

1 Brett Gibbs
2 28 Altamont Avenue
3 Mill Valley, CA 94941
4 Telephone: (415) 381-3104
5 brett.gibbs@gmail.com
6 *In Propria Persona*

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

9 INGENUITY 13 LLC,

10 *Plaintiff,*

11 v.

12 JOHN DOE,

13 *Defendant.*

CASE NO. 2:12-CV-8333-ODW (JCx)

Judge: Hon. Otis D. Wright, II
Magistrate Judge: Hon. Jacqueline Chooljian

14 **NOTICE OF MOTION FOR**
15 **INDICATIVE RULING**
16 **VACATING MAY 6, 2013 ORDER**
17 **ISSUING SANCTIONS AGAINST**
18 **MOVANT BRETT L. GIBBS**

19 Date: November 18, 2013
20 Time: 1:30 p.m.
21 Ct. Room: 11 – Spring St. Floor

22 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN:**

23 **PLEASE TAKE NOTICE** that on November 18, 2013, at 1:30 p.m.,
24 or as soon as the matter can be heard, in Courtroom 11—Spring Street
25 Floor—which is located at the Western Division United States Courthouse,
26 312 North Spring Street, Los Angeles, CA 90012-4701, Attorney Brett L.
27 Gibbs, *in propria persona*, will, in accordance with Federal Rule of Civil Procedure
28 62.1 and Federal Rule of Appellate Procedure 12.1, move this Court for an indicative

1 ruling vacating the sanctions imposed upon him, and only those imposed on him, in
2 the Court's May 6, 2013 Order Issuing Sanctions. In this motion, Mr. Gibbs will argue
3 the following:

- 4 • The Court should reconsider whether Gibbs lied about the size of a
5 Defendant's property;
- 6 • The Court should reconsider Gibbs' involvement in violating the October
7 19, 2012 Court Order vacating early discovery; and
- 8 • The Court should reconsider whether Gibbs testified or acted in bad faith
9 in this case.

10 Accompanying this Notice of Motion is: (1) the Motion for an Indicative Order
11 Vacating the Court's May 6, 2013 Order Issuing Sanctions Against Movant Brett L.
12 Gibbs; (2) the Declaration of Brett L. Gibbs in support thereof; (3) Exhibits A through
13 G; and (4) a Proposed Order Granting the Motion for an Indicative Ruling Vacating
14 the Court's May 6, 2013 Order Issuing Sanctions Against Movant Brett L. Gibbs.

15
16 DATED: October 17, 2013

Respectfully Submitted,

17 /s/ Brett L. Gibbs
18 Brett L. Gibbs
19 28 Altamont Avenue
20 Mill Valley, CA 94941
21 Telephone: (415) 381-3104
22 brett.gibbs@gmail.com
23 *In Propria Persona*

CERTIFICATE OF SERVICE

1
2 The undersigned hereby certifies that on this 17th day of October, 2013, a true
3 and correct copy of the foregoing Notice of Motion for an Indicative Ruling Vacating
4 May 6, 2013 Order Issuing Sanctions Against Movant Brett L. Gibbs, and all attached
5 and related pleadings, was filed with the Clerk of the Court for the Central District of
6 California by using the CM/ECF system and served on all of those parties receiving
7 notification through the CM/ECF system. Further, as to those individuals who do not
8 or cannot access the CM/ECF system, on this 17th day of October, 2013, a true and
9 correct copy of the foregoing Notice of Motion for an Indicative Ruling Vacating the
10 May 6, 2013 Order Issuing Sanctions Against Movant Brett L. Gibbs, and all attached
11 and related pleadings, was mailed via First-Class Mail with postage thereon fully
12 prepaid via the U.S. Postal Service from Mill Valley, California to the following
13 individuals at the addresses below:

14 Paul R. Hansmeier
15 Alpha Law Firm LLC
16 900 IDS Center
17 80 South 8th Street
18 Minneapolis, MN 55402
19 prhansmeier@thefirm.mn
In Propria Persona

20 Paul Duffy
21 Prenda Law, Inc.
22 161 N. Clark St., Suite 3200
23 Chicago, IL 60601
24 Email: pduffy@pduffygroup.com;
paulduffy2005@gmail.com
In Propria Persona

25 ///

26 ///

1 John Steele
1111 Lincoln Road, Suite 400
2 Miami Beach, FL 33139
3 johnlsteel@gmail.com
In Propria Persona

4
5 Angela Van Den Hemel
161 N. Clark St., Suite 3200
6 Chicago, IL 60601
7 *In Propria Persona*

8 Mark Lutz
9 Livewire Holdings, LLC
2100 M St. NW
10 Suite 170-417
11 Washington DC 20037-1233

12 Peter Hansmeier
13 Livewire Holdings, LLC
2100 M St. NW
14 Suite 170-417
15 Washington DC 20037-1233

16 Ingenuity13, LLC
17 AF Holdings, LLC
6881 Forensics, LLC
18 Springates East
19 Government Road
20 Charlestown, Nevis

21 Daniel J Voelker
Voelker Litigation Group
22 311 W. Superior St., Ste. 500
23 Chicago, IL 60654

24
25 /s/ Brett L. Gibbs
Brett L. Gibbs