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8 Attorneys for Defendants
9 Linda R. Kramer and Erik Von Presentin Hunsaker
10 as Co-Trustees of the Lynn and Erik's Trust

11
12 **UNITED STATES DISTRICT COURT**
13 **SOUTHERN DISTRICT OF CALIFORNIA**

14 LAURA LYNN HAMMETT, an
15 individual,
16
17 Plaintiff,

18 v.

19 MARY E. SHERMAN, an individual;
20 MARY E. SHERMAN, as manager of
21 Silver Strand Plaza, LLC; SILVER
22 STRAND PLAZA, LLC, a California
23 limited liability company; MARY E.
24 SHERMAN as CO-TRUSTEE OF THE
25 J & M SHERMAN FAMILY TRUST, a
26 California revocable trust; JEFFREY M.
27 SHERMAN as CO-TRUSTEE OF THE
28 J & M SHERMAN FAMILY TRUST;
MARY E. SHERMAN as TRUSTEE OF
THE ALEXA SHERMAN
IRREVOCABLE TRUST, a California
irrevocable trust; MARY E. SHERMAN
as TRUSTEE OF THE DANA
SHERMAN IRREVOCABLE TRUST, a
California irrevocable trust; MARY E.
SHERMAN as TRUSTEE OF THE
JENNA SHERMAN IRREVOCABLE
TRUST, a California irrevocable trust;
MARY E. SHERMAN as TRUSTEE OF

Case No.: 3:19-cv-0605-JLS-LL

**Defendant Linda R. Kramer's
Opposition to Plaintiff's Motion for
Entry of Clerk's Default Judgment**

Hon. Janis L. Sammartino
Hon. Magistrate Linda Lopez

Case Filed: April 2, 2019

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THE BROXTON DENNIS
IRREVOCABLE TRUST, a California
irrevocable trust; MARY E. SHERMAN
as TRUSTEE OF THE CURT DENNIS
IRREVOCABLE TRUST, a California
irrevocable trust; MARY E. SHERMAN
as TRUSTEE OF THE SEAN LYNN
IRREVOCABLE TRUST, a California
irrevocable trust; MARY E. SHERMAN
as TRUSTEE OF THE BRANDEN
LYNN IRREVOCABLE TRUST, a
California irrevocable trust; LINDA R.
KRAMER, an individual; LINDA R.
KRAMER as CO-TRUSTEE OF THE
LYNN AND ERIK'S TRUST; ERIK
VON PRESSINTIN HUNSAKER as
CO-TRUSTEE OF THE LYNN AND
ERIK'S TRUST; DIANE G. DENNIS,
an individual; ELLIS ROY STERN,
ESQ., an individual; ALAN N.
GOLDBERG, ESQ., an individual;
STERN & GOLDBERG, a California
Partnership; PATRICK C.
MCGARRIGLE, ESQ., an individual;
MCGARRIGLE, KENNEY &
ZAMPIELLO, A PROFESSIONAL
LAW CORPORATION, a California
corporation; DOES 1-99,

Defendants.

1 On August 1, 2019, Plaintiff Laura Lynn Hammett (“Plaintiff”) filed a Motion
2 for Entry of Clerk’s Default Judgment Against Defendant Linda R. Kramer (“Lynn
3 Kramer”). This motion is based on the premise that Lynn Kramer did not file a
4 response to Plaintiff’s First Amended Complaint by July 30, 2019.

5 However, Lynn Kramer did, in fact, file a responsive pleading to the First
6 Amended Complaint on July 30, 2019 in the form of a Motion to Dismiss. *See* Doc.
7 No. 19. Therefore, Plaintiff’s motion has no merit.

8 For the reasons set forth above, Plaintiff’s Motion for Entry of Clerk’s
9 Default Judgment should be denied.

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DATED: August 1, 2019

FITZGERALD KNAIER LLP

By: s/ Keith M. Cochran

Keith M. Cochran
Attorney for Defendants
Linda R. Kramer and Erik Von
Pressentin Hunsaker as Co-Trustees
of the Lynn and Erik’s Trust

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CERTIFICATE OF SERVICE

I certify that today I am causing to be served the foregoing document by CM/ECF notice of electronic filing upon the parties and counsel registered as CM/ECF Users. I further certify that, to the extent they are not registered CM/ECF Users, I am causing the foregoing document to be served by electronic means via email upon counsel for Linda “Lynn” R. Kramer and Erik Von Pressentin Hunsaker.

Dated: July 31, 2019

s/ Keith M. Cochran
Keith M. Cochran, Esq.