

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MARIN

KEVIN BRUNER	DATE FILED:	2/27/2018
PLAINTIFF(s)	CASE TYPE:	COMPLAINT
VS.	CASE SUBTYPE:	BREACH OF CONTRACT
TELLTALE INCORPRATED	DATE OF LAST ACTIVITY:	1/11/2019
DEFENDANT(s)	DATE/TIME RUN:	01/18/2019 09:44 AM
REGISTER OF ACTIONS	CASE NUMBER:	CIV 1800690

INVOLVED PERSON/PARTY AND ATTORNEY SUMMARY:

BRUNER, KEVIN is the PLAINTIFF and is represented by: SARA, ELISE K.

TELLTALE INCORPORATED, A DELAWARE CORPORATION is the DEFENDANT and is represented by: ELMAN, JEREMY T; HWANG, THOMAS T.

REGISTER OF ACTIONS:

- 02/27/2018 CASE OPEN / ACTIVE STATUS HON ROY O CHERNUS
- 02/27/2018 FILING FEE PROCESSED: PLTF, KEVIN BRUNER - 435.00
- 02/27/2018 COMPLAINT/FIRST PAPER BREACH OF CONTRACT; DECLARATORY RELIEF; BREACH OF THE IMPLIED COVENANT OF GOOD FAITH AND FAIR DEALING
- 02/27/2018 SUMMONS ISSUED AND FILED
- 02/27/2018 HEARING CONFIRMED FOR: 05/08/2018 AT: 09:00 AM FOR APPEARANCE TYPE: OSCH IN DEPARTMENT: D06
- 02/27/2018 HEARING CONFIRMED FOR: 06/07/2018 AT: 09:00 AM FOR APPEARANCE TYPE: OSCH IN DEPARTMENT: D06
- 02/27/2018 HEARING CONFIRMED FOR: 07/17/2018 AT: 09:00 AM FOR APPEARANCE TYPE: CMGT IN DEPARTMENT: D06
- 02/28/2018 HEARING CONFIRMED FOR: 04/04/2018 AT: 01:30 PM FOR APPEARANCE TYPE: LMCV IN DEPARTMENT: D06
- 03/06/2018 PROOF OF SERVICE FILED, AS TO: DEFT, TELLTALE INCORPORATED, A DELAWARE CORPORATION BY PERSONAL SERVICE ON 2/27/18.
- 03/06/2018 APPEARANCE DROPPED FOR 05/08/2018 AT: 09:00 AM FOR APPEARANCE TYPE: OSCH IN DEPARTMENT: D06
DROP REASON: PROOF OF SERVICE FILED 3/6/18.
- 03/21/2018 STIPULATION JOINT STIPULATION TO EXTEND DEFENDANT TELLTALE INCORPORATED'S DEADLINE TO RESPOND TO COMPLAINT PURSUANT TO CALIFORNIA RULE OF COURT 3.110(D)
- 04/04/2018 MINUTE ORDER POSTED - Appearance: 04/04/2018 at 1:30PM for MOTION
JUDGE ROY O CHERNUS ,REPORTER NOT REPORTED , DEP CLK C. ASLESON
ATTORNEY MARK SLATER APPEARED FOR THE PLAINTIFF
HEARING BEFORE TRIAL
THIS MATTER COMES BEFORE THE COURT FOR ARGUMENT ON THE TENTATIVE RULING
NO ARGUMENT MADE
THE TENTATIVE RULING IS AFFIRMED AND MADE FINAL.
IT IS ORDERED:
RULING:
GOOD CAUSE APPEARING, PLAINTIFF'S APPLICATION TO SEAL IS GRANTED.

THE COURT HAS REVIEWED THE UNREDACTED COMPLAINT AND MOTION PAPERS. THERE ARE OVERRIDING INTERESTS, TO WIT: CONFIDENTIALITY AND FINANCIAL PRIVACY, THAT OVERCOME THE RIGHT OF PUBLIC ACCESS TO THE RECORD IN THIS CASE. THESE INTERESTS SUPPORT SEALING THE RECORD. THERE IS A SUBSTANTIAL PROBABILITY THAT THESE INTERESTS WILL BE PREJUDICED IF THE RECORD IS NOT SEALED. THE PROPOSED SEALING IS NARROWLY TAILORED. THERE IS NO LESS RESTRICTIVE MEANS TO PROTECT THESE INTERESTS.

PLAINTIFF'S PROPOSED ORDER IS ACCEPTABLE TO THE COURT.
ORDER SIGNED IN OPEN COURT AND PROVIDED TO COUNSEL FOR FILING IN THE CIVIL DIVISION
ENTERED BY: CA
- 04/13/2018 DEMURRER FILED BY: DEFENDANT TELLTALE INCORPORATED
- 04/16/2018 FILING FEE PROCESSED: DEFT, TELLTALE INCORPORATED, A DELAWARE CORPORATION - 435.00

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MARIN

KEVIN BRUNER	DATE FILED:	2/27/2018
PLAINTIFF(s)	CASE TYPE:	COMPLAINT
VS.	CASE SUBTYPE:	BREACH OF CONTRACT
TELLTALE INCORPRATED	DATE OF LAST ACTIVITY:	1/11/2019
DEFENDANT(s)	DATE/TIME RUN:	01/18/2019 09:44 AM
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04/16/2018 HEARING CONFIRMED FOR: 05/16/2018 AT: 01:30 PM FOR APPEARANCE TYPE: LMCV IN DEPARTMENT: D06

05/03/2018 OPPOSITION/RESPONSE TO MOTION FILED BY ATTY FOR PLTF, TO DEMURRER (05/16/18)

05/16/2018 MINUTE ORDER POSTED - Appearance: 05/16/2018 at 1:30PM for NOTICE OF MOTION
 JUDGE ROY O. CHERNUS ,REPORTER DEBORAH BARTUNEK , DEP CLK S. HENDRYX
 ATTORNEY MARK SLATER APPEARED FOR PLAINTIFF
 NO APPEARANCE BY OR FOR THE DEFENDANT
 HEARING BEFORE TRIAL
 PLAINTIFF'S COUNSEL DOES NOT ARGUE THE COURT'S TENTATIVE RULING.
 THE TENTATIVE RULING IS AFFIRMED AND MADE FINAL.
 RULING: DEFENDANT'S DEMURRER IS OVERRULED AS FOLLOWS: ***SEE COURT'S FILE FOR ORDER***
 PER MR. SLATER, COUNSEL AGREE TO SUBMIT A REDACTED ORDER TO THE COURT FOR SIGNATURE.
 IT IS ORDERED: THE COURT WILL ALLOW THE PARTIES TO SUBMIT A REDACTED ORDER TO THE COURT, ALONG
 WITH AN UN-REDACTED ORDER, TO BE FILED UNDER SEAL.
 ENTERED BY: SH
 (AMENDED MINUTE ORDER)

05/17/2018 APPEARANCE DROPPED FOR 06/07/2018 AT: 09:00 AM FOR APPEARANCE TYPE: OSCH IN DEPARTMENT: D06
 DROP REASON: DEMURRER FILED

05/29/2018 IT IS ORDERED: ORDER OVERRULING DEFENDANT'S DEMURRER TO COMPLAINT AND GRANTING APPLICATIONS
 TO FILE UNDER SEAL JUDGE ROY O. CHERNUS

05/29/2018 ANSWER DEFT, TELLTALE INCORPORATED, A DELAWARE CORPORATION

06/29/2018 JURY FEE DEPOSIT PLTF, KEVIN BRUNER - 150.00

07/17/2018 JURY FEE DEPOSIT DEFT, TELLTALE INCORPORATED, A DELAWARE CORPORATION - 150.00

07/17/2018 MINUTE ORDER POSTED - Appearance: 07/17/2018 at 9:00AM for CASE MANAGEMENT CONFERENCE
 JUDGE ROY O CHERNUS ,REPORTER NOT REPORTED , DEP CLK C. YOUNG
 ATTORNEY MARK SLATER APPEARED FOR THE PLAINTIFF
 ATTORNEY BEN HUR APPEARED FOR THE DEFENDANT
 HEARING BEFORE TRIAL
 THIS MATTER COMES BEFORE THE COURT FOR A CASE MANAGEMENT CONFERENCE
 PARTIES AGREE TO MEDIATION, AND MUST ALSO AGREE ON A MEDIATOR WITHIN 30 CALENDAR DAYS FROM
 THIS DATE
 IF PARTIES CANNOT AGREE ON A MEDIATOR COUNSEL SHALL SO ADVISE THE COURT IN WRITING BY LETTER
 WITH 2 PROPOSED MEDIATORS AND THE COURT WILL SELECT A MEDIATOR FOR THEM
 IT IS ORDERED:
 REFERRED TO MEDIATION, TO BE COMPLETED BY: 10/17/2018
 THE FUTURE CASE MANAGEMENT CONFERENCE 10/17/2018 AT 9:00 A.M. IN DEPARTMENT B FOR MEDIATION
 RESULTS
 HEARING CONTINUED TO: 10/17/2018 AT: 09:00 AM FOR APPEARANCE TYPE: CMGT IN DEPARTMENT: D06 FROM
 DATE: 07/17/2018 FROM TIME: 09:00 AM FROM APPEARANCE TYPE: CMGT FROM DEPARTMENT: D06
 ENTERED BY: CY

10/17/2018 MINUTE ORDER POSTED - Appearance: 10/17/2018 at 9:00AM for CASE MANAGEMENT CONFERENCE
 JUDGE ROY O CHERNUS ,REPORTER NOT REPORTED , DEP CLK C. YOUNG

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MARIN

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TELLTALE INCORPRATED	DATE OF LAST ACTIVITY:	1/11/2019
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VCOURT TELEPHONIC APPEARANCE BY MARK SLATER FOR THE PLAINTIFF

VCOURT TELEPHONIC APPEARANCE BY BEN HUR FOR THE DEFENDANT

HEARING BEFORE TRIAL

THIS MATTER COMES BEFORE THE COURT FOR A CASE MANAGEMENT CONFERENCE FOR MEDIATION RESULTS

COUNSEL MARK SLATER INFORMS THE COURT MEDIATION IS ONGOING AND SET FOR OCTOBER 31, 2018

IT IS ORDERED:

THE FUTURE CASE MANAGEMENT CONFERENCE 11/30/2018 AT 9:00 A.M. IN DEPARTMENT B FOR MEDIATION RESULTS

HEARING CONFIRMED FOR: 11/30/2018 AT: 09:00 AM FOR APPEARANCE TYPE: CMGT IN DEPARTMENT: D06

ENTERED BY: CY

11/29/2018 SUBSTITUTION OF ATTORNEY FILED, AS TO: OBO DEFT. FORMER ATTY. BENEDICT HUR / NEW ATTY. JEREMY ELMAN AND THOMAS HWANG

11/30/2018 MINUTE ORDER POSTED - Appearance: 11/30/2018 at 9:00AM for CASE MANAGEMENT CONFERENCE

JUDGE ROY O CHERNUS ,REPORTER NOT REPORTED , DEP CLK C. YOUNG

VCOURT TELEPHONIC APPEARANCE BY MARK SLATER FOR THE PLAINTIFF

VCOURT TELEPHONIC APPEARANCE BY JEREMY ELMAN FOR THE DEFENDANT

HEARING BEFORE TRIAL

THIS MATTER COMES BEFORE THE COURT FOR A CASE MANAGEMENT CONFERENCE FOR MEDIATION RESULTS

MEDIATION HAS NOT BEEN SUCCESSFUL

IT IS ORDERED:

THE FUTURE CASE MANAGEMENT CONFERENCE 01/11/2019 AT 9:00 A.M. IN DEPARTMENT B FOR TRIAL SETTING

HEARING CONTINUED TO: 01/11/2019 AT: 09:00 AM FOR APPEARANCE TYPE: CMGT IN DEPARTMENT: D06 FROM DATE: 11/30/2018 FROM TIME: 09:00 AM FROM APPEARANCE TYPE: CMGT FROM DEPARTMENT: D06

ENTERED BY: CY

12/31/2018 CASE REASSIGNED TO JUDGE HON JAMES T CHOU

12/31/2018 APPEARANCE MOVED TO: 01/11/2019 AT: 09:00 AM FOR APPEARANCE TYPE: CMGT IN DEPARTMENT: D19 MOVE REASON: RE-ASSIGNMENT FROM DATE: 01/11/2019 FROM TIME: 09:00 AM FROM APPEARANCE TYPE: CMGT FROM DEPARTMENT: D06

01/11/2019 MINUTE ORDER POSTED - Appearance: 01/11/2019 at 9:00AM for CASE MANAGEMENT CONFERENCE

JUDGE JAMES T. CHOU ,REPORTER NOT REPORTED , DEP CLK J. DALE

VCOURT TELEPHONIC APPEARANCE BY ATTORNEY MARK K. SLATER FOR THE PLAINTIFF

VCOURT TELEPHONIC APPEARANCE BY ATTORNEY JEREMY T. ELMAN FOR THE DEFENDANT

HEARING BEFORE TRIAL

MEDIATION UNSUCCESSFUL

DISCUSSION HELD REGARDING TRIAL SETTING. PARTIES REQUEST TIME FOR DISCOVERY.

IT IS ORDERED: CASE MANAGEMENT CONFERENCE SET 04/26/2019 AT 9:00 A.M. IN DEPARTMENT B FOR DISCOVERY STATUS AND TRIAL SET

HEARING CONTINUED TO: 04/26/2019 AT: 09:00 AM FOR APPEARANCE TYPE: CMGT IN DEPARTMENT: D19 FROM DATE: 01/11/2019 FROM TIME: 09:00 AM FROM APPEARANCE TYPE: CMGT FROM DEPARTMENT: D19

ENTERED BY: J. DALE