

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Craig A. Livingston – SBN 148551; Crystal L. Van Der Putten – SBN 227262 <b>LIVINGSTON LAW FIRM</b> 1600 South Main Street, Suite 280 Walnut Creek, CA 94596  TELEPHONE NO.: (925) 952-9880                      FAX NO.: (925) 952-9881 E-MAIL ADDRESS: clivingston@livingstonlawyers.com ATTORNEY FOR (Name): Defendant TACTICAL GEAR HEADS LLC	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE</b>  STREET ADDRESS: 700 Civic Center Drive West MAILING ADDRESS: CITY AND ZIP CODE: Santa Ana 92701 BRANCH NAME: Central Justice Center	CASE NUMBER: JCCP 5167
PLAINTIFF/PETITIONER: Francisco G. Cardenas & Troy McFadyen, et al. DEFENDANT/RESPONDENT: Tactical Gear Heads, LLC	
<b>NOTICE OF ENTRY OF DISMISSAL AND PROOF OF SERVICE</b> <input checked="" type="checkbox"/> <b>Personal Injury, Property Damage, or Wrongful Death</b> <input type="checkbox"/> <b>Motor Vehicle</b> <input type="checkbox"/> <b>Other</b> <input type="checkbox"/> <b>Family Law</b> <input type="checkbox"/> <b>Eminent Domain</b> <input type="checkbox"/> <b>Other (specify):</b>	

**TO ATTORNEYS AND PARTIES WITHOUT ATTORNEYS:** A dismissal was entered in this action by the clerk as shown on the *Request for Dismissal*. (Attach a copy completed by the clerk.)

Date: March 15, 2023

Craig A. Livingston

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

  
 (SIGNATURE)

### PROOF OF SERVICE

1. I am over the age of 18 and not a party to this cause. My residence or business address is:
  
2. ☐ I am a resident of or employed in the county where the mailing occurred. I served a copy of the *Notice of Entry of Dismissal* and *Request for Dismissal* by mailing them, in a sealed envelope with postage fully prepaid, as follows:
  - a. ☐ I deposited the envelope with the United States Postal Service.
  - b. ☐ I placed the envelope for collection and processing for mailing following this business's ordinary practice with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.
  - c. Date of deposit: \_\_\_\_\_ d. Place of deposit (city and state): \_\_\_\_\_
  - e. Addressed as follows (name and address): \_\_\_\_\_
  
3. ☐ I served a copy of the *Notice of Entry of Dismissal* and *Request for Dismissal* by personally delivering copies as shown below:
  - a. Name of person served: \_\_\_\_\_
  - b. Address at which person served: \_\_\_\_\_
  - c. On (date): \_\_\_\_\_ d. At (time): \_\_\_\_\_
  
4. ☐ I served a copy of the *Notice of Entry of Dismissal* and *Request for Dismissal* by electronically serving copies as shown below (complete if electronic service is used based on a court order or agreement of the parties):
  - a. Name of person served: \_\_\_\_\_
  - b. Electronic service address of person served: \_\_\_\_\_
  - c. On (date): \_\_\_\_\_ d. At (time): \_\_\_\_\_
  - e. Electronic service address from which I served the documents: \_\_\_\_\_
  - ☐ Proof of electronic service is attached.
  
5. ☐ Proof of service on additional parties is attached.

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

Date: \_\_\_\_\_

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Amy K. Van Zant (SBN 197426) 1000 Marsh Road, Menlo Park, CA 94025  TELEPHONE NO.: 650-614-7403 FAX NO. (Optional): E-MAIL ADDRESS (Optional): avanzant@orrick.com ATTORNEY FOR (Name): Plaintiffs		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Orange STREET ADDRESS: 700 W Civic Center Drive MAILING ADDRESS: CITY AND ZIP CODE: Santa Anna, CA 92701 BRANCH NAME: Central		
PLAINTIFF/PETITIONER: Francisco G. Cardenas & Troy McFadyen, et al. DEFENDANT/RESPONDENT: Tactical Gear Heads, LLC		
REQUEST FOR DISMISSAL		CASE NUMBER: JCCP 5167
A conformed copy will not be returned by the clerk unless a method of return is provided with the document.		
This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)		

1. TO THE CLERK: Please **dismiss** this action as follows:

- a. (1) ☒ With prejudice (2) ☐ Without prejudice  
b. (1) ☒ Complaint (2) ☐ Petition  
(3) ☐ Cross-complaint filed by (name): on (date):  
(4) ☐ Cross-complaint filed by (name): on (date):  
(5) ☐ Entire action of all parties and all causes of action  
(6) ☒ Other (specify):\* Only Def. Tactical Gear Heads is dismissed, each side to bear its own costs & fees

2. (Complete in all cases except family law cases.)

The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).

Date: January 24, 2023

..... Amy K. Van Zant for Plaintiffs .....  
(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

\*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

Attorney or party without attorney for:

- ☒ Plaintiff/Petitioner ☐ Defendant/Respondent  
☐ Cross-Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.\*\*

Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

\*\* If a cross-complaint – or Response (Family Law) seeking affirmative relief – is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).

Attorney or party without attorney for:

- ☐ Plaintiff/Petitioner ☒ Defendant/Respondent  
☐ Cross-Complainant

(To be completed by clerk)

4. ☒ Dismissal entered as requested on (date): 01/24/2023

5. ☐ Dismissal entered on (date): as to only (name):

6. ☐ Dismissal **not entered** as requested for the following reasons (specify):

7. a. ☐ Attorney or party without attorney notified on (date):  
b. ☐ Attorney or party without attorney not notified. Filing party failed to provide  
☐ a copy to be conformed ☐ means to return conformed copy

Date: 01/24/2023

Clerk, by \_\_\_\_\_, Deputy

DAVID H. YAMASAKI, Clerk of the Court

O. Lopez

PLAINTIFF/PETITIONER: Francisco G. Cardenas &amp; Troy McFadyen, et al.

CASE NUMBER:

DEFENDANT/RESPONDENT: Tactical Gear Heads, LLC

JCCP 5167

**COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS**

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

**Declaration Concerning Waived Court Fees**

1. The court waived court fees and costs in this action for *(name)*:
2. The person named in item 1 is *(check one below)*:
  - a. ☐ not recovering anything of value by this action.
  - b. ☐ recovering less than \$10,000 in value by this action.
  - c. ☐ recovering \$10,000 or more in value by this action. *(If item 2c is checked, item 3 must be completed.)*
3. ☐ All court fees and court costs that were waived in this action have been paid to the court *(check one)*: ☐ Yes ☐ No

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

Date: \_\_\_\_\_

\_\_\_\_\_  
(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY MAKING DECLARATION)



\_\_\_\_\_  
(SIGNATURE)

- 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  
3

6

7  
8  
9  
0  
1  
2  
3  
4

6  
7  
8  
9  
20  
21  
22  
23

25

Benjamin T. Rosenfeld, Esq.  
LAW OFFICE OF BEN ROSENFELD  
115 ½ Bartlett Street  
San Francisco, CA 94110-3022  
Tel: (415) 285-8091  
Fax: (415) 285-8092  
Email: [Ben.Rosenfeld@comcast.net](mailto:Ben.Rosenfeld@comcast.net)

Gerald B. Singleton, Esq.  
SINGLETON SCHREIBER MCKENZIE &  
SCOTT  
450 "A" Street, 5<sup>th</sup> Floor  
San Diego, CA 92101  
Tel: (619) 771-3473  
Fax: (619) 255-1515  
Email: [Gerald@slffirm.com](mailto:Gerald@slffirm.com)

*Attorneys for Plaintiffs* FRANCISCO  
GUDINO-CARDENAS

Craig J. Mariam, Esq.  
Sebastian M. Van Roundsburg  
GORDON REES SCULLY MANSUKHANI,  
LLP  
633 West Fifth St., 52nd Floor  
Los Angeles, CA 90071  
Tel: (213) 576-5000  
Fax: (877) 306-0043  
Email:  
[cmariam@grsm.com](mailto:cmariam@grsm.com);; [sroundsburg@grsm.com](mailto:sroundsburg@grsm.com)

1 C.D. Michel  
2 Sean A. Brady  
3 MICHEL & ASSOCIATES, P.C.  
4 180 East Ocean Blvd., Ste. 200  
5 Long Beach, CA 90802  
6 Tel: (562) 216-4444  
7 Fax: (562) 216-4445  
8 Email: [cmichel@michellawyers.com](mailto:cmichel@michellawyers.com);  
9 [sbrady@michellawyers.com](mailto:sbrady@michellawyers.com)

10 *Attorneys for Defendants MFY TECHNICAL*  
11 *SOLUTIONS, LLC, BLACKHAWK*  
12 *MANUFACTURING GROUP, INC., RYAN*  
13 *BEEZLEY, BOB BEEZLEY, THUNDER-*  
14 *GUNS, LLC and GHOST FIREARMS, LLC*

15 Grant D. Waterkotte  
16 Tina M. Robinson  
17 PETTIT KOHN INGRASSIA LUTZ &  
18 DOLIN, PC  
19 5901 W. Century Blvd., Ste. 1100  
20 Los Angeles, CA 90045  
21 Tel: (310) 649-5772  
22 Fax: (310) 649-5777  
23 Email: [gwaterkotte@pettitkohn.com](mailto:gwaterkotte@pettitkohn.com);  
24 [trobinson@PettitKohn.com](mailto:trobinson@PettitKohn.com)

25 *Attorneys for Defendants DEFENSE*  
26 *DISTRIBUTERS CODY R. WILSON*

Michael E. Gallagher, Esq.  
EDLIN GALLAGHER HUIE & BLUM LLP  
515 S. Flower Street, Suite 1020  
Los Angeles, CA 90071  
Tel: (213) 412-2661  
Fax: (213) 652-1992  
Email: [mgallagher@eghblaw.com](mailto:mgallagher@eghblaw.com)

*Attorneys for Defendant JUGGERNAUT*  
*TACTICAL, INC.*

Christopher Renzulli  
Howard B. Schilsky  
RENUZZI LAW FIRM, LLP  
One North Broadway, Ste. 1005  
White Plains, NY 10601  
Tel: (914) 285-0700  
Fax: (914) 285-1213  
Email: [crenzulli@renzullilaw.com](mailto:crenzulli@renzullilaw.com);  
[hschilsky@renzullilaw.com](mailto:hschilsky@renzullilaw.com)

*Attorneys for Defendant JUGGERNAUT*  
*TACTICAL, INC.*

Germain D. Labat  
Guinevere Malley  
GREENSPOON MARDER LLP  
1875 Century Park East, Suite 1900  
Los Angeles, California 90067  
Tel: (323) 880-4520  
Fax: (954) 771-9264  
Email: [germain.labat@gmlaw.com](mailto:germain.labat@gmlaw.com),  
[guinevere.malley@gmlaw.com](mailto:guinevere.malley@gmlaw.com)

*Attorneys for Defendants*  
*POLYMER80, INC.*

Service was accomplished as follows:

**BY ELECTRONIC TRANSMISSION:** Pursuant to Code of Civil Procedure section 1010.6, I caused the documents to be electronically sent to the persons listed above. Before first serving electronically, I confirmed through prior email communications the appropriate electronic service address for counsel being served. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

1 I declare under penalty of perjury under the laws of the State of California that the  
2 foregoing is true and correct, and that this declaration was executed on March 15, 2023, at  
3 Walnut Creek, California.



4 \_\_\_\_\_  
Christine Williams