

1 EDWIN J. RICHARDS (SBN 43855)
Email: Ed.Richards@kutakrock.com
2 ANTOINETTE P. HEWITT (SBN 181099)
Email: Antoinette.hewitt@kutakrock.com
3 CHRISTOPHER D. GLOS (SBN 210877)
Email: Christopher.Glos@kutakrock.com
4 KUTAK ROCK LLP
5 5 Park Plaza, Suite 1500
Irvine, CA 92614-8595
6 Telephone: (949) 417-0999
Facsimile: (949) 417-5394
7

**[EXEMPT FROM FILING FEES
PURSUANT TO GOVERNMENT
CODE § 6103]**

8 Attorneys for Defendants
9 CITY OF PALOS VERDES ESTATES and
10 CHIEF OF POLICE JEFF KEPLEY

11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA; WESTERN DIVISION**

13 CORY SPENCER, an individual;
14 DIANA MILENA REED, an
individual; and COASTAL
15 PROTECTION RANGERS,
INC., a California non-profit
public benefit corporation,

16 Plaintiffs,

17 v.

18 LUNADA BAY BOYS; THE
INDIVIDUAL MEMBERS OF
19 THE LUNADA BAY BOYS,
including but not limited to
SANG LEE, BRANT
20 BLAKEMAN, ALAN
JOHNSTON aka JALIAN
21 JOHNSTON, MICHAEL RAE
PAPAYANS, ANGELO
22 FERRARA, FRANK FERRARA,
CHARLIE FERRARA and N.F.;
23 CITY OF PALOS VERDES
ESTATES; CHIEF OF POLICE
24 JEFF KEPLEY, in his
representative capacity; and
25 DOES 1-10,

26 Defendants.

Case No. 2:16-cv-02129-SJO-RAO

Assigned to District Judge:
Hon. S. James Otero; Courtroom: 10C
@ 350 W. First Street, L.A., CA 90012

Assigned Discovery:
Magistrate Judge: Hon. Rozella A. Oliver

**[Exempt From Filing Fees Pursuant To
Government Code § 6103]**

**DECLARATION OF CHRISTOPHER D.
GLOS IN SUPPORT OF CITY OF
PALOS VERDES ESTATES AND CHIEF
OF POLICE JEFF KEPLEY'S MOTION
FOR SUMMARY JUDGMENT OR, IN
THE ALTERNATIVE, SUMMARY
ADJUDICATION**

[Filed concurrently with Notice, Motion,
Memorandum of Points and Authorities;
Separate Statement of Uncontroverted Facts/
Evidence; Declaration of Vicki Kroneberger;
Notices of Lodging; [Proposed] Statement of
Uncontroverted Facts/Conclusions of Law; and
[Proposed Judgment lodged herewith]

[FRCP Rule 56]

Date: August 21, 2017
Time: 10:00 a.m.
Ctrm.: 10C; Hon. S. JAMES OTERO

Complaint Filed: March 29, 2016
Trial: November 7, 2017

DECLARATION OF CHRISTOPHER D. GLOS

I, Christopher D. Glos, declare as follows:

1. I am a partner with the law firm Kutak Rock, LLP, counsel of record for Defendants City of Palos Verdes Estates (the “City”) and Chief of Police Jeff Kepley (“Kepley”) in the above captioned action. I am a member in good standing of the State Bar of California. I have personal knowledge of the facts set forth in this Declaration and, if called as a witness, could and would competently testify to such facts under oath.

2. Please find attached hereto as Exhibit “A” true and correct copies of select excerpts from Plaintiff Diana Milena Reed’s October 24, 2016 Deposition.

3. Please find attached hereto as Exhibit “B” true and correct copies of select excerpts from Plaintiff Diana Milena Reed’s October 25, 2016 Deposition.

4. Please find attached hereto as Exhibit “C” true and correct copies of select excerpts and exhibits from Plaintiff Cory Eldon Spencer’s October 11, 2016 Deposition.

5. Please find attached hereto as Exhibit “D” true and correct copies of select excerpts from Christopher Taloa’s January 5, 2017 Deposition.

6. Please find attached hereto as Exhibit “E” true and correct copies of select excerpts and exhibits from Jeff Kepley’s October 10, 2016 Deposition.

7. Please find attached hereto as Exhibit “F” true and correct copies of select excerpts from Anton Dahlerbruch’s November 18, 2016 Deposition.

8. Please find attached hereto as Exhibit “G” a true and correct copy of the United States Court of Appeals for the Ninth Circuit denying Plaintiffs’ Petition for Permission to Appeal.

9. Please find attached hereto as Exhibit “H” a true and correct copy of the Declaration of Mark Slatten filed with the Court as Docket no. 159-6 on December 29, 2016.

///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

10. Pursuant to Local Rule 7-3, on June 5, 2017, Jacob Song, an Associate in my office, and I telephonically discussed the substance of this motion and any potential resolution with Plaintiffs’ counsel Kurt Franklin and Samantha Wolff.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Executed this 14th day of July 2017 at Irvine, California.

s/ Christopher D. Glos
Christopher D. Glos