chang.

6 MR. BIORN: Kristofer Biorn, K-R-I-S-T-O-F-E-R
7 B-I-O-R-N, for appearing on behalf of the petitioner,
8 Peter Ho, H-O.

9 THE COURT: And Peter Ho is appearing by Zoom.
10 He's physically present, but about 10 days ago he was
11 diagnosed with COVID and there has been a request for
12 him not to join us in this room, but he is present.

13 Debby Chang is also present but in another
14 room. If you want your clients present we can do it,
15 but I'm going to memorialize that we had a rough start
16 today because we didn't have a reporter for the morning
17 session, but it was utilized by discussing if there is
18 some way to settle the case.

19 So Counsel, help me out if you want your
20 clients present or you're waiving their appearance for
21 this?

22 MR. BAER: I waive Debby Chang's personal
23 appearance for this.

24 MR. BIORN: And I'm fine with Peter Ho
25 appearing by Zoom for today.

26 THE COURT: We did have a discussion. When we
27 didn't move forward, I asked if there was any reason to
28 talk about settlement. I clearly gave some suggestions

1 for settlement, and there was a lot of moving back and
2 forth between the rooms, and it's my understanding you
3 need to find out more information and potentially
4 consult other experts to see if we can work out a
5 settlement.

6 I'm putting this on the record because I want
7 to see -- I want you to waive any objection you might
8 have to me participating in settlement negotiations so I
9 can hear this case going forward. But Counsel, whatever
10 you want to do.

11 MR. BAER: Yes, on Debby Chang's behalf, I
12 waive any objection to Judge Gallagher's participation
13 in settlement discussions.

14 MR. BIORN: And I waive the same, and I'm sure
15 you would only participate if both Mr. Baer and I agreed
16 at each particular time.

17 THE COURT: Right. And we did that
18 beforehand, but didn't have a court reporter so I'm
19 memorializing that now. Is there anything else we need
20 to put on the record?

21 MR. BIORN: Only that we are adjourning the
22 trial today, and reconvening 10:00 a.m. on Thursday and
23 all day Friday as well, absent a settlement.

24 (Time noted: 1:21 p.m.)
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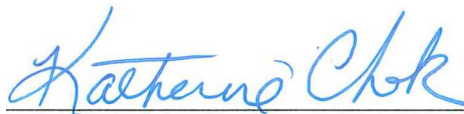
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2 I, KATHERINE CHOK, C.S.R. #9209, a Certified
3 Shorthand Reporter for the State of California, and
4 acting in my capacity as an Official Pro Tem,
5 do hereby certify:

6 That the foregoing proceeding was taken down
7 by me in shorthand at the time and place therein named,
8 and thereafter reduced to computerized transcription
9 under my direction and supervision;

10 That the foregoing pages comprise a full,
11 true and correct transcript of my shorthand notes so
12 taken.

13 I further certify that I am not
14 interested in the outcome of this action.

15 Witness my hand this 8th day of July, 2024.
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20 KATHERINE CHOK,
21 CSR #9209
22 STATE OF CALIFORNIA
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