

FRESNO COUNTY SUPERIOR COURT
By keclemente DEPUTY

RECEIVED
1/28/2025 4:44 PM
FRESNO COUNTY SUPERIOR COURT
By: Estela Gonzalez, Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FRESNO — UNLIMITED CIVIL JURISDICTION

PATRICIA ORTEGA, an individual,
Plaintiff,

v.

**CALIFORNIA FAIR PLAN
ASSOCIATION**, an unincorporated
association,
Defendant.

Case No. 24CECG00294

[PROPOSED] JUDGMENT

Judge: Hon. John M. Skiles
Dept.: 403

1 This case came on for trial on January 6, 2025, in Department 403 of this Court,
2 Honorable John M. Skiles presiding. Dylan Schaffer of Kerley Schaffer, LLP represented
3 plaintiff Patricia Ortega (“Plaintiff”). Celia Moutes-Lee of Hinshaw & Culbertson, LLP
4 represented defendant California FAIR Plan Association (“Defendant”).

5 Trial on Plaintiff’s Complaint for Declaratory and Injunctive Relief proceeded before the
6 Court, which considered the pleadings and arguments of counsel. At the conclusion of the trial,
7 the Court issued its Order in favor of Plaintiff and subsequently issued its Statement of Decision
8 on January 6, 2025, a copy of which is attached as Exhibit “A” hereto.
9

10 Judgment is entered accordingly for Plaintiff.

11 The Court retains jurisdiction as to all matters cognizable under California law including,
12 but not limited to, enforcement of its order of January 6, 2025, which provided as follows:

13 The court finds Defendant is required by Insurance Code §2071 to
14 produce the following to Plaintiff:

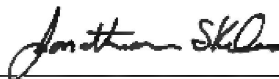
- 15 1. All photographs taken by, reviewed by, and/or relied upon in
16 reviewing, evaluating, or assessing the damage claim submitted to
17 Defendant by Plaintiff This includes photographs taken by,
18 reviewed by, and/or relied upon by third parties utilized by
19 Defendant in evaluating Plaintiffs damage claim;
- 20 2. All reports and/or other forms of communication documenting
21 the review, investigation, evaluation and/or appraisal of the
22 damage claim submitted to Defendant by Plaintiff. This includes
23 reports and/or other forms of communication prepared by third
24 parties utilized by Defendant in evaluating Plaintiffs damage
25 claim.
26

1 Defendant is ordered to produce the items to Plaintiff no later
2 than January 17, 2025, by 3:00 p.m.
3

4 **IT IS THEREFORE ADJUDGED that:**

- 5 1. Judgment is entered in favor of plaintiff Patricia Ortega and against defendant
6 California FAIR Plan Association;
7
8 2. Plaintiff is awarded costs subject to proof.
9

10 Date: 2/6/2025

11 
12 Honorable John M. Skiles
13 Department 403
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Approved as to form:

Date: _____

Celia Moutes-Lee
Counsel for California FAIR Plan Association

PROOF OF SERVICE
Patricia Ortega v. California FAIR Plan Association
Superior Court of the State of California for the County of Fresno
Case No. 24CECG00294

I declare that I am over the age of 18 years and not a party to this action. My business address is 1939 Harrison Street, #900, Oakland, CA 94612. On January 28, 2025, I served the following on the interested parties in this action:

[PROPOSED] JUDGMENT

<p>HINSHAW & CULBERTSON LLP CELIA MOUTES-LEE (SBN 160950) 350 South Grand Avenue, Suite 3600 Los Angeles, California 90071 Telephone: (213) 680-200 Facsimile: (213) 614-7399 cmoutes-lee@hinshawlaw.com kberlin@hinshawlaw.com icolula@hinshawlaw.com emaleky@kinshawlaw.com</p>	
--	--

- ☐ **MAIL:** By placing such documents(s) in a sealed envelope, with postage prepaid for first class mail, for collection and mailing at Oakland California following ordinary business practice for deposit with United States Postal Service.
- ☐ **FAX:** By causing to be transmitted the documents by use of fax machine telephone number (510)228-0350 to the parties at the facsimile numbers listed on the service list above. The fax machine used complies with California Rule of Court 2.301. The transmission was reported as complete and no error was reported by the machine. I caused the transmitting machine to print a record of the transmission, a copy of which is attached to this declaration.
- ☒ **E-MAIL:** By electronic mail to the addresses noted above.
- ☐ **FEDEX:** By placing for overnight delivery such documents(s) in a facility or box that is regularly maintained by FedEx.
- ☐ **HAND DELIVERY:** Caused to be hand delivered.

I declare under penalty of perjury under the laws of the State of California and the United States that the foregoing is true, and if called as a witness I could testify competently thereto. This declaration was executed January 28, 2025, at Oakland, California.

/s/ Ronan Morrill
Ronan Morrill