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8 Attorney for Defendants
9 Troy Isom, Shirley Isom, Mischelynn Scarlatelli and
10 "Armie Troy Isom and Shirley Isom, trustees Armie
11 Troy Isom and Shirley Isom Family Trust u/d/t dated
12 December 28, 2004" *erroneously sued as* "Isom
13 Armie T. & Shirley Trust, a California Trust"
14

15 SUPERIOR COURT OF THE STATE OF CALIFORNIA
16 COUNTY OF LOS ANGELES - POMONA COURTHOUSE
17

18 MARK SCARLATELLI, an individual,
19 Plaintiff,
20

21 vs.

22 TROY ISOM, an individual; SHIRLEY
23 ISOM; an individual; MISCHELYNN
24 SCARLATELLI, an individual; ISOM
25 ARMIE T. & SHIRLEY TRUST, a
26 California Trust; and all persons unknown,
27 claiming any legal or equitable right, title,
28 estate, lien, or interest in the property
described in the Complaint adverse to
Plaintiff's title, or any cloud on Plaintiff's
title thereto; and DOES 1 to 25 inclusive,

Defendants.

Case No. KC066078

Judge: Honorable Bruce Minto, Dept. H

NOTICE OF ENTRY OF DISMISSAL

Action Filed: June 6, 2013

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3 **NOTICE OF ENTRY OF DISMISSAL**

4 On August 19, 2013, this Court granted Defendants' motion for sanctions pursuant to
5 Code of Civil Procedure section 128.7, finding that this action is exclusively within the
6 jurisdiction of the Family Law Court and ordered Plaintiff to pay Defendants sanctions in the
7 amount of \$5,395.00 for attorney's fees and costs. The Court further ordered that Plaintiff's
8 counsel file and serve a Notice of Related Action within 15 days, and to bring a motion in the
9 Family Law action or appropriate supervising department for that purpose if necessary in order to
10 effectuate the transfer of this action to the Family Law court.

11 On December 4, 2013, this Court held an OSC re Dismissal as to why the matter should
12 not be dismissed if the dispute and parties thereto have not been transferred to, related to,
13 incorporated into, joined, or otherwise brought before the pending Family Law Action, Case No.
14 KD077685. The Court indicated it had read the declaration of Jerry R. Dagrella in which defense
15 counsel requested dismissal of this action on the ground that Plaintiff has made insufficient
16 efforts to transfer this action to the family court. The Court heard from both parties and counsel
17 for Plaintiff stipulated that the action be dismissed without prejudice, with the caveat that the
18 claims in this action cannot be re-filed in civil court, but that Plaintiff may attempt to refile said
19 claims in the family court. The Court accepted the foregoing stipulation and ordered that the
20 action be dismissed without prejudice and vacated all future hearing dates. The Court reserved
21 jurisdiction solely to issue an order/judgment formalizing the aforementioned sanctions, which
22 remain unpaid.

23 Dated: December 11, 2013

DAGRELLA LAW FIRM, PLC

24 By: 

JERRY R. DAGRELLA
Attorney for Defendants