

1 MARY CUMMINS  
2 Appellant In Pro Per  
3 645 W. 9th St. #110-140  
4 Los Angeles, CA 90015  
5 Direct: (310) 877-4770  
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8 COURT OF APPEALS

9 SECOND APPELLATE DISTRICT

10 MARY CUMMINS ) Case No. B251854  
11 )  
12 *Appellant* )  
13 v. ) MOTION TO VACATE DISMISSAL,  
14 ) REINSTATE APPEAL, REQUEST  
15 ) FOR EXTENSION OF TIME TO FILE  
16 ) CASE DOCUMENTS  
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Appellant Mary Cummins (“Cummins”) moves this Court to vacate the dismissal, reinstate the appeal, requests for extension of time to file case documents, and will show the court the following:

**I. INTRODUCTION**

Cummins severely injured her back. An MRI report showed Cummins ruptured disc L5/S1 which has caused limited mobility, pain and sciatica (Declaration Cummins). Cummins has been bed ridden off and on for the last two plus months and has been unable to retrieve her mail at her mail box. Cummins also does not own a car making travel even more difficult. For this reason Cummins was not able to get to her mail box until very recently when she received the notice of dismissal. Cummins called the court and was instructed to file a motion to vacate dismissal which she has done.

1 Cummins requests 14 days extension to file case documents. Cummins believes the  
2 case documents which the court needs are "Plaintiff's reply to Defendant's Reply to  
3 Application for TRO." If that is the document needed, it is attached as Exhibit 1.

4 **II. PRAYER**

5 For the foregoing reasons Appellant Cummins requests that the dismissal be  
6 vacated, the appeal be reinstated and requests an extension to file the needed case  
7 documents.

8  
9 Respectfully submitted,

10 

11 Mary Cummins

12 Appellant

13 Dated: January 2, 2014

14 645 W. 9th St. #110-140

15 Los Angeles, CA 90015

16 In Pro Per

17 Telephone: (310) 877-4770





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PROOF OF SERVICE BY MAIL  
(FRCivP 5 (b)) or  
(CCP 1013a, 2015.5) or  
(FRAP 25 (d))

I am Plaintiff in pro per whose address is 645 W. 9th St. #110-140, Los Angeles, California 90015-1640. I am over the age of eighteen years.

I further declare that on the date hereof I served a copy of:

**MOTION TO VACATE DISMISSAL, REINSTATE APPEAL, REQUEST FOR  
EXTENSION OF TIME TO FILE CASE DOCUMENTS**

by fax and email to

**Rocco Dean**  
Wilson Elser Moskowitz Edelman & Dicker LLP  
555 S. Flower Street - Suite 2900  
Los Angeles, CA 90071-2407

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed this day, January 4, 2014, at Los Angeles, California

Respectfully submitted,



Mary Cummins  
Appellant In Pro Per  
Dated: January 2, 2014  
645 W. 9th St. #110-140  
Los Angeles, CA 90015  
Direct: (310) 877-4770  
Fax: (310) 494-9395

1 MARY CUMMINS  
2 Plaintiff  
3 645 W. 9th St. #110-140  
4 Los Angeles, CA 90015  
5 In Pro Per  
6 Telephone: (310) 877-4770  
7 Email: [mmmaryinla@aol.com](mailto:mmmaryinla@aol.com)

8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF LOS ANGELES

10 MARY CUMMINS ) Case No. BS143169  
11 )  
12 *Petitioner* )  
13 v. ) PETITIONER’S RESPONSE TO  
14 ) RESPONDENT’S RESPONSE TO  
15 ) REQUEST FOR CIVIL  
16 ) RESTRAINING ORDER  
17 )  
18 )  
19 ) Date: July 1, 2013  
20 ) Time: 8:30 a.m.  
21 ) Dept: 75  
22 ) Room: 736  
23 )  
24 )  
25 )

26 **I. INTRODUCTION**

27 Respondent Amanda Lollar (“Lollar”) was served May 28, 2013 (Exhibit 1 Proofs  
28 of Service, Petitioner’s Declaration). Petitioner Mary Cummins (“Cummins”) emailed  
Lollar’s California attorney Dean Rocco May 28, 2013 and asked if he would be  
Lollar’s attorney for this case. Rocco did not reply until immediately before the  
hearing June 12, 2013. Respondent replied to the restraining and appeared through her  
attorney. Where a party appears voluntarily in an action, service of process is generally  
no longer required.

Cummins has offered real evidence of a credible threat of violence against her and a  
willful course of conduct directed at her which seriously harassed her and served no  
legitimate purposed. Cummins will offer more evidence at the July 1, 2013 hearing of

1 a credible threat of violence and harassment. Cummins will also show physical  
2 evidence that Lollar violated the temporary restraining order over 150 times in the past  
3 month by contacting Cummins directly and continuing to harass Cummins.

4 Cummins does not have a history of filing frivolous litigation and applications for  
5 restraining orders. Lollar cites a restraining order application against Jason Simas  
6 which Cummins was awarded. Cummins was not denied as Lollar states. Respondent's  
7 Exhibit "C" clearly shows that an order was made April 10, 2002. Cummins received a  
8 restraining order against Simas. Cummins did sue Lollar in District Court for  
9 defamation. The case is ongoing.

10 Cummins has not subjected Lollar to harassment. Cummins reported Lollar for  
11 animal cruelty, neglect, violations of the USDA Animal Welfare Act, Texas Parks &  
12 Wildlife Department and Texas Veterinary Board. Lollar was investigated and  
13 violations were found. In fact a USDA veterinarian stated that Lollar "violated the  
14 Animal Welfare Act" and caused bats "pain, suffering," and "death" (Exhibit 2). Lollar  
15 was also reprimanded by Texas Parks & Wildlife Department for numerous regulation  
16 violations (Exhibit 3). The Texas Health Department also gave Lollar a list of orders  
17 that she must file.

18 Lollar sued Cummins in 2010 for defamation and breach of contract. Lollar did not  
19 sue for "harassment." That case is currently in appeal. Lollar in her appeal reply brief  
20 admitted that Cummins made fair and privileged reports against her for animal cruelty,  
21 neglect and other violations. Lollar admitted those were not defamation but fair and  
22 privileged reports to authorities. Lollar then stated that the comments Cummins made  
23 online came directly from those same reports. Therefore nothing Cummins stated was  
24 defamation. Cummins should win the appeal.

25 **II. SUMMARY OF RELEVANT FACTS**

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1 **A. CUMMINS REPORTED AMANDA LOLLAR TO AUTHORITIES FOR**  
2 **ANIMAL CRUELTY, NEGLECT, VIOLATIONS OF ANIMAL WELFARE**  
3 **ACT, VIOLATIONS OF TEXAS PARKS & WILDLIFE DEPARTMENT**

4 Cummins was invited to intern with Amanda Lollar at Bat World Sanctuary in  
5 2010. Cummins expected to learn advanced bat care. Instead she witnessed animal  
6 cruelty, animal neglect, violations of the Animal Welfare Act and violations of the  
7 Texas Parks & Wildlife Department regulations. Cummins left early and reported  
8 Lollar to authorities. Lollar was investigated. Violations were found. Cummins never  
9 stated “Bat World had been shut down by the health Department.” Lollar shows no  
10 evidence of this.

11 Lollar sued Cummins for defamation and breach of contract in retaliation for  
12 reporting Lollar to authorities. Lollar prevailed in that case. Cummins filed a motion  
13 for new trial and objections to court order. That case is in appeal in the Second Court  
14 of Appeals in Texas.

15 **B. CUMMINS DOES NOT HAVE A HISTORY OF INSTITUTING FRIVOLOUS**  
16 **LITIGATION OR MAKING UNFOUNDED ACCUSATIONS AGAINST**  
17 **INDIVIDUALS**

18 **1. Previous applications for restraining orders**

19 October 2001 Cummins filed a request for civil restraining order against her  
20 neighbor Jason Simas. It was not September 2010 as Respondents state. The request  
21 was not dismissed. Cummins received a court order against Simas April 10, 2002 as  
22 per their own exhibit “C”. Again, Respondents misquote the legal record. Cummins did  
23 accuse her neighbor of taking a sledge hammer to her house which he did. Cummins  
24 showed video of her neighbor using a sledgehammer against her house to the court.  
25 Simas was forced to pay for the damage. Cummins’ husband also testified to this effect  
26 in trial.  
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1 December 2010 Cummins filed an application for restraining order on Google  
2 because Google was hosting blogs which were defamation per se. The court stated  
3 Petitioner must name an individual and told Cummins to name the CEO of the  
4 company. Petitioner named Eric Schmidt then CEO of Google telling the court that she  
5 wanted the injunction against Google for not enforcing their terms of service. She did  
6 not want an injunction against Schmidt. Petition was denied. Cummins then sued the  
7 individual bloggers for defamation.

## 8 **2. Lawsuits Filed by Cummins**

9 Respondent's attorneys did a name search for lawsuits in the name of "Cummins"  
10 in Los Angeles County. There are many, many, many people named "Cummins" in Los  
11 Angeles County including Cummins' grandmother "Mary Cummins," Cummins'  
12 mother "Marie Cummins," Cummins' sister, "Marie Cummins" and many other  
13 unrelated individuals with the same name. There are in fact currently five people  
14 named "Mary Cummins" who are also in real estate like Petitioner in the City of Los  
15 Angeles alone. Petitioner is not all the "Cummins" or "Mary Cummins" in the search  
16 results. Respondents are intentionally mischaracterizing Petitioner.

17 Cummins has filed some small claims lawsuits in Los Angeles. Cummins has won  
18 all of those cases except a couple. Cummins only sues people when she has good legal  
19 reason.

20 Cummins did file a case against the City of Los Angeles for unlawful termination.  
21 The case was settled for \$140,000 in favor of Petitioner. There is no gag order. City  
22 employee Ed Boks sexually harassed Petitioner and she was unlawfully terminated. As  
23 soon as the City saw all of Petitioner's evidence they immediately settled the case and  
24 Boks was then fired under the pretense that his employment had "concluded."

## 25 **3. Cummins has no history of unfounded stalking and harassment accusations**

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1 Cummins has stated that Tiffany Krog and Annette Stark had harassed and stalked  
2 her which they did. Tiffany Krog has removed her harassing blog. Annette Stark is  
3 dead. Cummins did not file for a restraining order against Krog or Stark.

4 Cummins stated that the attorney representing Lollar in Texas acted inappropriately  
5 which he did. Video evidence from the deposition clearly shows attorney Randy Turner  
6 staring inappropriately at Petitioner, falling asleep, refusing to look at exhibits and  
7 texting during his client's deposition.

8 Cummins also stated that he touched her hand in her deposition. Cummins was  
9 supposed to receive a copy of those deposition videos. Lollar refused to give Cummins  
10 a copy of all of the deposition videos so she could prove what happened. Cummins  
11 was forced to file a motion to compel which she won. Lollar then filed a protection  
12 order which she lost. The Judge ordered Lollar to give Cummins all of the videos.  
13 Lollar then stated the video was lost, destroyed, corrupted. If the video was indeed lost,  
14 destroyed, corrupted, there would have been no need to waste four months filing  
15 motions to compel and protect. Lollar destroyed evidence so that there would be no  
16 way for Cummins to prove what happened.

17 Cummins' had an attorney named Neal Callaway in Texas. Cummins did not realize  
18 that Callaway had a medical condition until she met him in person in Texas. He could  
19 barely speak, stuttered and had major full body tics for the first half an hour when they  
20 met. Callaway then made mistakes in her case by forgetting to file exhibits, never  
21 giving her a copy of filings and not fulfilling his promise to get the case dismissed  
22 within two weeks with refund of most of Cummins' retainer.

23 Cummins contacted the bar association which referred Callaway to her and asked  
24 how they vetted their attorneys. She expressed her concern about his medical condition  
25 and mistakes to the bar association stating she was not making a complaint and not to  
26 share this information with Callaway. Cummins also told the bar association that she  
27 was going to let him go after the next hearing. The bar association relayed the  
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1 information to Callaway without permission. Callaway admitted he received the email,  
2 was deeply offended and filed the motion to withdraw. Cummins NEVER made a  
3 report to the bar association about Callaway. After this incident Callaway retired from  
4 law.

### 5 **3. Cummins' complaints against Lollar and Bat World**

6 Cummins first reported Lollar to authorities July 2, 2010 immediately upon  
7 returning from Texas. It was not April 2011. They were investigated by USDA and  
8 TPWD. Violations were found. Respondents are not being truthful.

### 9 **4. Law and Motion Matters**

10 Cummins was not sanctioned by a Texas court for filing a motion to recuse a judge  
11 that was groundless and filed in bad faith. Judge Walker stated in a previous hearing  
12 "The signatures of attorneys or parties constitute a certificate by them that they have  
13 read the pleadings, motion or other paper that to the best of their knowledge,  
14 information and belief formed, after reasonable inquiry, the instrument is not  
15 groundless and brought in bad faith or groundless and brought for purposes of  
16 harassment. It's that word 'belief' that is, I think, the problem that you have. From  
17 what I've heard from Ms. Cummins, she stated it was her belief and she stated the basis  
18 for her belief. Your motion for Rule 13 sanctions is denied." Cummins was sanctioned  
19 \$500 for Rule 18(a). In fact the Appeals court has already overturned the last order by  
20 the Judge Cummins requested to be recused stating it was not just.

### 21 **C. CUMMINS FILED A DEFAMATION SUIT AGAINST LOLLAR FOR** 22 **DEFAMATION. THE CASE IS ONGOING.**

23 Lollar sued Cummins for defamation September 2010 in retaliation for Cummins  
24 reporting her to authorities. Lollar also started defaming Cummins on the Internet  
25 stating she's a "convicted criminal" "found guilty of credit card, forgery, fraud and  
26 theft." Lollar posted a fake criminal rap sheet knowing that it was not true. Cummins  
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1 sent a cease and desist to Lollar who refused to remove it. Lollar admitted in sworn  
2 deposition that she posted that and knew it was not true.

3 Cummins sued Lollar for defamation September 2011. Again, Respondents  
4 misquote the legal record. Cummins does not believe Judge Dolly Gee ruled according  
5 to the evidence or law. Judge Gee did not even have legal jurisdiction in Federal court  
6 when she made her ruling November 2012 because diversity of citizens was lost  
7 months earlier. Cummins filed an appeal but it was rejected because the case has not  
8 yet concluded. When the case concludes with the other Defendants, Cummins will  
9 appeal the ruling.

#### 10 **D. CUMMINS FILED THE RESTRAINING ORDER MAY 24, 2013**

11 The motion for summary judgment ruling was November 2012. Cummins filed her  
12 restraining order May 24, 2013 six months later, not instantly. Again, Lollar misquotes  
13 the legal record.

14 May 21, 2013 Cummins received a copy of an email Lollar sent to her webhost  
15 demanding that they remove her domains, blogs and websites. The host forwarded the  
16 letter to Cummins. Cummins replied to the webhost cc'd to Lollar's Texas attorney and  
17 Lollar. Cummins cc'd Lollar so the webhost would see that she received a copy of the  
18 email. The email is to the webhost, not Lollar. In the email Cummins states that Lollar  
19 is defaming and harassing her. Cummins stated that the USDA vet stated that Lollar  
20 caused bats "pain, suffering" and "death" which is the truth.

#### 21 **E. CUMMINS SERVED THE TRO ON LOLLAR, HER ATTORNEY AND** 22 **NOTIFIED ALL HER TEXAS AND CALIFORNIA LAWYERS**

23 Cummins stated in a hearing before Judge Margaret Nagle in California May 14,  
24 2013 that she would be getting a restraining order on Lollar because Lollar used her  
25 social security number to try to access Cummins' bank accounts (Exhibit 4). Cummins  
26 has sent numerous cease and desist emails to Lollar's attorneys since May 2011 asking  
27 Lollar to cease defaming and harassing her yet Lollar continues.  
28

1 Lollar was served at her residence, work address which is 217 N. Oak. Lollar  
2 instantly posted online that she received the restraining order. Lollar was also served  
3 through her Texas attorney May 29, 2013 at his office. Cummins instantly emailed all  
4 of her lawyers the restraining order. Cummins has also emailed them when Lollar has  
5 violated the restraining order which so far is over 150 times.

#### 6 **IV. LEGAL ARGUMENT**

##### 7 **A. THIS COURT HAS PERSONAL JURISDICTION OVER LOLLAR**

8 Lollar was served and appeared through her attorney.

##### 9 **B. CUMMINS HAS MET THE BURDEN FOR A RESTRAINING ORDER**

10 Cal. Code of Civ. Proc. S 527.6(b) sets forth the criteria for a Civil Harassment  
11 Restraining Order. Cummins has met the burden of proof and will show more proof at  
12 trial.

13 Lollar's has harassed and made credible threats of violence over a course of conduct  
14 over three years. Lollar began harassing, stalking Cummins immediately after she  
15 reported Lollar July 2010 and continues to this day. Cummins reiterates her statement  
16 in form MC-025 attachment 7a(3, 4, 5).

##### 17 **1. Lollar defamed Cummins in retaliation for reporting her to authorities**

18 Again Respondent does not tell the truth in their reply. Cummins reported Lollar to  
19 authorities. They were investigated. Violations were found. The USDA veterinarian  
20 stated in writing that Lollar caused bats "pain, suffering" and "death." Lollar was  
21 reprimanded by Texas Parks & Wildlife for violating regulations. The Texas Health  
22 Department gave her a list of orders to follow.

##### 23 **2. Cummins has proof, has shown proof and will show more proof that Lollar 24 posted the defamatory material**

25 Again Respondents misquote the legal record! Lollar stated online that Cummins  
26 "has a criminal record," "committed theft, forgery, credit card fraud." Proof was  
27 provided in the California case. Lollar in sworn deposition admitted that she posted  
28

1 those items (Exhibit 5). Judge Gee never stated that Lollar did not make all of those  
2 statements.

3 Cummins stated that Lollar posted a death threat online. Lollar controls the group  
4 where the post was made. Lollar approves posts and approved that post which was a  
5 death threat against Cummins made by another user.

6 Cummins sent a subpoena to Google to get the identities of John Does who  
7 defamed her on Google, Blogger and YouTube. Lollar filed a motion to quash  
8 subpoena. Cummins filed a motion to compel and won that motion. Google gave the  
9 identities of the John Does to Cummins. Lollar was one of the John Does who made  
10 the defamatory statements. Lollar was identified through her email and Internet  
11 Service Provider and Internet Protocol number.

12 Since then Lollar got a new email and a new Internet Service Provider thinking that  
13 she would be anonymous. She is not anonymous. Lollar has been identified as Google  
14 user Rachel Thompson and a few others. Cummins will show proof at the hearing that  
15 Lollar made these posts as user Rachel Thompson and others.

16 **3. Cummins never attributed certain conduct to persons other than Lollar**

17 Again Respondents misquote the record which they attached as an exhibit “L.”  
18 Cummins never accused Lollar’s attorney of putting the M-80 or molotov cocktail  
19 under Cummins’ car. Cummins merely stated “I believe he already has the address.”

20 **4. The incident involving an alleged service of process was not a service of process**

21 Cummins filed a police report when Robert Young trespassed into a private banquet  
22 room and pretended to have papers to serve on Cummins. Cummins thought she was  
23 being served with a new lawsuit. Young and his colleague both were videotaping  
24 Cummins against her wishes and she told them she does not allow videotape. Then  
25 Young hit her with the papers (Exhibit 7, to be presented at trial).

26 There were no legal documents that needed to be served upon Cummins. Lollar had  
27 filed an inability to serve Cummins. Cummins emailed Lollar’s attorney who stated he  
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1 did not send that process server and was finished with the case (Exhibit 8). The  
2 documents that hit Cummins were filed November 3, 2012 and she was hit with them  
3 February 27, 2013 while she was preparing for the Mayoral Convention for the League  
4 of Humane Voters. Lollar would have needed to refile to reserve Cummins at the  
5 proper address.

6 The video posted online is extremely edited. Young does not place the documents at  
7 her feet. You see the documents bouncing off Cummins and then ending on the floor.  
8 Cummins reported the video to YouTube and they removed it as harassment. Lollar  
9 then reposted it in another account and they again removed it as harassment.

#### 10 **5. Cummins has proof that Lollar attempted to access her bank accounts**

11 Cummins' banks contacted her via letter and email when someone tried to access  
12 her bank accounts using her personal information including her social security number  
13 (Exhibit 9). Cummins' chiropractor accidentally left her social security number and  
14 bank account numbers in medical records given to Lollar's attorney under protective  
15 order. Cummins told Lollar's attorneys this and told them to make sure Lollar does not  
16 get ahold of it.

17 After Cummins' banks contacted her they instructed her to go to the bank in person.  
18 At the bank the bank manager and teller told her that a woman with a Texas accent  
19 tried to access her accounts. (Lollar is from Texas and has a Texas accent when  
20 speaking normally. Lollar confided to Cummins that she tries to hide her accent with  
21 non-Texas.) The banks played the audio recordings of the phone calls for Cummins.  
22 Cummins identified Lollar as the voice on the audio tape and stated same to police  
23 who are still investigating. Cummins sent a subpoena to the bank to get a copy of the  
24 audio tapes but has not received them yet. Cummins also sent subpoenas to Facebook  
25 and Google to get the records for the users in question but they have not yet replied.

#### 26 **6. Lollar has violated the restraining order over 150 times in the last month**

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1 Since Lollar was found to be some of the John Does via subpoena to Google by her  
2 email address an Internet Service Provider, Lollar got a new Internet Service Provider  
3 thinking she would be anonymous. She is not anonymous. Lollar is Google user  
4 Rachel Thompson and others. Cummins will show the evidence at trial.

5 Lollar does not fear for her own safety. In writing Lollar stated that she can't get a  
6 restraining order against Cummins because Cummins has not made a physical threat  
7 (Exhibit 10).

8 Cummins has posted that she has gone through the police academy, taken the  
9 weapons class, has a permitted gun and is willing to defend herself to the full extent of  
10 the law. After Lollar and her independent contractor Eric Shupps started posting her  
11 very private home address, Cummins did state that has a permitted gun and has taken  
12 the gun class at the police academy. Cummins fears for her life. When Cummins'  
13 Facebook friends asked her if she had an appropriate gun to protect herself from Lollar  
14 Cummins did state that she has a gun with hollow points. The purpose of that gun is to  
15 drop someone at close range. The purpose of the gun is to legally defend Cummins at  
16 her home. Over the last few months a few people have come to Cummins' home and  
17 tried to enter through a locked door and locked gate.

## 18 **6. Lollar's Declaration contains false statements**

19 Item 2 Lollar states the documents were taped to a non-functioning door at 215 N.  
20 Oak. Cummins' process server took a photo. They were wedged into the handle of the  
21 main door at 217 N. Oak (Exhibit 10).

22 Item 3 Lollar states that Cummins made false statements about Lollar. Cummins never  
23 made false statements about Lollar.

24 Item 4 Lollar states Cummins contacted her directly. Cummins did not contact Lollar  
25 directly. Cummins emailed her webhost cc'd to Lollar and her attorney to reply to an  
26 email Lollar sent to her webhost which was full of falsehoods. Exhibit "C" is not a  
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1 copy of an email Lollar received from Cummins. It's a copy of an email Lollar  
2 received from Dottie Hyatt.

3 Item 5 Lollar states she did not post a death threat. Lollar admitted in sworn  
4 deposition she controls Yahoo group "worldbatline." Lollar approves the posts. Lollar  
5 approved a post which was a death threat against Cummins.

6 Item 6 Lollar states she has never posted a comment regarding Cummins' appearance.  
7 Attached as Exhibit 11 is but one of hundreds of posts and comments Lollar has made  
8 about Cummins' appearance.

9 Item 7 Lollar states Cummins was legally served and documents were placed at her  
10 feet which is not true. Cummins was not legally served and Robert Young hit her with  
11 the documents.

12 Item 8 Lollar states she has not contacted Cummins since the issuance of the TRO.  
13 Lollar immediately started harassing Cummins on Facebook. Cummins reported her  
14 comments as "harassment" and they were removed as "harassment." Lollar also  
15 contacted Cummins directly through Google blogger as user Rachel Thompson.

16 Item 9 Lollar does not fear for her own safety and stated so online. Lollar goes out of  
17 her way to harass Cummins personally.

18 Item 10 Lollar states that Cummins posted a threat against Lollar. Lollar had posted  
19 Cummins' very private home address online publicly. Cummins replied that she has a  
20 gun and will protect herself which is true. This prove how much Cummins fears Lollar.

21 Item 11 Lollar states that Cummins posted that she has a gun with hollow point  
22 bullets. Cummins has a gun with hollow points bullets because she fears Lollar and  
23 anyone that Lollar may hire to attack Cummins.

24 **7. Attorney Katherine McSweeney's Declaration contains falsehoods**

25 Item 10 states it is a copy of complaints Cummins made to government agencies about  
26 Lollar and their responses. That is not true. Cummins reports were Plaintiffs' Exhibit  
27 19 which was lengthy. Exhibit "J" merely contains a few emails.  
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1 Item 12 Exhibit "L" is a copy of a transcript from a hearing. The transcript does NOT  
2 state that Cummins accused Randy Turner of placing incendiary devices under her car!

3 **CONCLUSION**

4 For the foregoing reasons and others which will be presented at trial, the Court  
5 should grant the restraining order.

6  
7 Respectfully submitted,

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9 

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Mary Cummins, Plaintiff

10 Dated: June 29, 2013

11 645 W. 9th St. #110-140

12 Los Angeles, CA 90015

13 In Pro Per

14 Telephone: (310) 877-4770

1 PROOF OF SERVICE BY MAIL  
2 (FRCivP 5 (b)) or  
3 (CCP 1013a, 2015.5) or  
4 (FRAP 25 (d))

5 I am Plaintiff in pro per whose address is 645 W. 9th St. #110-140, Los Angeles,  
6 California 90015-1640. I am over the age of eighteen years.

7 I further declare that on the date hereof I served a copy of:

8 **PETITIONER'S RESPONSE TO RESPONDENT'S RESPONSE TO REQUEST**  
9 **FOR CIVIL RESTRAINING ORDER**

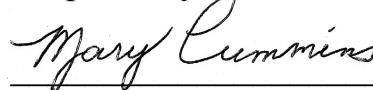
10 by handing it to Rocco Dean in person before trial.

11 **Rocco Dean**  
12 Jackson & Lewis  
13 725 S. Figueroa Blvd, #2500  
14 Los Angeles, CA 90017

15 I declare under penalty of perjury, under the laws of the State of California, that the  
16 foregoing is true and correct.

17 Executed this day, July 1, 2013, at Los Angeles, California

18 Respectfully submitted,

19 

20 Mary Cummins, Plaintiff

21 Dated: July 1, 2013

22 645 W. 9th St. #110-140

23 Los Angeles, CA 90015

24 In Pro Per

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