Zachary T. Tyson (SBN 211185)

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Attorney for >

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN DIEGO, CENTRAL DIVISION

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| >,  Plaintiff,  v.  >,  Defendant. | Case No. >  Reservation Number: 3018765  Judge: Hon. >  Dept.: >  DECLARATION OF ZACHARY T. TYSON IN SUPPORT OF ’S MOTION FOR ORDERS: (1) COMPELLING NANCY ABDOU TO PROVIDE FURTHER RESPONSES, WITHOUT A PRELIMINARY STATEMENT OR GENERAL OBJECTIONS, TO SPECIAL INTERROGATORIES (SET ONE); and, (2) MONETARY SANCTIONS AGAINST NANCY ABDOU, AND/OR ATTORNEY SETH BOBROFF  Hearing Date: 01/19/2023  Hearing Time: 1:30 pm  Filing Date:  >  Trial Date:  > |

I, Zachary T. Tyson, declare as follows:

1. I am an attorney duly licensed to practice before all Courts of the State of California. I have personal knowledge of the matters stated herein and if called and sworn as a witness, I could and would competently testify thereto.
2. On June 27, 2023, I served NANCY ABDOU *via* personal service at the offices of attorney Seth Bobroff with BONNIE GAY’s Special Interrogatories (Set One)(“SROG1”). No discovery extensions were requested, and accordingly, LUX INN, LLC’s responses were due July 27, 2023.
3. On July 28, 2023, NANCY ABDOU served *via* email Defendant Nancy Abdou’s Response to Plaintiff Bonnie Gay’s Special Interrogatories Interrogatories, Set One. Attached hereto as **Exhibit A** is a true and correct copy of NANCY ABDOU’s responses to SROG1.
4. On July 31, 2023, I sent a ‘meet and confer’ email to attorney Seth Bobroff regarding, among other things, Defendant’s preliminary statement and general objections, and incomplete and deficient responses to SROG1.
5. In response to my ‘meet and confer’ email, on August 4, 2023, Mr. Bobroff indicated he was preparing the supplemental responses but needed until August 7th to complete the discovery. Plaintiff’s counsel agreed.
6. On August 8, 2023, I was cc’d in a communication between Katherine Dishough, of the law firm Gruenberg Law, and attorney Seth Bobroff following up after not receiving supplemental responses by the August 7th deadline.
7. On August 14, 2023, I was cc’d in Ms. Dishough’s follow up email to Seth Bobroff requesting a status on the discovery responses.
8. On August 15, 2023, attorney Seth Bobroff sent an email advising plaintiff’s counsel that his clients were out of town but that he would “have the supplemental responses tomorrow.” Mr. Bobroff did not produce any supplemental responses the next day.
9. On August 24, 2023, Ms. Dishough sent an email notifying Mr. Bobroff that the discovery responses were overdue and a motion(s) to compel and request for sanctions would follow next week.
10. On August 30, 2023, I filed BONNIE GAY’s motions to compel Supplemental Interrogatories (First Supplemental) and Supplemental Request for Production of Documents (First Supplemental). That same day I sent attorney Bobroff an email explaining that we were preparing the instant motions on the remaining discovery and asked what he wanted to do.
11. On September 1, 2023, I received an email from attorney Bobroff indicating that he would have the discovery out by the end of the day.
12. To date, NANCY ABDOU has not supplemented her responses to SROG1.
13. My firm expended North of two hours of work at my reasonable and standard rate of $550 per hour in bringing BONNIE GAY’s motion before this Court, including review of the discovery file, review of the current status of the Discovery Act, setting the hearing date, and drafting the Notice of Motion and Motion, Memorandum of Points and Authorities, Declaration of Zachary T. Tyson, and [Proposed] Order in a compact and efficient manner. Additionally, my firm incurred a $60 dollar motion fee. Thus, for the total reasonable expense of $1,160.00 dollars.

I declare under penalty under the laws of the State of California that the following is true and correct, and that this declaration was entered into in San Diego, California.

Dated: September 9, 2023 By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Zachary T. Tyson

Attorney for >