

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

South Central District, Compton Courthouse, Department A

21STLC03483

CLEREDENE SHERIFF vs PAMELA AZMI ANDREW

April 12, 2023

10:00 AM

Judge: Honorable Michael Shultz
Judicial Assistant: Chante Warren
Courtroom Assistant: Kathryn Gray

CSR: None
ERM: Electronically Recorded
Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): Brett Guy Moore

For Defendant(s): Justin T Battle

Other Appearance Notes: Plaintiff, Cleredene Sheriff, and, Defendant, Pamela Azmi Andrew, are present in Court.

NATURE OF PROCEEDINGS: Non-Jury Trial

Matter is called for Non-Jury Trial.

Court finds that Case 22STLC08663 was consolidated into this Case, and an Answer was only filed in Case 21STLC03483.

Both Parties stipulate that on December 1, 2017, Defendant signed a promissory note to pay the Plaintiff \$7,000.00 and Defendant made payments in the amount of \$3,700.00. All other legal facts will be decided at Trial.

Both parties inform the Court there are no Motions in Limine to be decided.

Plaintiff and Defendant make Opening Statements.

Plaintiff, Cleredene Sheriff, is sworn and testifies in her own behalf.

Plaintiff Cleredene Sheriff's exhibits 3 (10-pages of Text Messages from January 16, 2018 to May 15, 2018), 5 (7-Page CitiCard Statement), and 11 (3-Page Bank Statement dated February 13, 2020), Plaintiff Cleredene Sheriff's exhibit 4 (3-Page Summary of Charges allegedly made by Defendant), and Defendant Pamela Azmi Andrew's exhibit 19 (3-Page Email Thread between Coleen Mayne and Defendant) are admitted by reference. Plaintiff rest.

Defendant, Pamela Azmi-Andrew, is sworn and testifies in her own behalf.

Defendant Pamela Azmi Andrew's exhibits 15 (Promissory Note dated December 1, 2017) and 17 (Los Angeles Department of Water and Power Bill dated February 10, 2018) and Plaintiff

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Cleredene Sheriff's exhibits 6 (Cashier's Check dated December 1, 2017) and 13 (Payment from Defendant to Plaintiff dated January 13, 2018) are admitted by reference. Plaintiff's Oral Request to re-open is Granted.

Both Parties stipulate that Plaintiff's Exhibits 1 through 14, and, Defendant's Exhibits 15 through 18, are admitted into evidence.

Defendant's witness, Salena Hutcherson, is sworn and testifies.

Defense rest.

Plaintiff's rebuttal witness, Christine Garrison, is sworn and testifies.

Plaintiff, Cleredene Sheriff, previously sworn, resumes testimony.
Plaintiff rest.

Defendant offers no surrebuttal witnesses, and all sides rest.

Plaintiff and Defendant give Closing arguments.

The Court orders Judgment for the Plaintiff. The amount of the Judgment to be awarded will be sent to all parties via the minute order.

Both Parties stipulate all exhibits admitted into evidence are by reference only.

The Court issues Judgment in favor of the Plaintiff.

On the First Cause of Action [identified and articulated in Case # 21STLC03483] in the amount of \$7360.62. Plaintiff is not entitled to prejudgment interest on this cause of action because damages were not a liquidated sum or capable of certain calculation within the meaning of California Civil Code section 3287. (Stockton Morris Plan v. Carpenter (1936) 18 Cal. App. 2nd 205, 213-214.)

On the Second Cause of Action [identified and articulated in Case # 22STLC08663] in the amount of \$3395.33 [calculated as \$7000 dollars minus \$3700 offset for payments rendered plus prejudgment interest in the amount of \$95.33]. Here, Plaintiff is entitled to prejudgment interest on this cause of action because damages were a liquidated sum and were capable of certain calculation within the meaning of California Civil Code section 3287. (Chambers v. Security

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Commercial & Savings Bank (1920) 46 Cal. App. 32, 33-34.) Total Judgment for Plaintiff is in the amount of \$10,755.95 dollars.

Court orders judgment entered for Plaintiff Cleredene Sheriff against Defendant Pamela Azmi Andrew on the Complaint filed by Cleredene Sheriff on 12/29/2022 for damages of \$10,660.62 and interest of \$95.33 for a total of \$10,755.95.

Clerk to give notice.

Certificate of Mailing is attached.

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Compton Courthouse 200 West Compton Blvd, Rm 902, Compton, CA 90220		FILED Superior Court of California County of Los Angeles 04/12/2023 David W. Slayton, Executive Officer / Clerk of Court By: <u>C. Warren</u> Deputy
PLAINTIFF(S): Cleredene Sheriff et al		
DEFENDANT(S): Pamela Azmi Andrew, et al.		
NOTICE OF ENTRY OF: ☒ JUDGMENT ☐ DISMISSAL ☐ OTHER ORDER ☐ AMENDED		CASE NUMBER: 21STLC03483

TO THE PARTIES AND TO THEIR ATTORNEYS OF RECORD, you are hereby given notice of entry of:

☒ Judgment in the above-entitled matter, entered on 04/12/2023.
☐ Order of Dismissal in the above-entitled matter, filed on _____.
☐ Order _____ filed on _____.

David W. Slayton, Executive Officer / Clerk of Court

Dated: 04/13/2023

By C. Warren
 Deputy Clerk

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's File Stamp
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PLAINTIFF(S): Cleredene Sheriff et al		
DEFENDANT(S): Pamela Azmi Andrew, et al.		
JUDGMENT		CASE NUMBER: 21STLC03483

It is hereby ordered that judgment be entered as follows by: ☒ The court ☐ The clerk

Date: 04/12/2023 ☐ By Default ☐ By Stipulation ☒ After Court Trial ☐ After Jury Trial

Judgment is for: Cleredene Sheriff
and against Pamela Azmi Andrew

☐ Joint and several

Principal:	<u>\$0.00</u>	Damages:	<u>\$10,660.62</u>
Punitive Damages:	<u>\$0.00</u>	Attorney Fees:	<u>\$0.00</u>
Costs:	<u>\$0.00</u>	Interest:	<u>\$95.33</u>
Recovery Costs:	<u>\$0.00</u>	Other:	<u>\$0.00</u>

Total Judgment amount: \$10,755.95

- ☐ See written stipulation for further terms and conditions.
☐ Execution stayed pursuant to written stipulation.
☐ Written stipulation filed and copy of stipulation given/mailed to each party.

David W. Slayton, Executive Officer / Clerk of Court
C. Warren
Deputy Clerk

JUDGMENT

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's File Stamp
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PLAINTIFF/PETITIONER: Cleredene Sheriff et al		
DEFENDANT/RESPONDENT: Pamela Azmi Andrew, et al.		
CERTIFICATE OF MAILING		CASE NUMBER: 21STLC03483

I, the below-named Executive Officer/Clerk of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served the Minute Order (Non-Jury Trial) of 04/12/2023 upon each party or counsel named below by placing the document for collection and mailing so as to cause it to be deposited in the United States mail at the courthouse in Compton, California, one copy of the original filed/entered herein in a separate sealed envelope to each address as shown below with the postage thereon fully prepaid, in accordance with standard court practices.

Brett Guy Moore
 Early Sullivan Wright Gizer & McRae LLP
 6420 Wilshire Blvd Fl 17
 Los Angeles, CA 90048

Justin T Battle
 Battle Law
 1001 Wilshire Boulevard #1008
 Los Angeles, CA 90017

Dated: 04/13/2023

David W. Slayton, Executive Officer / Clerk of Court

By: C. Warren
Deputy Clerk

CERTIFICATE OF MAILING