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6 Attorneys for Plaintiff

JOSE IGNACIO CUENCA LOSADA

7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES**
10

11 JOSE IGNACIO CUENCA LOSADA, an
12 individual,

13 Plaintiff,

14 vs.

15 STEVEN SAMBLIS, an individual; CINEMA
16 BUZZ, INC., a Wyoming Corporation; KILLER
17 BUZZ MEDIA, INC., a Wyoming Corporation;
and, DOES 1-20, inclusive;

18 Defendants.
19
20

Case No.: BC692996

*[Assigned to the Honorable Robert L. Broadbelt III
Department 53]*

**DECLARATION OF BORIS TREYZON RE:
DEFENDANT SAMBLIS' LACK OF
COOPERATION**

Complaint filed: February 6, 2018

Trial date: January 27, 2021

DECLARATION OF BORIS TREYZON

I, Boris Treyzon declare:

1. I am an attorney licensed to practice law in California and a partner of the firm Abir Cohen Treyzon Salo, LLP, attorneys for Plaintiff JOSE IGNACIO CUENCA LOSADA (“Plaintiff”). I have personal knowledge of the facts herein stated, and if called to do so, can competently testify to the facts below.

2. The Complaint in this matter was filed with the Court on or about February 13, 2018.

3. As of January 31, 2019, Defendant STEVEN SAMBLIS (“Defendant”) has been a party representing himself *pro se*;

4. Plaintiff would like to bring the follow to the Court’s attention: Since about January 31, 2019, Defendant has made no effort to cooperate with Plaintiff’s counsel in voluntarily scheduling his deposition, responding to written discovery, making all necessary appearances at court hearings, paying court ordered sanctions, participating in informal discovery conferences, partaking in an electronic service agreement, and has been harassing and disrespectful to Plaintiff’s counsels and office staff.

5. Defendant has taken every opportunity to be evasive, delay, harass, burden and financially burden Plaintiff and his counsels. For example:

a. On or about September 20, 2019, the Court ordered Defendant pay monetary sanctions to Plaintiff in the amount of \$2,310.00 on Plaintiff’s Motion to Compel Further Responses to Special Interrogatories, set one. To date, Defendant has made no attempt to pay these sanctions;

b. My office had been unsuccessful in scheduling Defendant’s deposition for 10 months, until October 18, 2019, when the Court granted Plaintiff’s Ex Parte Application to Compel Defendant Samblis’ Deposition, on or before October 28, 2019.

6. Plaintiff’s counsels and staff have acted fairly, reasonably and have accommodated Defendant’s demands with patience. Plaintiff has overlooked multiple untimely, incomplete and/or delayed discovery responses, lack of cooperation with court orders, and harassing behavior from Defendant.

7. In the latest instance, my office reached out to Defendant Samblis via e-mail on March 16, 2020 at 1:05 p.m., proposing an electronic service agreement pursuant to Code of Civil Procedure section

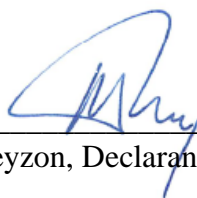
1 1010.6 and California Rules of Court 2.251, up and through the current trial date (as of March 16, 2020)
2 of April 1, 2020.

3 8. I made this gesture of compliance and amenability to Mr. Samblis to protect the health and well-
4 being of Mr. Samblis, my office staff and myself in response to Los Angeles County Mayor Eric
5 Garcetti's 'Safer at Home' Order regarding the COVID-19 coronavirus pandemic, which took effect on
6 March 13, 2020 while the spread of the virus is still active, fatalities continue to rise, and no known cure
7 or treatment exists.

8 9. Samblis responded to this e-mail at approximately 1:07 p.m., two minutes later, merely stating "I
9 do not agree." A true and correct copy of the e-mail exchange between my office and Defendant Samblis
10 is attached hereto as **Exhibit A**.

11 10. While Samblis was not required to submit to electronic service of documents, his refusal to do so
12 in a situation which requires no effort on his end, and minimizes the risk of major health implications to
13 everyone involved is another tactic utilized by Defendant Samblis to harass and burden Plaintiff and his
14 counsels in this litigation.

15 I declare under penalty of perjury that the foregoing is true and correct. Executed this 26th day of
16 March, 2020, in Los Angeles, California.



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18 _____
19 Boris Treyzon, Declarant
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EXHIBIT A

From: [Steven Samblis](#)
To: [Gina Esfandi](#)
Subject: Re: Jose Losada v Steven Samblis
Date: Monday, March 16, 2020 1:07:29 PM

I do not agree.

Steven Samblis

> On Mar 16, 2020, at 1:05 PM, Gina Esfandi <gesfandi@actslaw.com> wrote:
>
> Hi Mr. Samblis,
>
> As of right now, the trial is still on court's calendar for April 1. We haven't been advised by the court otherwise but will let you know if we do.
>
> In light of the current health crisis, we are proposing a temporary e-service agreement for all documents up through the current trial date, April 1, after which time we can further assess the need for such agreement. E-service is authorized and governed by Code of Civil Procedure section 1010.6 and CRC 2.251.
>
> Let me know if agree or you have questions.
>
> Best,
>
> Gina Esfandi, Paralegal
> ABIR COHEN TREYZON SALO, LLP
> 16001 Ventura Blvd., Suite 200 | Encino, CA 91436
> T 424.288.4367 | F 424.288.4368
> gesfandi@actslaw.com
> www.actslaw.com
>
> This E-mail is covered by the Electronic Communications Privacy Act, 18 U.S.C. 2510-2521
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> individual or entity named above. If the reader of this message is not the intended recipient,
> you are hereby notified that any dissemination, Distribution or copying of this communication is
> strictly prohibited. Please immediately notify Abir Cohen Treyzon Salo, LLP and destroy the message.
>

PROOF OF SERVICE

STATE OF CALIFORNIA)
)
COUNTY OF LOS ANGELES) ss

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is: 16001 Ventura Blvd., Suite 200, Encino, CA 91436.

On March 26, 2020, I served the foregoing document described as:

DECLARATION OF BORIS TREYZON RE: DEFENDANT SAMBLIS’ LACK OF COOPERATION

in the manner checked below by placing a true copy thereof in a sealed envelope addressed as follows:

Andrew J. Garofalo, Esq. Edgar Sargsyan, Esq. Sargsyan & Associates, APLC 150 S. Rodeo Dr., Suite 260 Beverly Hills, CA 90212 Fax: (310) 925 1880	<i>Counsel for Defendants Cinema Buzz, Inc. and Killer Buzz Media, Inc.</i>
Steven Samblis 925 N. La Brea Ave., 4 th Floor West Hollywood, CA 90038	<i>Defendant</i>
Cinema Buzz, Inc. c/o Registered Agents, Inc. 30 N. Gould St., Suite “R” Sheridan, WY 82834	<i>Defendant</i>
Killer Buzz Media Inc. c/o Registered Agents, Inc. 30 N. Gould St., Suite “R” Sheridan, WY 82834	<i>Defendant</i>

BY U.S. MAIL: By placing a true and correct copy of the above-described document(s) in envelope(s), addressed as set forth above, with first class postage pre-paid for delivery to the above-named persons at the above-listed addresses and depositing such envelopes in a US mail collection box.

BY OVER NIGHT DELIVERY, VIA GOLDEN STATE OVERNIGHT: I gave the document(s) to our overnight courier service for its daily pick-up for delivery to the offices of the addressee, addressed as set forth above.

BY PERSONAL SERVICE, VIA NATIONWIDE ATTORNEY SERVICE: I gave said documents to the firm’s regular attorney service with specific instructions to be personally delivered by hand to the offices of the addressee, addressed as set forth above.

BY PERSONAL SERVICE: I personally delivered by hand to the attorney in attendance on behalf of the above-named counsel at the law offices of _____.

BY ELECTRONIC MAIL BY AGREEMENT: Per agreement between counsels, I transmitted said document(s) to the person(s) shown above by electronic mail to the email address shown above.

BY FACSIMILE: I faxed said document(s) to the addressee, at the specified fax numbers shown above.

1 **COURTESY COPY BY ELECTRONIC MAIL:** I transmitted courtesy copies of said
2 document(s) to the person(s) shown above by electronic mail to the email address shown above.

3 (State) I declare under penalty of perjury under the laws of the State of California that the above
4 is true and correct.

5 (Federal) I declare that I am employed in the office of a member of the bar of this court at whose
6 direction the service was made.

7 Executed on March 26, 2020, at Los Angeles, California.

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9 _____
10 Gina Esfandi

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