

1 **LEWIS BRISBOIS BISGAARD & SMITH LLP**

DANIEL V. HYDE, SB No. 63365

2 E-Mail: Daniel.Hyde@lewisbrisbois.com

BRANT H. DVEIRIN, SB No. 130621

3 E-Mail: Brant.Dveirin@lewisbrisbois.com

ROY G. WEATHERUP, SB No. 52882

4 E-Mail: Roy.Weatherup@lewisbrisbois.com

633 West 5th Street, Suite 4000

5 Los Angeles, California 90071

Telephone: 213.250.1800

6 Facsimile: 213.250.7900

7 Attorneys for Respondent/Defendant, PALOS VERDES
8 HOMES ASSOCIATION

9 SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

10 CENTRAL DISTRICT - STANLEY MOSK COURTHOUSE

11
12 CITIZENS FOR ENFORCEMENT OF
13 PARKLAND COVENANTS, an
14 unincorporated association; JOHN
15 HARBISON, an individual,

16 Plaintiff/ Petitioners,

17 vs.

18 CITY OF PALOS VERDES ESTATES, a
19 municipal corporation; PALOS VERDES
20 HOMES ASSOCIATION, a California
21 corporation; ROBERT LUGLIANI and
22 DOLORES A. LUGLIANI, as co-trustees of
23 the LUGLIANI TRUST; THOMAS J. LIEB,
24 TRUSTEE, THE VIA PANORAMA TRUST,

25 Defendants/Respondents

CASE NO.: BS 142 768

Assigned to:

JUDGE: Hon. Barbara A. Meiers

DEPT.: 12

**DECLARATION OF SIDNEY CROFT IN
SUPPORT OF EX PARTE APPLICATION
FOR STAY OF JUDGMENT PURSUANT
TO STIPULATION, OR
ALTERNATIVELY PURSUANT TO
C.C.P. §918**

DATE: October 13, 2015

TIME: 8:30 a.m.

DEPT.: 12

Action filed: May 13, 2013

Trial Date: None

26 I, Sidney Croft, declare and state as follows:

27 1. I am a licensed California Attorney, and I have served as General Counsel to the
28 Board of Directors of the Palos Verdes Homes Association ("Association" or "PVHA") since
1968.

4813-3435-4729.7

1

**DECLARATION OF SIDNEY CROFT IN SUPPORT OF
EX PARTE APPLICATION FOR STAY PURSUANT TO STIPULATION, OR ALTERNATIVELY
PURSUANT TO C.C.P. §918**

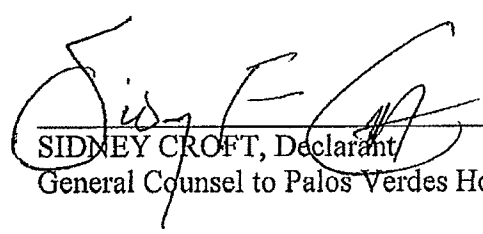
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

2. I am personally familiar with the facts set forth in this declaration and if called upon to do so, I could and would competently testify to the facts stated herein.

3. Upon receipt of the signed Judgment in this matter, I promptly scheduled a review of the Judgment at a special meeting of the Board to be held Friday October 9, 2015. The Board generally meets the third Tuesday of every month. It was necessary to have a special meeting as some of the Judgment provisions became effective before the next scheduled meeting. At the meeting on October 9, 2015, the Board decided to appeal the Judgment, and also to pursue a stay of enforcement of the Judgment pending appeal from the trial court.

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

Executed on October 12, 2015, at Palos Verdes Estates, California.



SIDNEY CROFT, Declarant
General Counsel to Palos Verdes Homes Association

1 **CALIFORNIA STATE COURT PROOF OF SERVICE**

2 *Citizens for Enforcement of Parkland Covenants, et al.*

3 v.

4 *City of Palos Verdes Estates, et al.*

5 *File No.: 50013.1840*

6 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

7 At the time of service, I was over 18 years of age and not a party to the action. My
8 business address is 633 West 5th Street, Suite 4000, Los Angeles, CA 90071.

9 On the below date, I served the following document(s) described as: **DECLARATION
10 OF SIDNEY CROFT IN SUPPORT OF REQUEST FOR A STAY OF JUDGMENT
11 PURSUANT TO STIPULATION, OR ALTERNATIVELY PURSUANT TO C.C.P. § 918**
12 on the following persons at the following addresses (including fax numbers and e-mail addresses,
13 if applicable):

14 **SEE ATTACHED SERVICE LIST**

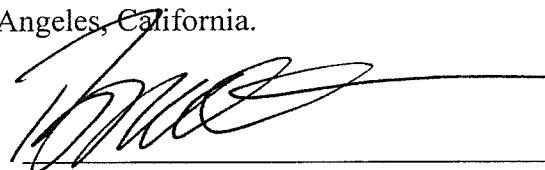
15 **(BY U.S. MAIL)** I enclosed the above-stated document(s) in a sealed envelope or package
16 addressed to the person(s) at the address(es) listed by placing the envelope or package for collection
17 and mailing, following our ordinary business practices. I am readily familiar with the firm's
18 practice for collection and processing correspondence for mailing. Under that practice, on the same
19 day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of
20 business with the U.S. Postal Service, in a sealed envelope of package with the postage fully prepaid
21 thereon. I am aware that on motion of the party served, service is presumed invalid if postal
22 cancellation date or postage meter date is more than one day after date of deposit for mailing in
23 affidavit.

24 **(VIA HAND DELIVERY SERVICE)** I personally hand-delivered the documents to the
25 parties listed on the Service List on **October 13, 2015**, at the hearing of the Ex Parte Application for
26 Stay of Judgment in this case, to be heard in Department 12 of the above-entitled court.

27 **(VIA ELECTRONIC MAIL)** Based on a court order or an agreement of the parties to accept
28 service by e-mail or electronic transmission, I caused the above-stated document(s) to be sent to the
person(s) at the e-mail address(es) listed ON **October 12, 2015**. I did not receive, within a
reasonable time after the transmission, any electronic message or other indication that the
transmission was unsuccessful.

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

Executed on **October 12, 2015**, at Los Angeles, California.



BRANT H. DVEIRIN

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

SERVICE LIST

Citizens for Enforcement of Parkland Covenants, et al. v. City of Palos Verdes Estates, et al.
File No.: 50013.1840

Jeffrey Lewis, Esq.
BROEDLOW LEWIS, LLP
734 Silver Spur Road, Suite 300
Rolling Hills Estates, CA 90274
Telephone: (310) 935-4001
Facsimile: (310) 872-5389
Email: Jeff@BroedlowLewis.com

Christi Hogin, Esq.
Tarquin Preziosi, Esq.
JENKINS & HOGIN, LLP
1230 Rosecrans Avenue, Suite 110
Manhattan Beach, CA 90266
Telephone: (310) 643-8448
Facsimile: (310) 643-8441
Email: CHogin@LocalGovLaw.com
tpreziosi@localgovlaw.com

R.J. Comer, Esq.
Damon Mamalakis, Esq.
ARMBRUSTER GOLDSMITH & DELVAC LLP
12100 Wilshire Boulevard, Suite 1600
Los Angeles, CA 90025
~~11611 San Vicente Boulevard, Suite 900~~
~~Los Angeles, CA 90049~~
Telephone: (310) 209-8800
Facsimile: (310) 209-8801
Email: damon@agd-landuse.com

Attorneys for Defendants, ROBERT LUGLIANI and DOLORES A. LUGLIANI, as co-trustees of THE LUGLIANI TRUST; THOMAS J. LIEB, TRUSTEE, THE VIA PANORAMA TRUST U/DO MAY 2, 2012

Sidney F. Croft, Esq.
LAW OFFICE OF SIDNEY CROFT
314 Tejon Place
Palos Verdes Estates, CA 90274
Telephone: (310) 849-1992
Email: SFCroftlaw@aol.com