mF

SUM-100

SUMMONS
(CITACION JUDICIAL)

NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):
COUNTY OF KERN, a Public Entity; and DOES 1 through 50

YOU ARE BEING SUED BY PLAINTIFF: JOHN DOE L. M. P., an individual
(LO ESTÁ DEMANDANDO EL DEMANDANTE):

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

ELECTRONICALLY FILED
Superior Court of California,
County of Kern
By: Javen Silva
Deputy Clerk
10/06/2026

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (*www.courtinfo.ca.gov/selfhelp*), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (*www.lawhelpcalifornia.org*), the California Courts Online Self-Help Center (*www.courtinfo.ca.gov/selfhelp*), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of $10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. ***¡AVISO!*** *Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.*

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. AVISO: Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de $10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es):
Superior Court of California, County of Kern
~~1415~~ Truxtun Avenue
Bakersfield, California 93301 . 1215 JS

CASE NUMBER:
(Número del Caso):
26CUB03904

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Andy M. Morrow, Esq., DTLA Law Group
540 S. Santa Fe Ave., Los Angeles, CA 90013, (213) 300-9603

DATE: *(Fecha)* **10/06/2026** Tara Leal Clerk, by *(Secretario)* Javen Silva, Deputy *(Adjunto)*

(For proof of service of this summons, use Proof of Service of Summons *(form POS-010).)*
(Para prueba de entrega de esta citatión use el formulario Proof of Service of Summons, *(POS-010)).*

[SEAL]

NOTICE TO THE PERSON SERVED: You are served
1. ☐ as an individual defendant.
2. ☐ as the person sued under the fictitious name of *(specify):*
3. ☑ on behalf of *(specify):* County of Kern, a Public Entity
   under: ☐ CCP 416.10 (corporation) ☐ CCP 416.60 (minor)
   ☐ CCP 416.20 (defunct corporation) ☐ CCP 416.70 (conservatee)
   ☐ CCP 416.40 (association or partnership) ☐ CCP 416.90 (authorized person)
   ☑ other *(specify):* CCP416.50 (public entity)
4. ☐ by personal delivery on *(date):*

Form Adopted for Mandatory Use
Judicial Council of California
SUM-100 [Rev. July 1, 2009]

SUMMONS

Code of Civil Procedure §§ 412.20, 465
www.courtinfo.ca.gov
Westlaw Doc & Form Builder

BY ORDER OF THE BD/SUPV
Referred To County Counsel
24 pages
delivered processServer
Copies Furnished Risk Management

Date 10.20.22
Clerk of the Board of Supervisors
By Michelle Gil, Deputy

ELECTRONICALLY FILED
Superior Court of California,
County of Kern
By: Javen Silva
Deputy Clerk
10/1/26 3:39 PM

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Attorney for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF KERN

JOHN DOE L. M. P., an individual,

Plaintiff,

vs.

COUNTY OF KERN, a public entity; and DOES 1 through 50

Defendants.

CASE NO.: 26CUB03904

COMPLAINT FOR DAMAGES FOR:

1. **NEGLIGENCE**
2. **BREACH OF MANDATORY STATUTORY DUTIES**
3. **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**
4. **VIOLATIONS OF THE BANE ACT**

****DEMAND FOR JURY TRIAL****

COMES NOW, Plaintiff JOHN DOE L. M. P., an individual, and hereby complains and alleges against Defendants COUNTY OF KERN, a public entity, and DOES 1 through 50, as follows:

GENERAL ALLEGATIONS

1. The claims set forth herein are brought by one or more adults who suffered acts of childhood sexual assault at, including, without limitation, CAMP ERWIN OWEN, 14401 Sierra Way, Kernville, CA 93238 and/or other facilities, juvenile hall(s) and/or youth detention center(s), owned, operated, controlled, managed, maintained, inspected, patrolled, and overseen by Defendant COUNTY OF KERN and Does 1 through 50.

a. Throughout this Complaint the term "Defendant" – whether singular or plural or capitalized or lower case – shall mean COUNTY OF KERN and Does 1 through 50.

2. At all relevant times, Plaintiff was a minor dependent and/or detainee of the defendants and placed at, including, without limitation, CAMP ERWIN OWEN and/or other facilities, juvenile halls and/or youth detention centers for children.

3. While in the care and custody of Defendants at, including, without limitation, CAMP ERWIN OWEN and/or other facilities, the plaintiff was subjected to various acts of childhood sexual assault, sexual abuse, sexual harassment, and molestation.

4. These acts of childhood sexual assault, sexual abuse, sexual harassment, and molestation were committed by employees of Defendants, including, without limitation: supervisors, teachers, counselor, nurses, physicians, detention officers, custodians, and others.

5. Defendants' employees, including, without limitation: supervisors, teachers, counselors, nurses, physicians, detention officers, custodians, and others, further encouraged, directed, and witnessed without intervening childhood sexual assault, sexual abuse, sexual harassment, and molestation of the plaintiff by other minor dependents.

6. At all relevant times, the plaintiff was a minor dependent and/or detainee under the age of eighteen, under the care, custody and control of Defendants.

7. Defendants failed to properly screen, hire, train and supervise the employees, agents and/or individuals under the defendants' control, and who worked with, volunteered, and/or were around the minor children at juvenile halls and/or youth detention centers, including but not limited to, failing to perform and conduct criminal background checks.

8. Defendants owed a duty of care to supervise the minor children at juvenile halls and/or youth detention centers, as well as to supervise the employees, agents, and staff members who worked with, and around children at juvenile halls and/or youth detention centers, including but not limited to, Defendants' supervisors, teachers, counselors, nurses, physicians, detention officers, custodians, volunteers, and other staff members.

9. Defendants further voluntarily undertook a duty to supervise the minor children at juvenile halls and/or youth detention centers, as well as supervise the employees, agents, and staff

members who worked with, and around children at juvenile halls and/or youth detention centers, including, but not limited to, Defendants' supervisors, teachers, counselors, nurses, physicians, detention officers, custodians, volunteers, and other staff members.

10. Due to the complete lack of supervision by Defendants, Defendants' employees and other individuals under Defendants' control were allowed to perpetrate acts of sexual assault, sexual abuse, and molestation on Plaintiff.

11. Defendants knew or should have known about the acts of sexual assault, sexual abuse, and molestation committed by Defendants upon Plaintiff, by way of multiple reports of sexual abuse, sexual assault, and molestation of Plaintiff and other children under Defendants' care at their juvenile halls and/or youth detention centers.

12. Defendants' supervisory employees further knew or should have known that Defendants' failures of supervision, hiring, and training of employees, agents, and staff working at juvenile halls and/or youth detention centers was a cause of the sexual abuse, sexual assault, and molestation of Plaintiff.

a. Defendants knew or should have known that they employed dangerous sexual predators at juvenile halls and/or youth detention centers who were unfit, posed a risk of harm to minor children, including a risk of childhood sexual assault to minor children in Defendants' care and custody.

b. Defendants knew or should have known that they employed individuals at juvenile halls and/or youth detention centers that had previously engaged in misconduct that evidenced the risk of childhood sexual abuse, assault, and molestation. Defendants, however, failed to take reasonable steps or to implement reasonable safeguards to avoid acts of childhood sexual assault by these staff members on minors, including Plaintiff.

13. Defendants' employees, representatives, servants, agents, and/or volunteers of at juvenile halls and youth detention centers, were placed into positions of guardianship and legal authority over Plaintiff. As a result, there was a special, trusting, and fiduciary relationship between Plaintiff and Defendants in which Plaintiff was particularly

vulnerable. Through this relationship with Plaintiff, Defendants stood in loco parentis with Plaintiff. Defendants assumed custody, care, and control of Plaintiff as a ward, and Plaintiff possessed the reasonable belief that as a minor child the plaintiff would be protected and cared for, as if Defendants were Plaintiff's own parents or some similar standard.

14. Plaintiff alleges that Defendants knew or should have known of the wrongful conduct of Defendants' employees, staff members, and volunteers at juvenile halls and/or youth detention centers' at or about the time it was occurring, and thereafter, but took no meaningful action to obstruct, inhibit, or stop such continuing conduct, or to help Plaintiff endure the trauma from such conduct. Despite the authority, ability, and duty to do so, Defendants negligently and/or willfully refused to take any meaningful action to stop the sexual assaults, molestation, and abuse of Plaintiff, or to protect Plaintiff from the results of that trauma.

15. Plaintiff alleges, that during the period of sexual assaults perpetrated upon Plaintiff, Defendants had the authority and the ability to prevent Defendants' employees, agents and/or staff members of juvenile halls and/or youth detention centers from sexually abusing, molesting, and assaulting Plaintiff, but negligently and/or willfully failed to do so, thereby allowing the assaults to occur and to continue unabated.

16. Plaintiff alleges that at all times herein, Defendants knew or should have known that its employees, agents, staff members, volunteers, and other actors under their control were unfit, posed a risk of sexual assault, abuse, molestation, and harm to minor children in Defendants' care, custody, and control. Specifically, Defendants knew or should have known that their employees, agents, staff members, volunteers, and other actors under their control had engaged in and/or were engaging in misconduct that created the risk of childhood sexual assault, abuse, and molestation and failed to take reasonable steps or to implement reasonable safeguards to avoid such acts on minors, including Plaintiff.

17. At all relevant times, Plaintiff was dependent on Defendants for all basic needs, including but not limited to, food, shelter, clothing, toileting, medical treatment, safety, security, and

care. At all relevant times, Plaintiff was confined and not allowed to leave Defendants' juvenile halls and/or youth detention center.

PARTIES

18. At all times relevant herein, Plaintiff JOHN DOE L. M. P. was a resident of and dependent child of Defendants.

a. This action is governed by *Code of Civil Procedure* § 340.1 because Plaintiff is an adult who was a victim of childhood sexual assault. Plaintiff is under the age of 40 years at the time of this filing, as such a certificate of merit is not required.

19. At all times relevant herein, Defendants COUNTY OF KERN and Does 1 through 50 were governmental entities duly organized and existing under and by the virtue of the laws of the State of California.

a. Defendants were, at all relevant times, located in the County of Kern, State of California.

20. At all times relevant herein, Defendants owned, operated, controlled, managed, maintained, inspected, patrolled, and oversaw juvenile halls and youth detention centers.

21. At all times relevant herein, Defendants were responsible for the hiring, retention, training, and supervision of all employees, agents, staff, and volunteers at juvenile halls and/or youth detention centers, including but not limited to, teachers, counselors, supervisory staff, volunteers, detention officers, custodians, other staff members and all medical staff.

22. Defendants had a duty to supervise and care for the needs of all the minor children residing at juvenile halls and/or youth detention centers.

23. The Doe defendants were agents and/or employees of Defendant COUNTY OF KERN and were at all times relevant herein, acting in the course and scope of their employment and/or agency with Defendant COUNTY OF KERN.

24. Plaintiff is ignorant of the true names and capacities of those defendants sued herein as Does 1 through 50 and for that reason has sued such Defendants under fictitious names. Plaintiff will seek leave of the Court to amend this Complaint to identify the Doe

Defendants when their identities have been ascertained. Each of the fictitiously named DOE Defendants was in some manner liable and legally responsible for the harm sustained by Plaintiff in that their conduct caused the damages and injuries set forth herein.

25. Whenever this Complaint makes reference to any act of a defendant, such allegations shall be deemed to mean all named defendants, or their officers, managers, representatives, employees, agents, heirs, and/or assignees, who performed or authorized such acts while actively engaging in the operation, management, direction, or control of the affairs of Defendants in the course and scope of their duties.

26. Each of the Defendants is responsible, in some manner, for the events and happenings herein referred to, thereby legally causing the injuries and damages to Plaintiff, as herein alleged.

27. At all times relevant to this Complaint, Defendants were the knowing agents, joint venturers and/or alter egos of one another, and of their co-defendants, and were acting within the course and scope of their employment, agency, joint venturer, and/or alter ego relationship, and Defendants directed, ratified, and/or approved each other's conduct and that of each other's agents or employees. Defendants agreed upon, approved, or ratified each other's conduct, or otherwise conspired together to commit all of the acts and/or omissions alleged herein.

VENUE

28. Venue in this Court is proper pursuant to *Code of Civil Procedure* § 393, 394, and 395, because Defendants in this action are public agencies situated in the COUNTY OF KERN, and all of the acts or omissions complained of in this Complaint took place in the COUNTY OF KERN.

APPLICATION OF CCP § 340.1

29. At all times relevant herein, Plaintiff was subjected to acts of childhood sexual assault, harassment, abuse, and/or molestation by Defendants. Such acts constitute childhood sexual assault within the definition of *Code of Civil Procedure* § 340.1(d). These acts of

childhood sexual assault, harassment, abuse and/or molestation resulted in the personal physical injury, as well as emotional, psychological, and psychiatric injury and damage to Plaintiff.

STATUTE OF LIMITATIONS

30. Pursuant to *Code of Civil Procedure* § 340.1(a), the statute of limitations for the conduct alleged herein is 22 years after Plaintiff reaches the age of 18, i.e. when Plaintiff attains the age of 40. On the date of the filing of this complaint, Plaintiff is less than 40 years old.

EXHAUSTION OF ADMINISTRATIVE REMEDIES

31. *Government Code* § 905(m) exempts Plaintiff's claims of childhood sexual abuse from the requirement of presenting a government tort claim.

AUTHORITY FOR LITIGATION AGAINST THE PUBLIC ENTITY

32. Plaintiff is authorized to bring this action against these public entity defendants pursuant to *Government Code* §§ 815.2, 815.4, and 820, without limitation.

FIRST CAUSE OF ACTION
Negligence
(By Plaintiff Against All Defendants)

33. Plaintiff incorporates by reference as fully set forth herein each and every fact, claim, and allegation contained within this Complaint as if it was set forth in this cause of action.

34. Pursuant to *Government Code* § 815.2, a public entity is liable for injury proximately caused by an act or omission of an employee of the public entity, within the scope of his employment, if the act or omission would have given rise to a cause of action against that employee or his personal representative.

a. Pursuant to *Government Code* § 820, a public employee is liable for injury caused by his act or omission to the same extent as a private person.

35. Pursuant to *Government Code* § 815.4, a public entity is liable for injury proximately caused by a tortious act or omission of an independent contractor of the public entity to the same extent that the public entity would be subject to such liability if it were a private person.

36. At all relevant times, Plaintiff was a dependent minor under the custody, care, supervision, and control of Defendants for the purpose of providing complete care, supervision, and control of the minor's health, welfare, safety, and wellbeing. At all relevant times, the rights, duties, and responsibilities of Plaintiff's parents and/or guardians were suspended, and such duties and obligations were assumed by Defendants and such individuals or entities to which Defendants delegated, including Does 1 through 50.

37. At all times relevant herein, Defendants' supervisory employees had the duty to properly hire, train, supervise, and investigate their employees, staff members, teachers, counselors, medical staff, detention officers, custodians, other staff members and/or other residents and/or dependents and/or detainees at juvenile halls and/or youth detention centers to protect their dependent children residents from harm caused by unfit and dangerous employees, staff members, teachers, counselors, detention officers, custodians, other staff members, and/or other residents and/or dependents and/or detainees at juvenile halls and/or youth detention centers.

38. Defendants knew or should have known that it employed and/or housed dangerous sexual predators at juvenile halls and/or youth detention centers who were unfit, posed a risk of childhood sexual abuse, assault, and to minor children. Specifically, Defendants knew or should have known, or were otherwise on notice, that it employed staff members at juvenile halls and/or youth detention centers that had previously and continued to engage in misconduct that created the risk of childhood sexual assault, abuse, and molestation and failed to take reasonable steps or to implement reasonable safeguards to avoid and prevent acts of childhood sexual assault by these staff members and other residents and/or dependents and/or detainees on minors, including Plaintiff.

39. At all relevant times, Defendants were placed in positions of guardianship and legal authority over Plaintiff. As a result, there was a special, trusting, and fiduciary relationship between Plaintiff and Defendants. Through this relationship with Plaintiff, Defendants stood in loco parentis with Plaintiff. Specifically, Defendants took Plaintiff into its custody, care, and control as wards, which conferred upon Plaintiff the reasonable

belief that Plaintiff, a minor, would be protected and cared for, as if Defendants were Plaintiff's own parents or a similar relationship.

40. Defendants knew or should have known of the staff members at juvenile halls and/or youth detention centers' wrongful conduct at or about the time it was occurring, and thereafter, but took no action to obstruct, inhibit, or stop such continuing conduct, or to help Plaintiff endure the trauma from such conduct. Despite the authority, duty, and ability to do so, Defendants negligently and/or willfully refused to, and/or did not act meaningfully to stop the sexual abuse, assaults, and molestation on Plaintiff, or to inhibit or obstruct such attacks, or to protect Plaintiff from the results of that trauma.

41. Defendants knew or should have known that they employed dangerous sexual predators at juvenile halls and/or youth detention centers who were unfit, posed a risk of harm to minor children, and/or posed a risk of childhood sexual assault, abuse, and molestation to minor children in Defendants' care, custody, and control. Defendants further knew or should have known, or were otherwise on notice, that they employed staff members, at juvenile halls and/or youth detention centers that had engaged and/or were engaging in misconduct that created the risk of childhood sexual assault, abuse, and molestation and failed to take reasonable steps or to implement reasonable safeguards to avoid acts of childhood sexual assault by these staff members on minors, including Plaintiff.

42. Defendants, including their detention officers, custodians, other staff members and/or other residents and/or dependents and/or detainees, knew of the serious and credible complaints of sexual misconduct perpetrated by Defendants' employees, agents, detention officers, custodians, other staff members and/or other residents and/or dependents and/or detainees, who were employed and/or volunteered at juvenile halls and/or youth detention centers and were responsible for the care of the minor children living there, including Plaintiff.

43. Defendants negligently failed to properly and adequately investigate the serious complaints of sexual misconduct and failed to take appropriate disciplinary action against the accused perpetrators.

44. Complaints of sexual misconduct were made against Defendants' juvenile halls' and/or youth detention centers' employees and agents, including those that abused Plaintiff, prior to the abuse of Plaintiff, but Defendant negligently failed to take any action.

45. During the period of sexual assaults perpetrated upon Plaintiff, Defendants had the duty, obligation, authority, and ability to obstruct, prevent, diminish, or stop Defendants' employees, staff members, teachers, counselors, medical staff, detention officers, custodians, other agents and/or other residents and/or dependents and/or detainees of facilities' sexual abuse of Plaintiff, but intentionally, negligently and/or willfully failed to do so, thereby allowing the assault to occur, accelerate, and continue unabated. Such misconduct caused and exacerbated Plaintiffs' damages.

46. Defendants' acts, omissions, and/or failures to set up adequate safeguards allowed the sexual abuse of Plaintiff to occur and continue. Plaintiff would not have faced any sexual abuse if Defendants had fulfilled their duties and responsibilities, and/or provided adequate protection and safety as their duty required.

47. Defendants, acting through their agents and supervisory employees, failed to properly and adequately supervise, train, monitor, and investigate the conduct and actions of their employees and agents who abused children and, had they done so, would have known and/or discovered that Defendants were unfit to be employed and/or volunteer at juvenile halls and/or youth detention centers and have access to minor children.

48. Plaintiff is informed and believes, and thereon alleges, that as a result of Defendants' failure to adequately supervise, train, monitor, and investigate the conduct and actions of their employees and agents, Defendants enabled their employees and agents to commit abuses against the children at juvenile halls and/or youth detention centers unhindered, including sexual abuses against Plaintiff.

49. Defendants, through their agents and administrators, negligently hired, supervised, retained, monitored, observed, and investigated their employees and agents and negligently failed to ensure the safety of the minor children entrusted to their custody, care, and control at juvenile halls and/or youth detention centers, including Plaintiff.

50. Defendants negligently failed to implement or enforce any procedures, policies, rules, regulations, and/or safeguards to prevent, deter, and/or detect sexual abuse, sexual assault and/or molestation of minor children at Defendants' juvenile halls and/or youth detention centers.

51. Defendants negligently failed to adequately and properly implement and/or enforce policies, procedures, rules and regulations for the purpose of preventing, detecting and/or deterring sexual abuse, sexual assault and/or sexual molestation, and had Defendants fulfilled their duties and responsibilities, and/or provided adequate protection and safety, Plaintiff would not have been subject to the sexual abuse, sexual assault, and/or sexual molestation inflicted upon him by Defendants, and/or Plaintiff's harm would have been diminished.

52. Defendants' negligence was a substantial factor in causing and exacerbating Plaintiff's harm.

53. As a direct and legal result of the acts and omissions of Defendants, Plaintiff has suffered psychological, mental, and/or emotional injuries, including economic and non-economic damages in an amount to be determined at the time of trial, subject to proof at the time of trial, and that exceed the jurisdictional limits of this Court.

54. As a direct and proximate result of the childhood sexual assault, harassment and abuse committed against Plaintiff by Defendants, Plaintiff has suffered personal physical injury of sexual assault, and have and will continue to suffer, psychological, mental and emotional distress, including economic and non-economic damages in an amount to be determined at the time of trial.

SECOND CAUSE OF ACTION
Breach Of Mandatory Statutory Duty
(By Plaintiff Against All Defendants)

55. Plaintiff incorporates by reference as fully set forth herein each and every fact, claim, and allegation contained within this Complaint as if it was set forth in this cause of action.

56. Defendants were obligated by constitutional provisions, statutes, and/or regulations to

document, report, and subsequently inform others, about Plaintiff's childhood sexual abuse.

57. Defendants knew and/or had sufficient reason to believe that Plaintiff was being sexually abused at Defendants' juvenile hall(s) and/or youth detention center(s).

58. Defendants further knew and/or had sufficient reason to believe that Plaintiffs' assailants were sexually abusing other minors within Defendants' custody and control.

59. In violation of their duties, Defendants failed to report such information and did not inform others about the known dangers and/or sexual abuse that Plaintiff was suffering. Defendants further refused and/or failed to take appropriate action to investigate and stop the sexual abuse at their facilities.

60. Defendants violated and/or breached mandatory and nondelegable duties. These mandatory and nondelegable duties aimed at the protection and safety of children under the care, custody and control of Defendants include, without limitation, those set forth regulations in the California Department of Social Services (CDSS) Manual of Policies and Procedures (MPP) established pursuant to *Welfare & Institutions Code* § 209 and Title 15, and set forth in the *Penal Code* §§ 11165.1, 11165.7, 11166, *et seq.*, and 28 C.F.R. § 115.361, without limitation.

61. Defendants failed to adhere to and/or fulfill these mandatory duties put in place for the protection and safety of children under the care, custody and control of Defendants.

62. Defendants failed to report Plaintiff's sexual abuse and the prior abuse by Plaintiff's assailants, and failed to set up safeguards and/or act to remove Plaintiff from the juvenile hall(s) and/or youth detention center(s) and/or the environment of abuse once Defendants had actual or constructive notice of the sexual abuse.

63. Defendants further failed to diligently discharge their duties and obligations to protect and keep children safe that are under their care, custody, and control, and such failure was a substantial factor and/or direct proximate cause of severe injuries caused to Plaintiff. Had Defendants complied with and/or fulfilled their mandatory obligations, Plaintiff's sexual abuse would not have occurred and/or would have ended earlier. The case reviews,

reporting, and disclosures which were not properly performed were protections and safeguards meant to protect against the exact type of harm Plaintiff suffered.

64. Defendants' breach of their mandatory statutory duties was a substantial factor in causing and exacerbating Plaintiff's harm.

65. As a direct and legal result of the acts and omissions of Defendants, Plaintiff has suffered psychological, mental, and/or emotional injuries, including economic and non-economic damages in an amount to be determined at the time of trial, subject to proof at the time of trial, and that exceed the jurisdictional limits of this Court.

66. As a direct and proximate result of the childhood sexual assault, harassment and abuse committed against Plaintiff by Defendants, Plaintiff has suffered personal physical injury of sexual assault, and has and will continue to suffer, psychological, mental and emotional distress, including economic and non-economic damages in an amount to be determined at the time of trial.

THIRD CAUSE OF ACTION
Intentional Infliction of Emotional Distress
(By Plaintiff Against All Defendants)

67. Plaintiff incorporates by reference as fully set forth herein each and every fact, claim, and allegation contained within this Complaint as if it was set forth in this cause of action.

68. Defendants' conduct was beyond the bounds of decency accepted within society and was intentional, outrageous, malicious, and committed for the purpose of causing Plaintiff to suffer humiliation, embarrassment, mental anguish, and/or severe physical and/or emotional distress, or done in reckless disregard of the probability of causing Plaintiff to suffer humiliation, embarrassment, mental anguish, and/or severe physical and/or emotional distress.

69. Defendants were in a position of authority, trust, influence, and persuasion over Plaintiff and responsible for maintaining a special relationship.

70. Defendants' employees and agents' sexual assault, molestation, and abuse of Plaintiff was a violation of their authority as operators of juvenile halls and/or youth detention centers.

71. Plaintiff contends that the alleged misconduct was authorized, ratified, adopted and/or approved of by the employing Defendants.

72. Defendants' breach of their mandatory statutory duties was a substantial factor in causing and exacerbating Plaintiff's harm.

73. As a direct and legal result of the acts and omissions of Defendants, Plaintiff has suffered psychological, mental, and/or emotional injuries, including economic and non-economic damages in an amount to be determined at the time of trial, subject to proof at the time of trial, and that exceed the jurisdictional limits of this Court.

74. As a direct and proximate result of the childhood sexual assault, harassment and abuse committed against Plaintiff by Defendants, Plaintiff has suffered personal physical injury of sexual assault, and has and will continue to suffer, psychological, mental and emotional distress, including economic and non-economic damages in an amount to be determined at the time of trial.

75. In addition, with respect to the non-public entity defendants only, Defendants' conduct was willful and malicious with the intent to harm Plaintiff, and in conscious disregard of Plaintiff's rights, so as to constitute malice and oppression pursuant to *Civil Code* § 3294 thereby entitling Plaintiff to punitive damages according to proof against the non-public entity defendants only.

FOURTH CAUSE OF ACTION
Violation of The Bane Act (***Civil Code*** § 52.1)
(By Plaintiff Against All Defendants)

76. Plaintiff incorporates by reference as fully set forth herein each and every fact, claim, and allegation contained within this Complaint as if it was set forth in this cause of action.

77. Defendants' actions and/or attempted actions, as alleged herein, interfered with the Plaintiff's right to free speech, freedom from discrimination on the basis of race and sex, freedom from cruel and unusual punishment, and the right to bodily integrity, and to petition one's government for a redress of grievances, as afforded by, without limitation, the U.S. Constitution Amendments I, IV, V, VIII, and XIV, and California Constitution

Article I, §§ 2, 7, 13, and 17, through violence, threats of violence, intimidation, and/or coercion.

78. During Plaintiff's commitment at Defendants' facilities, Defendants engaged in unlawful tactics by, without limitation, ignoring, concealing, and ultimately suppressing the Plaintiff's complaints of being sexually abused and harassed and similar complaints by others relating to Plaintiff's assailants.

79. Plaintiff was threatened, intimidated, retaliated against, and coerced into not reporting or underreporting Defendants' sexually abusive and harassing acts by Defendants' own intimidating, threatening, coercive, and humiliating conduct, as well as the conspiratorial silence and inaction. These intentional acts of concealment of Defendants' abusive and harassing behavior violated the Plaintiff's right to free speech, freedom from discrimination on the basis of race and sex, freedom from cruel and unusual punishment, and the right to bodily integrity, and to petition one's government for a redress of grievances, as afforded by, without limitation, the U.S. Constitution, Amendments I, IV, V, VIII, XIV, and California Constitution Article I, §§ 2, 7, 13, and 17, through violence, threats of violence, intimidation, and/or coercion.

80. During Plaintiff's commitment at Defendants' facilities, Defendants violated Plaintiff's rights pursuant to the U.S. States Constitution's Amendment IV, and California Constitution, Article I § 13, without limitation, by engaging in unconstitutional seizures, including but not limited to, childhood sexual abuse, molestation, rape, forced oral copulation, sodomy, and other sexual touching as alleged herein.

81. Furthermore, Plaintiff was deprived of due process of law, when complaints to Defendants failed to trigger the mandatory reports, investigations, or other action by Defendants who were required to do so, both under their own policies and procedures, as well as under California and federal law. In addition, these actions were contrary to the Plaintiff's civil rights guaranteed under the United States and California Constitutions.

82. Additionally, Plaintiff was subjected to cruel and unusual punishment while confined at Defendants' facilities. Defendants' sexual abuse, molestation, and harassment of the

Plaintiff, a child under the control and direction of Defendants, is deeply offensive to human dignity.

83. Defendants' wrongful conduct was intended to, and did successfully, interfere with the Plaintiff's Constitutional Rights: (a) to be free from gender discrimination and harassment, (b) to free speech, (c) to petition the government for a redress of grievances, (d) to be free from cruel and unusual punishment, and (e) to secure due process.

84. Defendants unlawfully and wrongfully used, or employed others to wrongfully use, threats, intimidation, harassment, violence, retaliation, and coercion over the Plaintiff's person, to which the Plaintiff had no relief except to submit to the Defendants' wrongful threats, intimidation, harassment, violence, and coercion, which rendered the Plaintiff's submission and silence involuntary.

85. A reasonable person, standing in the shoes of the Plaintiff, would have been intimidated, threatened, or coerced by the actions and/or attempted actions of Defendants.

86. Defendants' actions were the legal and proximate causes of physical, psychological, emotional, and economic damages to the Plaintiff, who suffered and continues to suffer to this day.

87. As a result of the above-described conduct, Plaintiff suffered and continues to suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; suffered and continues to suffer and was prevented and will continue to be prevented from performing daily activities and obtaining the full enjoyment of life; has sustained and will continue to sustain loss of earning capacity; and has incurred and will continue to incur expenses for medical and psychological treatment, therapy, and counseling. Plaintiff has suffered economic, vocational, and employment losses as well.

88. In subjecting the Plaintiff to the wrongful treatment described herein, Defendants acted willfully and maliciously with the intent to harm the Plaintiff, and in conscious disregard of Plaintiff's rights, entitling Plaintiff to compensatory damages in a sum to be shown according to proof, and emotional distress damages in a sum to be shown according to

proof. Plaintiff is further entitled to treble damages, attorneys' fees, and other damages pursuant to Civil Code § 52, without limitation.

89. Against the non-public entity defendants, Plaintiff is further entitled to punitive and/or exemplary damages.

90. Furthermore, pursuant to *Civil Code* § 52.1(n), "The state immunity provisions provided in Sections 821.6, 844.6, and 845.6 of the Government Code shall not apply to any cause of action brought against any peace officer or custodial officer, as those terms are defined in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2 of the Penal Code, or directly against a public entity that employs a peace officer or custodial officer, under this section."

PRAYER FOR RELIEF

Wherefore, Plaintiff prays for judgment against all Defendants as follows:

1. For past, present, and future general damages in an amount to be determined at trial;

2. For past, present, and future special damages, including, but not limited to, past, present and future lost earnings, economic damages, and others, in an amount to be determined at trial;

3. Any appropriate statutory damages, including treble damages and attorneys' fees;

4. For costs of suit;

5. For pre- and post-judgment interest as allowed by law;

6. For attorney's fees pursuant to the following statutes and otherwise allowable by law:

   a. *Code of Civil Procedure* § 1021.5;

   b. *Code of Civil Procedure* § 1021.4;

   c. *Civil Code* §52;

7. For such other and further relief as the court may deem proper.

Wherefore, Plaintiff also prays for judgment against all non-public entity defendants as follows:

8. Punitive damages.

DATED: October 1, 2026

DTLA LAW GROUP

By: _____
Andy M. Morrow
Attorney for Plaintiff

DEMAND FOR JURY TRIAL

Plaintiff hereby demands a trial by jury in all the aforementioned matters.

DATED: October 1, 2026

DTLA LAW GROUP

By: _____

Andy M. Morrow
Attorney for Plaintiff

CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER: 128300	FOR COURT USE ONLY
NAME: Andy M. Morrow FIRM NAME: DTLA Law Group STREET ADDRESS: 540 S. Santa Fe Ave. CITY: Los Angeles STATE: CA ZIP CODE: 90013 TELEPHONE NO.: (213) 300-9603 FAX NO.: EMAIL ADDRESS: am@downtownlalaw.com ATTORNEY FOR (name): Plaintiff, JOHN DOE L.M.P.		**ELECTRONICALLY FILED** Superior Court of California, County of Kern By: Javen Silva Deputy Clerk **10/6/26 8:10 PM**
SUPERIOR COURT OF CALIFORNIA, COUNTY OF KERN STREET ADDRESS: 1215 Truxtun Ave MAILING ADDRESS: 1215 Truxtun Ave CITY AND ZIP CODE: Bakersfield, 93301 BRANCH NAME: Metro Justice Building - Civil Division		
CASE NAME: JOHN DOE L.M.P. vs. COUNTY OF KERN, et al.		

CIVIL CASE COVER SHEET	Complex Case Designation	CASE NUMBER:
☒ **Unlimited** (Amount demanded exceeds $35,000) ☐ **Limited** (Amount demanded is $35,000 or less)	☐ Counter ☐ Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)	26CUB03904 JUDGE: DEPT.:

Items 1–6 below must be completed (see instructions on page 2 and examples on page 3).

1. Check **one** box below for the case type that best describes this case:

Auto Tort
- ☐ Auto (22)
- ☐ Uninsured motorist (46)

Asbestos
- ☐ Asbestos (04)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort
- ☐ Product liability (24)
- ☐ Medical malpractice (45)
- ☒ Other PI/PD/WD (23)

Non-PI/PD/WD (Other) Tort
- ☐ Business tort/Unfair business practice (07)
- ☐ Civil rights (08)
- ☐ Defamation (13)
- ☐ Fraud (16)
- ☐ Intellectual property (19)
- ☐ Professional negligence (25)
- ☐ Other non-PI/PD/WD tort (35)

Employment
- ☐ Wrongful termination (36)
- ☐ Other employment (15)

Contract
- ☐ Breach of contract/warranty (06)
- ☐ Song-Beverly Act: Motor Vehicle Lemon Law (49)
- ☐ Rule 3.740 collections (09)
- ☐ Other collections (09)
- ☐ Insurance coverage (18)
- ☐ Other contract (37)

Real Property
- ☐ Eminent domain/Inverse condemnation (14)
- ☐ Wrongful eviction (33)
- ☐ Other real property (26)

Unlawful Detainer
- ☐ Commercial (31)
- ☐ Residential (32)
- ☐ Drugs (38)

Judicial Review
- ☐ Asset forfeiture (05)
- ☐ Petition re arbitration award (11)
- ☐ Writ of mandate (02)
- ☐ Other judicial review (39)

Employment Development Department (EDD)
- ☐ EDD decision review (48)

Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400–3.404)
- ☐ Antitrust/Trade regulation (03)
- ☐ Construction defect (10)
- ☐ Mass tort (40)
- ☐ Securities litigation (28)
- ☐ Environmental/Toxic tort (30)
- ☐ Comprehensive groundwater adjudication (47)
- ☐ Insurance coverage claims arising from the above listed provisionally complex case types (41)

Enforcement of Judgment
- ☐ Enforcement of judgment (20)

Miscellaneous Civil Complaint
- ☐ RICO (27)
- ☐ Other complaint *(not specified above)* (42)

Miscellaneous Civil Petition
- ☐ Partnership and corporate governance (21)
- ☐ Other petition *(not specified above)* (43)

2. Is this case complex under rule 3.400 of the California Rules of Court? ☐ Yes ☒ No
   If the case is complex, mark the factors requiring exceptional judicial management:
   a. ☐ Large number of separately represented parties
   b. ☐ Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
   c. ☐ Substantial amount of documentary evidence
   d. ☐ Large number of witnesses
   e. ☐ Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
   f. ☐ Substantial postjudgment judicial supervision
3. Remedies sought *(check all that apply):*
   a. ☒ monetary
   b. ☐ nonmonetary; declaratory or injunctive relief
   c. ☒ punitive
4. Number of causes of action *(specify):* Four (4)
5. Is this case a class action suit? ☐ Yes ☒ No
6. If there are any known related cases, file and serve a notice of related case. *(You may use form CM-015.)*

Date: October 6, 2026

Andy M. Morrow
Type or print name

Signature of party or attorney for party

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, or a collections case under rule 3.740, you must serve a copy of this cover sheet on all other parties to the action or proceeding. (Cal. Rules of Court, rule 3.220.)
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you **must** complete and file, along with your first paper, the Civil Case Cover Sheet contained on pages 1 and 2. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check **one** box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided on page 3 of this form. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 of the California Rules of Court is defined as an action for recovery of money owed in a sum stated to be certain that is not more than $35,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the Civil Case Cover Sheet to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

SEE PAGE 3 FOR INFORMATION PURPOSES ONLY.

CASE TYPES AND EXAMPLES

The list below provides explanations and examples for the case type checkboxes listed in item 1 on this form. The lists of examples below are not meant to be exhaustive, and some case types may have causes of action not listed here.

Auto Tort
- Auto (22)–Personal Injury/Property Damage/Wrongful Death
- Uninsured Motorist *(if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto)* (46)

Asbestos
- Asbestos (04)
  - Asbestos Property Damage
  - Asbestos Personal Injury/Wrongful Death

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort
- Product Liability *(not asbestos or environmental/toxic tort)* (24)
- Medical Malpractice (45)
  - Medical Malpractice–Physicians & Surgeons
  - Other Professional Health Care Malpractice
- Other PI/PD/WD (23)
  - Premises Liability (e.g., slip and fall)
  - Intentional Bodily Injury/PD/WD (e.g., assault, vandalism)
  - Intentional Infliction of Emotional Distress
  - Negligent Infliction of Emotional Distress
  - Other PI/PD/WD

Non-PI/PD/WD (Other) Tort
- Business Tort/Unfair Business Practice (07)
- Civil Rights (e.g., discrimination, false arrest) *(not civil harassment)* (08)
- Defamation (e.g., slander, libel) (13)
- Fraud *(other than contract)* (16)
- Intellectual Property (19)
- Professional Negligence (25)
  - Legal Malpractice
  - Other Professional Malpractice *(not medical)*
- Other Non-PI/PD/WD Tort (35)

Employment
- Wrongful Termination (36)
- Other Employment (15)

Contract
- Breach of Contract/Warranty (06)
  - Breach of Rental/Lease Contract *(not unlawful detainer or wrongful eviction)*
  - Contract/Warranty Breach–Seller Plaintiff *(not fraud)*
  - Negligent Breach of Contract/Warranty
  - Other Breach of Contract/Warranty
- Song-Beverly Act: Motor Vehicle Lemon Law *(check this item if the case involves a Song-Beverly Act claim regarding a motor vehicle)* (49)
- Rule 3.740 Collections *(as defined in Cal. Rules of Court, rule 3.740(a))* (09)
- Other Collections (e.g., money owed, open book accounts, promissory note) (09)
- Insurance Coverage *(not provisionally complex)* (18)
  - Auto Subrogation
  - Other Coverage
- Other Contract (37)
  - Contractual Fraud
  - Other Contract Dispute

Real Property
- Eminent Domain/Inverse Condemnation (14)
- Wrongful Eviction (33)
- Other Real Property (e.g., quiet title) (26)
  - Writ of Possession of Real Property
  - Mortgage Foreclosure
  - Quiet Title
  - Other Real Property *(not unlawful detainer)*

Unlawful Detainer
- Commercial (31)
- Residential (32)
- Drugs *(if the case involves illegal drugs, check this item; otherwise, choose Commercial or Residential)* (38)

Judicial Review
- Asset Forfeiture (05)
- Petition re Arbitration Award (11)
- Writ of Mandate (02)
  - Writ–Administrative Mandamus
  - Writ–Mandamus on Limited Court Case Matter
  - Writ–Other Limited Court Case Review
- Other Judicial Review (39)
  - Review of Health Officer Order
  - Notice of Appeal–Labor Commissioner Appeals

Employment Development Department (EDD)
- EDD Decision Review *(if the case involves an Employment Development Department decision, check this item instead of wrongful termination or other employment)* (48)

Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400–3.404)
- Antitrust/Trade Regulation (03)
- Construction Defect (10)
- Mass Tort (40)
- Securities Litigation (28)
- Environmental/Toxic Tort (30)
- Comprehensive Groundwater Adjudication (47)
- Insurance Coverage Claims *(arising from provisionally complex case type listed above)* (41)

Enforcement of Judgment
- Enforcement of Judgment (20)
  - Abstract of Judgment (Out of County)
  - Confession of Judgment *(non-domestic relations)*
  - Sister-State Judgment
  - Administrative Agency Award
  - Petition/Certification of Entry of Judgment on Unpaid Taxes
  - Other Enforcement of Judgment Case

Miscellaneous Civil Complaint
- RICO (27)
- Other Complaint *(not specified above)* (42)
  - Declaratory Relief Only
  - Injunctive Relief Only *(non-harassment)*
  - Mechanic's Lien
  - Other Commercial Complaint Case *(non-tort/non-complex)*
  - Other Civil Complaint *(non-tort/non-complex)*

Miscellaneous Civil Petition
- Partnership and Corporate Governance (21)
- Other Petition *(not specified above)* (43)
  - Civil Harassment
  - Workplace Violence
  - Elder/Dependent Adult Abuse
  - Election Contest
  - Petition for Name Change
  - Petition for Relief From Government Claim Requirement
  - Other Civil Petition