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10 Attorneys for Plaintiff and Appellant JANICE DICKINSON

**ORIGINAL FILED**

APR - 8 2016

**LOS ANGELES  
SUPERIOR COURT**

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 FOR THE COUNTY OF LOS ANGELES

13 JANICE DICKINSON, an individual,  
14 Plaintiff and Appellant,  
15 v.

CASE NO.: BC 580909

**NOTICE OF APPEAL**

16 WILLIAM H. COSBY, JR., an individual,  
17 and DOES 1 through 100, inclusive,  
18 Defendant and Respondent.

RECEIVED  
CHECK # 1750, \$ 775-

19 Plaintiff and Appellant, Janice Dickinson (hereafter "Ms. Dickinson"), appeals to the  
20 Court of Appeal of the State of California, Second Appellate District, from the Order entered on  
21 February 9, 2016, in Department 47 of the above-entitled court, granting Defendant and  
22 Respondent William H. Cosby, Jr.'s Motion to Strike Plaintiff's First Amended Complaint,  
23 which was joined by Martin Singer, Esq. (Exhibit 1). Notice of the Court's Ruling was served  
24 by Defendant and Respondent William H. Cosby, Jr. by mail on February 10, 2016 (Exhibit 2).

25 ///

26 ///

27  
28 NOTICE OF APPEAL

Janice Dickinson v. William H. Cosby, Jr.  
Case No. BC 580909

1 Ms. Dickinson appeals the trial court's order on the following additional grounds: 1)  
2 dismissal of Martin Singer, Esq. as a named defendant; and 2) striking of the defamatory  
3 statements of November 20, 2014, and November 21, 2014, that were alleged in Ms.  
4 Dickinson's First Amended Complaint against Defendants and Respondents William H. Cosby,  
5 Jr. and Martin Singer, Esq.

6  
7 DATED: April 8, 2016

Respectfully submitted,  
THE BLOOM FIRM

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10 By:

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12 Lisa Bloom  
13 Attorneys for Plaintiff and Appellant  
14 Janice Dickinson  
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# SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 02/09/16

DEPT. 47

HONORABLE DEBRE K. WEINTRAUB

JUDGE

J. JIMENEZ

DEPUTY CLERK

HONORABLE  
#2

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

G. HIRONAKA C.A.

Deputy Sheriff

HEANETTE COYLE CSR 12665  
REPORTER PRO TEMPORE

Reporter

8:30 am BC580909

JANICE DICKINSON  
VS  
WILLIAM H COSBY JR

170.6 CCP JUDGE KENDIG(DEFT)  
170.6 Judge Hess--Pltf

Plaintiff	THE BLOOM FIRM	
Counsel--	BY: LISA BLOOM	(X)
	ALAN GOLDSTEIN	(X)
Defendant	QUINN EMANUEL	
Counsel	BY: RANDA OSMAN	(X)
	CHRIS TAYBACK	(X)
	ANDREW BRETTTLER	(X)

## NATURE OF PROCEEDINGS:

DEFENDANT'S NOTICE OF MOTION AND MOTION TO STRIKE  
FIRST AMENDED COMPLAINT PURSUANT TO CODE OF CIVIL  
PROCEDURE SECTIONS 435, ET SEQ. AND 425.16; AND  
MEMORANDUM OF POINTS AND AUTHORITIES;

DEFENDANT MARTIN SINGER'S NOTICE OF JOINDER AND  
JOINDER IN DEFENDANT WILLIAM H. COSBY, JR.'S MOTION  
TO STRIKE FIRST AMENDED COMPLAINT PURSUANT TO CODE  
OF CIVIL PROCEDURE SECTIONS 435, RT SEQ, AND 425.16,  
AND MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT  
THEREOF;

The matter is called for hearing.

The Order Appointing Court Approved Reporter as  
Official Reporter Pro Tempore is signed and filed  
this date.

The Court issues its oral tentative as fully  
reflected in the notes of the court reporter pro  
tempore this date, incorporated herein by reference.

The Court, having read and considered all papers  
filed and heard argument, rules as follows:

Defendant Martin Singer's Notice of Joinder in the  
motion to strike filed by Defendant William H. Cosby  
is GRANTED.

# SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 02/09/16

DEPT. 47

HONORABLE DEBRE K. WEINTRAUB

JUDGE

J. JIMENEZ

DEPUTY CLERK

HONORABLE  
#2

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

G. HIRONAKA C.A.

Deputy Sheriff

HEANETTE COYLE CSR 12665  
REPORTER PRO TEMPORE

Reporter

8:30 am

BC580909

Plaintiff

THE BLOOM FIRM

Counsel

BY: LISA BLOOM

(X)

ALAN GOLDSTEIN

(X)

JANICE DICKINSON

Defendant

VS

WILLIAM H COSBY JR

Counsel

QUINN EMANUEL

BY: RANDA OSMAN

(X)

170.6 CCP JUDGE KENDIG(DEFT)

CHRIS TAYBACK

(X)

170.6 Judge Hess--Pltf

ANDREW BRETTLER

(X)

## NATURE OF PROCEEDINGS:

Defendant Singer's request that the Court dismiss him from this action with prejudice is DENIED.

Defendant William H. Cosby, Jr.'s motions to strike the first amended complaint is GRANTED.

The Court sets a hearing for February 29, 2016 on Defendant Cosby's anti-SLAPP special motion to strike filed on June 22, 2015, which was directed to the original Complaint. Plaintiff's opposition is due February 16, 2016. Defendant's reply is due February 22, 2016.

The Courts ruling is more fully reflected in the notes of the court reporter pro tempore this date, incorporated herein by reference.

Defendant Cosby is to give notice of the Court's ruling.

02/17/2016

MINUTES ENTERED  
02/09/16  
COUNTY CLERK



1 QUINN EMANUEL URQUHART & SULLIVAN, LLP  
2 Christopher Tayback (Bar No. 145532)  
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10 Telephone: (213) 443-3000  
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13 Attorneys for WILLIAM H. COSBY, JR.

14  
15 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
16 COUNTY OF LOS ANGELES  
17 CENTRAL DISTRICT

18 JANICE DICKINSON, an individual,

19 Plaintiff,

20 vs.

21 WILLIAM H. COSBY, JR., an individual; and  
22 DOES 1 through 100, inclusive,

23 Defendants.

CASE NO. BC 580909

Assigned to Hon. Debre Katz Weintraub  
Department 47

**NOTICE OF RULING RE DEFENDANT  
WILLIAM H. COSBY, JR.'S MOTION TO  
STRIKE FIRST AMENDED COMPLAINT  
PURSUANT TO CODE OF CIVIL  
PROCEDURE SECTIONS 435, ET SEQ.  
AND 425.16**

Hearing

Date: February 9, 2016  
Time: 8:30 a.m.  
Dept.: 47

Filing Date: May 20, 2015  
Trial Date: None Set

1 TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

2 NOTICE IS HEREBY GIVEN that on February 9, 2016, in the above-titled action, in  
3 Department 47 of the Stanley Mosk courthouse, the Honorable Debra Katz Weintraub presiding,  
4 Defendant William H. Cosby, Jr.'s Motion to Strike the First Amended Complaint Pursuant To  
5 Code Of Civil Procedure Sections 435, *et seq.* and 425.16 dated December 1, 2015 ("Motion to  
6 Strike"), came on regularly for hearing. Lisa Bloom and Alan Goldstein of The Bloom Law Firm  
7 appeared on behalf of Plaintiff and responding party, Janice Dickinson. Christopher Tayback and  
8 Randa Osman of Quinn Emanuel Urquhart & Sullivan, LLP appeared for Defendant and moving  
9 party, William H. Cosby. Andrew B. Brettler of Lavelly & Singer appeared on behalf of  
10 Defendant Martin Singer, who joined in the Motion to Strike.

11 The Court, having considered the Motion to Strike, as well as all supporting and reply  
12 papers of Messrs. Cosby and Singer, and having considered the Opposition papers filed by Ms.  
13 Dickinson, found that the First Amended Complaint ("FAC") was improperly filed during the  
14 pendency of Mr. Cosby's Anti-SLAPP Motion. By adding additional claims and a new defendant  
15 (Mr. Singer), the FAC improperly attempted to plead around the Anti-SLAPP Motion, thereby  
16 frustrating the purpose of the SLAPP statute, Cal. Civ. Proc. Code §425.6, which is to evaluate  
17 and resolve cases expeditiously. The Court found that Defendants were prejudiced by the filing of  
18 the FAC in part because of the ensuing delay, and also found that Mr. Cosby would be further  
19 prejudiced by the need to file a second Anti-SLAPP motion if the FAC is not stricken. The Court  
20 found that Ms. Dickinson's stated purpose in filing the FAC – to avoid the running of the statute  
21 of limitations – did not justify the filing of the FAC because Ms. Dickinson knew the identity of  
22 Mr. Singer and his alleged role in publishing the statements at issue more than six months before  
23 she filed her original Complaint.

24 Good cause appearing, the Court ruled as follows:

25 1. Mr. Singer's Joinder in the Motion to Strike is GRANTED; however, Mr. Singer's  
26 request to dismiss the action against him, with prejudice, is DENIED given that Mr. Singer is not a  
27 party to the lawsuit and the operative complaint does not assert any allegations against him;

28



1           2.     The Motion to Strike is GRANTED, and the operative complaint shall be the  
2 original Complaint filed on May 20, 2015;

3           3.     The hearing on Mr. Cosby Anti-SLAPP Motion will be heard at 8:30 a.m. on  
4 February 29, 2016, in Department 47 of the above-entitled court;

5           4.     Ms. Dickinson is to file and serve her opposition to the Anti-SLAPP Motion by  
6 February 16, 2016;

7           5.     Mr. Cosby is to file and serve his reply papers in support of the Anti-SLAPP  
8 Motion by February 22, 2016; and

9           6.     Service of the Opposition and Reply papers is to be by mail, with courtesy copies  
10 served by email to all counsel, and a courtesy copy delivered to the Court in Department 47.

11          7.     Mr. Cosby was ordered to give notice.

12  
13  
14 DATED: February 10, 2016

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

15  
16  
17 By 

Randa A.F. Osman

Attorneys for WILLIAM H. COSBY, JR.

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**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of Los Angeles, State of California. My business address is 865 South Figueroa Street, 10th Floor, Los Angeles, CA 90017-2543.

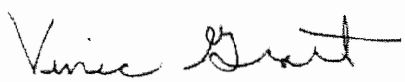
On February 10, 2016, I served true copies of the following document described as **NOTICE OF RULING RE DEFENDANT WILLIAM H. COSBY, JR.'S MOTION TO STRIKE FIRST AMENDED COMPLAINT PURSUANT TO CODE OF CIVIL PROCEDURE SECTIONS 435, ET SEQ. AND 425.16** on the interested parties in this action as follows:

<p>Lisa Bloom Alan Goldstein <b>THE BLOOM FIRM</b> 20700 Ventura Blvd., Suite 301 Woodland Hills, CA 91364 Telephone: 818.914.7314 Facsimile: 866.852.5666 Email: <a href="mailto:Lisa@TheBloomFirm.com">Lisa@TheBloomFirm.com</a> <a href="mailto:Avi@TheBloomFirm.com">Avi@TheBloomFirm.com</a></p>	<p><i>Attorneys for Plaintiff</i> <b>JANICE DICKINSON</b></p>
<p>Andrew B. Brettler <b>LAVELY &amp; SINGER</b> 2049 Century Park East, Suite 2400 Los Angeles, California 90067-2906 Telephone: 310.556.3501 Facsimile: 310.556.3615 E-Mail: <a href="mailto:abrettler@lavelysinger.com">abrettler@lavelysinger.com</a></p>	<p><i>Attorneys for Defendant</i> <b>MARTIN D. SINGER</b></p>

**BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons at the addresses listed in the Service List and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with the practice of Quinn Emanuel Urquhart & Sullivan, LLP for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid. I am a resident or employed in the county where the mailing occurred. The envelope was placed in the mail at Los Angeles, California.

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

Executed on February 10, 2016, at Los Angeles, California.

  
\_\_\_\_\_

**PROOF OF SERVICE**

*JANICE DICKINSON v. WILLIAM H. COSBY, JR.*

LASC No: BC 580909

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 20700 Ventura Boulevard, Suite 301, Woodland Hills, California 91364.

On April 8, 2016, I served the following document(s) described as:

**NOTICE OF APPEAL.**

The above-referenced document was served on the interested parties in this action by enclosing a true and correct copy in a sealed envelope addressed as follows:

Christopher Tayback, Esq.  
Justin C. Griffin, Esq.  
Randa A.F. Osman, Esq.  
QUINN EMANUEL URQUHART & SULLIVAN, LLP  
ATTORNEYS FOR DEFENDANT WILLIAM H. COSBY, JR.  
865 South Figueroa Street, 10<sup>th</sup> Floor  
Los Angeles, California 90017


Andrew Brettler, Esq.  
LAVELY & SINGER P.C.  
ATTORNEYS FOR DEFENDANT MARTIN SINGER  
2049 Century Park East, Suite 2400  
Los Angeles, California 90067

[ X ] **U.S. MAIL** I am readily familiar with the firm's practice of collection and processing correspondence by mailing. Under that same practice it would be deposited with U.S. Postal Service on that same day with postage fully prepaid at Woodland Hills, California in the ordinary course of business. Following that practice, I placed the foregoing document(s) for deposit and mailing in the United States Postal Service that same day with postage prepaid, sealed and addressed as set forth above, in the ordinary course of business.

[ X ] **STATE** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed this 8<sup>th</sup> day of April, 2016, at Woodland Hills, California.

STEVEN K. CONLON  
(Print or Type Name)

  
(Signature of Declarant)

NOTICE OF APPEAL

*Janice Dickinson v. William H. Cosby, Jr.*  
Case No. BC 580909