

EXHIBIT K

October 21, 2014 evidentiary hearing 170

1 MR. GONZALEZ: One moment, Judge.

2 THE COURT: All right. Ma'am, hang on.

3 You're disruptive. You're interrupting. I've
4 had enough of it. You need to go behind the
5 bar, please.

6 BY MR. GONZALEZ:

7 Q. Now regarding an issue of service of
8 process, sir, do you have any evidence that
9 Ms. Baum, Nina -- Anneena Nina Gloria Baum did
10 anything to interfere or prohibit your client from
11 being served with the process in this cause?

12 A. Other than the allegations that I made in
13 the pleadings that we filed, which is that she
14 routinely hired -- she was firing her counsel as
15 deadlines approached.

16 And so, we were dealing with a situation
17 where we had a litigant who, when things were
18 approaching, the deadlines were approaching, we
19 were dealing with the switching of counsel. Which
20 is -- as it relates to the service itself and
21 whether or not she directly interfered with
22 service in a way where she told the process
23 server, no.

24 But David Baum's allegation in this case
25 was that her repeated hiring and firing of lawyers

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1 as well as what her lawyers had to say in their
2 motions to withdraw was evidence of her
3 interference.

4 Q. Well, she only had one lawyer, one law
5 firm between May of 2013 and -- well, actually,
6 she had Mr. -- she had two lawyers between May of
7 2013 and -- up until the end of that year,
8 correct? That was Roche & Manney and then
9 thereafter Mr. Guralnick?

10 A. Roche & Manney, I believe they were
11 discharged in November 13th or 12th. And
12 Mr. Guralnick was lawyer through December 17th, at
13 which point the Court allowed Mr. Guralnick to
14 withdraw.

15 Q. Okay. Can you tell me how her termination
16 of Roche & Manney and potentially Mr. Guralnick
17 under these circumstances interfered with the
18 process servicer's ability to serve your client?

19 A. Well, the answer to that is my personal
20 knowledge other than what I've told you is that I
21 don't know if she contacted -- I was never even
22 aware that they were attempting to serve David
23 Baum.

24 So there's no affidavit of service in the
25 file. Mr. Guralnick represented at the hearing