

1 Des Manttari
2 P.O. Box 64563
3 Los Angeles, CA 90064
4 Email: savesmc@yahoo.com
5 738 South Mariposa Ave. #203
6 Los Angeles, CA 90005

7 Plaintiff,
8 IN PRO PER

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE LOS ANGELES COUNTY – CENTRAL DISTRICT

11 DES MANTTARI,

12 Plaintiff,

13 vs.

14 THOMAS J. BAKER, AND DOES 1
15 THROUGH 20, INCLUSIVE.

16 Defendants.

17) Case No. BC356367

18) **REQUEST TO TAKE JUDICIAL**
19) **NOTICE**

20) [Cal. Evidence Code Section 452]

21) Date: November 9, 2006

22) Time: 9:00 a.m.

23) Dept.: 16

24) [Case Assigned to Judge Rita Miller]

25 **TO ALL PARTIES AND TO THEIR RESPECTIVE ATTORNEYS OF RECORD:**

26 Plaintiff DES MANTTARI, in support of her demurrer and concurrently filed motion
27 to strike Defendant's Answer, hereby requests that the Court take judicial notice of the
28 following:

1. Under California Evidence Code § 452 (d) (1), the answer on file, including
any and all exhibits and proof of service (if any) in LASC Case No. BC356367, Manttari v.

REQUEST TO TAKE JUDICIAL NOTICE

1 Baker, et. al. Judicial notice is necessary in order to compare the answer on file with the
2 answer served via mail on or about August 31, 2006 to Plaintiff (attached and incorporated to
3 Plaintiff's Declaration in Support Thereto as Exhibit 1) to determine if a proof of service was
4 filed by Defendant and which exhibits were in fact submitted to the Court. (See: California
5 Evidence Code 452 (h) [disputed facts that are subject to immediate determination]).

6 2. Under California Evidence Code § 452 (e)(1), the following rules of court in
7 this state as follows: 2006 California Rules of Court, Rule 201 (h) [additions, deletions, or
8 interlineations of pleadings require court approval at time of filing], 2006 California Rules of
9 Court, Rule 312 (4)(g) [requirements for forms of affirmative defenses must state nature and
10 cause of action it addresses], and California Code of Civil Procedure § 1013a(3) [governing
11 service by mail of pleadings].

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13 Dated: September 7, 2006

BY:

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17 DES MANTTARI, Plaintiff, in Pro Per
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REQUEST TO TAKE JUDICIAL NOTICE

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