

1 WASHOE COUNTY  
DISTRICT ATTORNEY'S OFFICE

2 MARY KANDARAS  
3 Deputy District Attorney  
California State Bar Number 153994  
4 P.O. Box 11130  
Reno, NV 89520-0027  
5 (775) 337-5700

6 ATTORNEY FOR RICHARD GAMMICK

7 **UNITED STATES DISTRICT COURT**  
8 **CENTRAL DISTRICT OF CALIFORNIA**

9 \* \* \*

10 JUDY ANN MIKOVITS, )

11 Plaintiff, )

12 vs. )

13 ADAM GARCIA, JAMIE MCGUIRE, )  
14 RICHARD GAMMICK, GEOFF )  
DEAN, THREE UNIDENTIFIED )  
15 VENTURA COUNTY DEPUTY )  
SHERIFFS, F. HARVEY )  
16 WHITTEMORE, ANNETTE F. )  
WHITTEMORE, CARLIE WEST )  
17 KINNE, WHITTEMORE-PETERSON )  
INSTITUTE, a Nevada Corporation, )  
18 UNEVX INC., a Nevada Corporation, )  
MICHAEL HILLERBY, KENNETH )  
19 HUNTER, GREG PARI, and )  
VINCENT LOMBARDI, )

20 Defendants. )

Case No. 2:14-cv-08909-SVW-PLA

**DECLARATION IN SUPPORT OF  
REQUEST FOR TELEPHONIC  
APPEARANCE**

**Hearing Date: November 16, 2015**

**Hearing Time: 1:30 p.m.**

**Judge: Stephen V. Wilson**

21 I, Mary Kandaras, declare as follows:

22 1. I am the attorney of record for Defendant Richard Gammick in the above  
23 entitled case.

24 2. I request that this Honorable Court allow a telephonic appearance at the  
25 hearing on the Motion to Dismiss (#109). The hearing is scheduled for November  
26 16, 2015 at 1:30 p.m.

1 3. I make this request for the following reasons:

- 2 • Richard A. Gammick was the Washoe County District Attorney from  
3 1995 to 2015. He is currently retired and lives in Reno, Washoe County,  
4 Nevada.
- 5 • Counsel for Richard A. Gammick is a Deputy District Attorney who  
6 works in Reno, Washoe County, Nevada.
- 7 • The time and expense involved in traveling from Reno, Nevada to Los  
8 Angeles, California is prohibitive. A telephonic appearance conserves  
9 taxpayer funds and Washoe County resources and allows for presentation  
10 of any arguments and questions by the Court.

11 I declare under penalty of perjury that the foregoing is true and correct.

12 Dated: October 22, 2015.

13 WASHOE COUNTY  
14 DISTRICT ATTORNEY'S OFFICE

15 By /s/ Mary Kandaras  
16 MARY KANDARAS  
17 Deputy District Attorney  
P.O. Box 11130  
Reno, NV 89520-0027  
(775) 337-5700

18 ATTORNEY FOR RICHARD GAMMICK  
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**CERTIFICATE OF SERVICE**

Pursuant to FRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I certify that on this date, the foregoing was electronically filed with the United States District Court. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

Brian Warner Hagen

Jeffrey Held

Robert J Liskey

Robert M Dato

Sarah A Syed

Michael R. Hugo

James S. Eicher

James N. Procter, II

Lisa Noel Shyer

Paul B. Beach

Dated this 22nd day October, 2015.

/s/ C. Mendoza

C. Mendoza