26 OCT 23 PM 12:45

SUM-100

SUMMONS
(CITACION JUDICIAL)

FILED KERN CO. CLERK OF THE BD. OF SUPERVISORS
BY _____ DEPUTY

NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):

CITY OF BAKERSFIELD, a public entity; BAKERSFIELD FIRE DEPARTMENT, a public entity; [see attachment]

YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):

DAMON EUGENE HALL, an individual, individually and as Successor in Interest to the ESTATE OF BRUCE EDWARD HALL, JR., Deceased

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): Kern County Superior Court - Metropolitan Division

1215 Truxtun Avenue
Bakersfield, CA 93301

CASE NUMBER:
(Número del Caso):
26CUB03774

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is: Demetrios Papanikolas
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Jacoby & Meyers Attorneys LLP, 2000 Avenue of the Stars Suite 1150S, Los Angeles, CA 90067; 310-312-3300

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

SHORT TITLE:	CASE NUMBER:
Damon Eugene Hall v. City of Bakersfield, et al.	

INSTRUCTIONS FOR USE

- This form may be used as an attachment to any summons if space does not permit the listing of all parties on the summons.
- If this attachment is used, insert the following statement in the plaintiff or defendant box on the summons: "Additional Parties Attachment form is attached."

List additional parties *(Check only one box. Use a separate page for each type of party.)*:

☐ Plaintiff ☑ Defendant ☐ Cross-Complainant ☐ Cross-Defendant

COUNTY OF KERN, a public entity; KERN COUNTY FIRE DEPARTMENT, a public entity; STATE OF CALIFORNIA, a public entity; and DOES 1 through 100, inclusive,

BY ORDER OF THE BD/SUPV
Referred To County Counsel
21 pages

Copies Furnished Risk Management
Process Server
Date 10-23-18
Clerk of the Board of Supervisors
By Michelle Gray, Deputy

Form Adopted for Mandatory Use
Judicial Council of California
SUM-200(A) [Rev. January 1, 2007]

ADDITIONAL PARTIES ATTACHMENT
Attachment to Summons

ELECTRONICALLY FILED
Superior Court of California,
County of Kern
By: Javen Silva
Deputy Clerk
09/23/26 5:18 PM

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DEMETRIOS PAPANIKOLAS, State Bar No. 150763
dpapanikolas@jacobyandmeyers.com
HOWLETT S. JACKSON JR., State Bar No. 366430
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JUBIN J. NIAMEHR, State Bar No. 266794
jn@jacobyandmeyers.com
2000 Avenue of the Stars Suite 1150S
Los Angeles, California 90067
Tel: (310) 312-3300 | Fax: (310) 715-8331

Attorney for Plaintiff DAMON EUGENE HALL, individually, and as Successor in Interest to the ESTATE OF BRUCE EDWARD HALL, JR., Deceased

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2000 Avenue of the Stars Suite 1150S
Los Angeles, California 90067
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SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF KERN

DAMON EUGENE HALL, an individual, individually and as Successor in Interest to the ESTATE OF BRUCE EDWARD HALL, JR., Deceased,

Plaintiff,

vs.

CITY OF BAKERSFIELD, a public entity; BAKERSFIELD FIRE DEPARTMENT, a public entity; COUNTY OF KERN, a public entity; KERN COUNTY FIRE DEPARTMENT, a public entity; STATE OF CALIFORNIA, a public entity; and DOES 1 through 100, inclusive,

Defendants.

Case No.: 26CUB03774

COMPLAINT FOR DAMAGES FOR WRONGFUL DEATH AND SURVIVAL ACTION

1. **NEGLIGENCE/NEGLIGENCE PER SE (WRONGFUL DEATH); AND**
2. **NEGLIGENCE (SURVIVAL ACTION)**

DEMAND FOR JURY TRIAL

COME NOW, Plaintiff DAMON EUGENE HALL, individually as a wrongful death heir and beneficiary of Decedent Bruce Edward Hall, Jr., and as Successor in Interest to the ESTATE OF BRUCE EDWARD HALL, JR. ("Plaintiff"), and brings suit against Defendants, CITY OF BAKERSFIELD, a public entity; BAKERSFIELD FIRE DEPARTMENT, a public entity; COUNTY OF KERN, a public entity; KERN COUNTY FIRE DEPARTMENT, a public entity; STATE OF

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CALIFORNIA, a public entity; and DOES 1 through 100, inclusive, (collectively, "Defendants"), and in support thereof, complains and alleges as follows:

PRELIMINARY STATEMENT

1. This case arises out of a fatal collision between a bicycle ridden by Bruce Edward Hall, Jr. ("Decedent") and a vehicle owned and/or operated by Defendants, and/or their agents and/or employees, that occurred on October 31, 2025, at approximately 10:00 a.m., at or near the intersection of South Union Avenue and 4th Street, in the City of Bakersfield, County of Kern, State of California (hereinafter "SUBJECT COLLISION").

2. At the time of the SUBJECT COLLISION, Decedent was riding his bicycle westbound on 4th Street at or near its intersection with South Union Avenue when a vehicle owned and/or operated by Defendants, and/or their agents and/or employees, collided with Decedent.

3. On information and belief, at the time of the SUBJECT COLLISION, the vehicle involved in the SUBJECT COLLISION (the "SUBJECT VEHICLE") was owned, leased, entrusted, maintained, and/or controlled by Defendants CITY OF BAKERSFIELD and/or BAKERSFIELD FIRE DEPARTMENT, and/or COUNTY OF KERN and/or KERN COUNTY FIRE DEPARTMENT, and/or STATE OF CALIFORNIA.

4. On information and belief, at the time of the SUBJECT COLLISION, the SUBJECT VEHICLE was being driven by an employee and/or agent of Defendants, whose true name and capacity are presently unknown to Plaintiff and who is therefore sued herein as DOE 1 ("DRIVER"), and who was acting within the course and scope of his/her employment and/or agency with Defendants CITY OF BAKERSFIELD, BAKERSFIELD FIRE DEPARTMENT, COUNTY OF KERN, KERN COUNTY FIRE DEPARTMENT, and/or STATE OF CALIFORNIA at the time of the SUBJECT COLLISION.

5. Decedent did not die immediately as a result of the SUBJECT COLLISION, but rather survived for a period of time before succumbing to his injuries.

6. Decedent Bruce Edward Hall, Jr. (DOB 9/26/1993) is survived by, among others, his brother, Plaintiff DAMON EUGENE HALL (DOB 6/2/1974).

///

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PARTIES

7. Plaintiff DAMON EUGENE HALL is now, and at all times mentioned in this Complaint was, an adult resident of the City of Bakersfield, County of Kern, State of California, and is the brother and a surviving heir of Decedent.

8. Plaintiff brings this action, in part, individually as a wrongful death beneficiary and heir of Decedent, pursuant to Code of Civil Procedure section 377.60, et seq., based upon his relationship to Decedent.

9. Plaintiff further brings this action as Successor in Interest to the ESTATE OF BRUCE EDWARD HALL, JR., pursuant to Code of Civil Procedure sections 377.30 through 377.32, and will file, or has filed, the declaration required by Code of Civil Procedure section 377.32 concurrently herewith or as soon thereafter as practicable.

10. Plaintiff is informed and believes, and based thereon alleges, that Defendant CITY OF BAKERSFIELD is now, and at all times mentioned in this Complaint was, a public entity duly organized and existing under the laws of the State of California, located within the County of Kern.

11. Plaintiff is informed and believes, and based thereon alleges, that Defendant BAKERSFIELD FIRE DEPARTMENT is now, and at all times mentioned in this Complaint was, a department and/or agency of Defendant CITY OF BAKERSFIELD, doing business in the County of Kern.

12. Plaintiff is informed and believes, and based thereon alleges, that Defendant COUNTY OF KERN is now, and at all times mentioned in this Complaint was, a public entity duly organized and existing under the laws of the State of California.

13. Plaintiff is informed and believes, and based thereon alleges, that Defendant KERN COUNTY FIRE DEPARTMENT is now, and at all times mentioned in this Complaint was, a department and/or agency of Defendant COUNTY OF KERN, doing business in the County of Kern, and that Defendant KERN COUNTY FIRE DEPARTMENT does not maintain a claim form or claims process separate from that of Defendant COUNTY OF KERN.

14. Defendant STATE OF CALIFORNIA is named herein because, on information and belief, and out of an abundance of caution given the uncertainty existing at the time of the filing of

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Plaintiff's government claims as to the precise ownership of the SUBJECT VEHICLE and the identity of DRIVER's employer, Defendant STATE OF CALIFORNIA may have owned, leased, entrusted, maintained, and/or controlled the SUBJECT VEHICLE, and/or employed DRIVER.

15. The true names and/or capacities, whether individual, corporate, associate, or otherwise, of defendants DOES 1 through 100, inclusive, are unknown to Plaintiff, who therefore sues said Defendants by such fictitious names. When the true names and capacities of such DOE Defendants are ascertained, Plaintiff will amend this Complaint accordingly. Plaintiff is informed and believes, and thereon alleges, that each of the Defendants designated herein as a DOE was negligent and guilty of the same conduct as the other Defendants, and is responsible in some manner for the events and happenings herein referred to, and that their negligence proximately caused the injuries, death, and damages sustained by Plaintiff as herein alleged, either through such Defendants' own negligent conduct or through the conduct of their agents, servants, and/or employees, or due to their ownership, control, entrustment, maintenance, repair, and/or operation of the SUBJECT VEHICLE, or in some other manner.

16. Plaintiff is informed and believes, and based thereon alleges, that at all times herein mentioned, each of the Defendants named herein, including each DOE Defendant, was the agent, servant, and/or employee of the remaining Defendants, and was at all such times acting within the purpose and scope of said agency, service, and/or employment, unless otherwise stated.

COMPLIANCE WITH GOVERNMENT CLAIMS ACT

17. Plaintiff has timely complied with all applicable government claim presentation requirements. On or about March 30, 2026, Plaintiff presented Defendant CITY OF BAKERSFIELD, a public entity, with a written claim in compliance with the requirements of Sections 900–915.4 of the California Government Code.

18. Plaintiff is informed and believes that Defendant CITY OF BAKERSFIELD has not responded to said claim, and that said claim is therefore deemed rejected by operation of law pursuant to Government Code section 912.4. Accordingly, Plaintiff's Complaint against Defendant CITY OF BAKERSFIELD is timely filed within two years of the accrual of the cause of action pursuant to Government Code section 945.6(a)(2).

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19. Plaintiff has timely complied with all applicable government claim presentation requirements. On or about March 30, 2026, Plaintiff presented Defendant COUNTY OF KERN, a public entity, with a written claim in compliance with the requirements of Sections 900–915.4 of the California Government Code.

20. Plaintiff is informed and believes that Defendant COUNTY OF KERN has not responded to said claim, and that said claim is therefore deemed rejected by operation of law pursuant to Government Code section 912.4. Accordingly, Plaintiff's Complaint against Defendant COUNTY OF KERN is timely filed within two years of the accrual of the cause of action pursuant to Government Code section 945.6(a)(2).

21. Plaintiff has timely complied with all applicable government claim presentation requirements. On or about March 30, 2026, Plaintiff presented Defendant STATE OF CALIFORNIA, a public entity, by and through the Government Claims Program, Office of Risk and Insurance Management, with a written claim in compliance with the requirements of Sections 900–915.4 of the California Government Code.

22. Plaintiff is informed and believes that Defendant STATE OF CALIFORNIA has not responded to said claim, and that said claim is therefore deemed rejected by operation of law pursuant to Government Code section 912.4. Accordingly, Plaintiff's Complaint against Defendant STATE OF CALIFORNIA is timely filed within two years of the accrual of the cause of action pursuant to Government Code section 945.6(a)(2).

JURISDICTION AND VENUE

23. This Court has jurisdiction over this action pursuant to California Code of Civil Procedure §410.10, and because the amount in controversy exceeds the jurisdictional minimum of this Court.

24. Venue is proper in this Court pursuant to California Code of Civil Procedure §§393 and 395 because the SUBJECT COLLISION occurred in the City of Bakersfield, County of Kern, State of California, and one or more Defendants are situated in, and/or perform governmental functions within, the County of Kern. This action arises from the same SUBJECT COLLISION at

issue in the related, pending action entitled Victoria Love, et al. v. City of Bakersfield, et al., Kern County Superior Court Case No. 25CUB90078.

FIRST CAUSE OF ACTION

For Negligence/Negligence Per Se (Wrongful Death)

Against All Defendants

(By Plaintiff Damon Eugene Hall, Individually)

25. Plaintiff realleges the preceding paragraphs of this Complaint and incorporates them by this reference as though fully set forth herein.

26. On October 31, 2025, Decedent was a bicyclist struck by the SUBJECT VEHICLE while riding westbound on 4th Street at or near its intersection with Union Avenue, in the City of Bakersfield, California.

27. At all times herein mentioned, Defendants, and each of them, owned, leased, operated, entrusted, maintained, and/or controlled the SUBJECT VEHICLE, which was involved in the SUBJECT COLLISION.

28. At all times herein mentioned, DRIVER was in the course and scope of his/her employment and/or agency with Defendants CITY OF BAKERSFIELD, BAKERSFIELD FIRE DEPARTMENT, COUNTY OF KERN, KERN COUNTY FIRE DEPARTMENT, and/or STATE OF CALIFORNIA, who hired, employed, paid, directed, instructed, dispatched, and/or required DRIVER to operate the SUBJECT VEHICLE at the time DRIVER was involved in the SUBJECT COLLISION with Decedent.

29. At all times herein mentioned, Defendants, and each of them, had a duty to exercise reasonable care and skill in owning, operating, driving, entrusting, repairing, maintaining, and/or controlling the SUBJECT VEHICLE, including but not limited to, abiding by all traffic laws, keeping a proper lookout, yielding the right of way, and controlling the speed and movement of the SUBJECT VEHICLE. Defendants, and each of them, were negligent in failing to exercise said reasonable care prior to, and at the time of, the SUBJECT COLLISION as described herein.

30. Defendants, and each of them, breached their duty to exercise reasonable care and act in a safe and reasonable manner by negligently owning, operating, driving, entrusting, repairing,

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maintaining, and/or controlling the SUBJECT VEHICLE so as to cause the SUBJECT COLLISION, thereby resulting in the injuries, death, and damages alleged herein.

31. On information and belief, DRIVER's unsafe and inattentive operation of the SUBJECT VEHICLE violated California Vehicle Code § 21453(a), which states that "A driver facing a steady circular red signal alone shall stop . . . and shall remain stopped until an indication to proceed is shown . . . ." Cal. Veh. Code § 21453(a).

32. On information and belief, DRIVER's unsafe and inattentive operation of the SUBJECT VEHICLE violated California Vehicle Code § 22350, which states that "No person shall drive a vehicle upon a highway at a speed greater than is reasonable or prudent having due regard for weather, visibility, the traffic on, and the surface and width of, the highway, and in no event at a speed which endangers the safety of persons or property." Cal. Veh. Code § 22350.

33. On information and belief, DRIVER's unsafe and inattentive operation of the SUBJECT VEHICLE violated California Vehicle Code § 23103, which states that "A person who drives a vehicle upon a highway in willful or wanton disregard for the safety of persons or property is guilty of reckless driving." Cal. Veh. Code § 23103.

34. DRIVER's violations of the California Vehicle Code were a direct, proximate, and legal cause of the injuries and death of Decedent and damages to Plaintiff alleged herein.

35. Decedent's severe and fatal injuries resulted directly from an occurrence which the specified Vehicle Code section(s) were designed to prevent.

36. Decedent was within the class of persons the specified Vehicle Code sections were designed to protect.

37. On information and belief, Defendants CITY OF BAKERSFIELD, BAKERSFIELD FIRE DEPARTMENT, COUNTY OF KERN, KERN COUNTY FIRE DEPARTMENT, and/or STATE OF CALIFORNIA, and each of them, knew, or should have known, that DRIVER was incompetent or unfit to operate the SUBJECT VEHICLE, but nevertheless allowed DRIVER to operate said vehicle in the course and scope of his/her employment. DRIVER's incompetence or unfitness to operate the SUBJECT VEHICLE was a substantial factor in causing harm to Plaintiff.

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38. On information and belief, Defendants, and each of them, failed to properly train, supervise, and/or monitor DRIVER, and other similarly situated employees, in the safe and prudent operation of vehicles when responding to or performing calls for service, including but not limited to the use of emergency equipment, adherence to posted speed limits, and the exercise of due care around bicyclists and other members of the public.

39. Defendants' conduct herein was negligent, careless, reckless, and/or in conscious disregard for the safety of motorists, bicyclists, and pedestrians, including, but not limited to, Decedent.

40. As a direct, proximate, and legal result of the negligent, careless, reckless, and/or unlawful conduct of Defendants, and each of them, Decedent suffered fatal injuries and died.

41. As a direct, proximate, and legal result of the negligent, careless, reckless, and/or unlawful conduct of Defendants, and each of them, Plaintiff DAMON EUGENE HALL lost his brother. Accordingly, Plaintiff sustained in the past, and will sustain in the future, economic and non-economic damages in an amount well in excess of the jurisdictional minimum of the Court and in a sum to be proven at trial.

42. As a further and direct, proximate, and legal result of the negligence of Defendants, and each of them, as alleged herein, Plaintiff has suffered in the past, and will suffer in the future, economic damages, including but not limited to, the loss of financial support that Decedent would have contributed to Plaintiff, the loss of gifts and benefits that Plaintiff would have expected to receive from Decedent, the loss of the value of household services Decedent would have provided, and the funeral and burial expenses and related expenses, all to Plaintiff's damage in a sum to be proven at trial.

43. As a further and direct, proximate, and legal result of the negligence of Defendants, and each of them, as alleged herein, Plaintiff has suffered in the past, and will suffer in the future, non-economic damages, including but not limited to, the loss of Decedent's love, companionship, comfort, care, assistance, protection, affection, society, solace, and moral support.

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SECOND CAUSE OF ACTION

For Negligence (Survival Action)

Against All Defendants

(By Plaintiff Damon Eugene Hall, as Successor in Interest to the Estate of Bruce Edward Hall, Jr.)

44. Plaintiff realleges the preceding paragraphs of this Complaint and incorporates them by this reference as though fully set forth herein.

45. This cause of action is brought by Plaintiff DAMON EUGENE HALL, as Successor in Interest to the ESTATE OF BRUCE EDWARD HALL, JR., pursuant to Code of Civil Procedure sections 377.20, et seq., and 377.30, et seq., for injuries and damages sustained by Decedent prior to his death as a result of the SUBJECT COLLISION.

46. As a direct, proximate, and legal result of the negligent, careless, reckless, and/or unlawful conduct of Defendants, and each of them, as alleged herein, Decedent sustained severe and ultimately fatal injuries in the SUBJECT COLLISION. 5. Decedent did not die immediately as a result of the SUBJECT COLLISION, but rather survived for a period of time before succumbing to his injuries.

47. As a direct, proximate, and legal result of the negligent, careless, reckless, and/or unlawful conduct of Defendants, and each of them, the ESTATE OF BRUCE EDWARD HALL, JR. has sustained damages, including but not limited to, medical, hospital, and related expenses incurred prior to Decedent's death, the loss of income and earnings sustained by Decedent prior to his death, funeral and burial expenses, and, to the extent recoverable under Code of Civil Procedure section 377.34, damages for Decedent's pre-death pain, suffering, and disfigurement, all according to proof at trial.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays for judgment against Defendants, and each of them, as follows:

1. For wrongful death damages according to proof;

2. For funeral and burial expenses, according to proof;

3. For prejudgment interest pursuant to Civil Code § 3291;

4. For survival damages according to proof, including but not limited to medical, hospital, and related expenses, and lost income and earnings of Decedent, and, to the extent permitted by law, damages for Decedent's pre-death pain, suffering, and disfigurement;

5. For costs of suit incurred herein; and

6. For such other and further relief as the Court deems just and proper.

Dated: September 23, 2026

JACOBY & MEYERS ATTORNEYS LLP

By: _____
DEMETRIOS PAPANIKOLAS
HOWLETT S. JACKSON JR.
MICHELLE COHEN
Attorney for Plaintiff

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DEMAND FOR TRIAL BY JURY

Plaintiff hereby demands a trial by jury on all issues triable by jury.

Dated: September 23, 2026

JACOBY & MEYERS ATTORNEYS LLP

By: _____
DEMETRIOS PAPANIKOLAS
HOWLETT S. JACKSON JR.
MICHELLE COHEN
Attorney for Plaintiff

CM-010

ATTORNEY OR PARTY WITHOUT ATTORNEY STATE BAR NUMBER:
NAME: Demetrios Papanikolas SBN 150763, Jubin J. Niamehr SBN 266794
FIRM NAME: Jacoby & Meyers Attorneys LLP
STREET ADDRESS: 2000 Avenue of the Stars Suite 1150S
CITY: Los Angeles STATE: CA ZIP CODE: 90067
TELEPHONE NO.: (310) 312-3300 FAX NO.: (310) 715-8331
EMAIL ADDRESS: dpapanikolas@jacobyandmeyers.com
ATTORNEY FOR (name): Plaintiff, DAMON EUGENE HALL

FOR COURT USE ONLY

ELECTRONICALLY FILED
Superior Court of California,
County of Kern
By: Javen Silva
Deputy Clerk
09/29/26 7:41 PM

SUPERIOR COURT OF CALIFORNIA, COUNTY OF KERN
STREET ADDRESS: 1215 Truxtun Avenue
MAILING ADDRESS: 1215 Truxtun Avenue
CITY AND ZIP CODE: Bakersfield, CA 93301
BRANCH NAME: Kern County Superior Court - Metropolitan Division

CASE NAME:
Damon Eugene Hall v. City of Bakersfield, et al.

CIVIL CASE COVER SHEET

- [x] **Unlimited** (Amount demanded exceeds $35,000)
- [ ] **Limited** (Amount demanded is $35,000 or less)

Complex Case Designation

- [ ] Counter
- [ ] Joinder

Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

CASE NUMBER: 26CUB03774

JUDGE: Bernard C. Barmann
DEPT.: H

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
- [x] 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):* 1. Negligence/Negligence Per Se (Wrongful Death), 2. Negligence (Survival Action)
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: 9/29/2026

Demetrios Papanikolas
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

For your protection and privacy, please press the Clear button after you have printed the form.

Print Save Clear

ELECTRONICALLY FILED
Superior Court of California,
County of Kern
By: Alejandra Velazquez
Deputy Clerk
10/16/26 11:40 AM

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Attorney for Plaintiff DAMON EUGENE HALL, individually, and as Successor in Interest to the ESTATE OF BRUCE EDWARD HALL, JR., Deceased

JACOBY & MEYERS ATTORNEYS LLP
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SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF KERN

DAMON EUGENE HALL, an individual, individually and as Successor in Interest to the ESTATE OF BRUCE EDWARD HALL, JR., Deceased,

Plaintiff,

vs.

CITY OF BAKERSFIELD, a public entity; BAKERSFIELD FIRE DEPARTMENT, a public entity; COUNTY OF KERN, a public entity; KERN COUNTY FIRE DEPARTMENT, a public entity; STATE OF CALIFORNIA, a public entity; and DOES 1 through 100, inclusive,

Defendants.

Case No.: 26CUB03774

PLAINTIFF'S NOTICE OF POSTING JURY FEES

TO DEFENDANTS AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Plaintiff has posted jury fees in the amount of $150.00.

Dated: October 6, 2026

JACOBY & MEYERS ATTORNEYS LLP

By: _____
DEMETRIOS PAPANIKOLAS

JACOBY & MEYERS ATTORNEYS LLP
2000 Avenue of the Stars Suite 1150S
Los Angeles, California 90067
Telephone: (310) 312-3300 Facsimile: (310) 715-8331

HOWLETT S. JACKSON JR.
MICHELLE COHEN
Attorneys for Plaintiff

CM-015

ATTORNEY OR PARTY WITHOUT ATTORNEY *(Name, State Bar number, and address)*:	*FOR COURT USE ONLY*
Demetrios Papanikolas 150763; Howlett S. Jackson Jr. 366430; Michelle Cohen 356103 JACOBY & MEYERS ATTORNEYS LLP 2000 Avenue of the Stars Suite 1150S, Los Angeles, CA 90067 TELEPHONE NO.: (310) 312-3300 FAX NO. *(Optional)*: (310) 715-8331 EMAIL ADDRESS *(Optional)*: dpapanikolas@jacobyandmeyers.com ATTORNEY FOR *(Name)*: Plaintiff Damon Eugene Hall	**ELECTRONICALLY FILED** Superior Court of California, County of Kern By: Alejandra Velazquez Deputy Clerk **10/6/26 11:52 AM**
SUPERIOR COURT OF CALIFORNIA, COUNTY OF KERN STREET ADDRESS: 1215 Truxtun Avenue MAILING ADDRESS: 1215 Truxtun Avenue CITY AND ZIP CODE: Bakersfield, CA 93301 BRANCH NAME: Kern County Superior Court - Metropolitan Division	
PLAINTIFF/PETITIONER: DAMON EUGENE HALL DEFENDANT/RESPONDENT: CITY OF BAKERSFIELD, et al.	CASE NUMBER: 26CUB03774 JUDICIAL OFFICER: Bernard C. Barmann, Jr
NOTICE OF RELATED CASE	DEPT:: H

Identify, in chronological order according to date of filing, all cases related to the case referenced above.

1. a. Title: Victoria Love, et al. v. City of Bakersfield, et al.
   b. Case number: 25CUB90078
   c. Court: ☑ same as above
      ☐ other state or federal court *(name and address):*
   d. Department: H
   e. Case type: ☐ limited civil ☑ unlimited civil ☐ probate ☐ family law ☐ other *(specify):*
   f. Filing date: December 31, 2025
   g. Has this case been designated or determined as "complex?" ☐ Yes ☑ No
   h. Relationship of this case to the case referenced above *(check all that apply):*
      ☑ involves the same parties and is based on the same or similar claims.
      ☑ arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.
      ☐ involves claims against, title to, possession of, or damages to the same property.
      ☑ is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.
      ☐ Additional explanation is attached in attachment 1h
   i. Status of case:
      ☑ pending
      ☐ dismissed ☐ with ☐ without prejudice
      ☐ disposed of by judgment
2. a. Title:
   b. Case number:
   c. Court: ☐ same as above
      ☐ other state or federal court *(name and address):*
   d. Department:

PLAINTIFF/PETITIONER: DAMON EUGENE HALL DEFENDANT/RESPONDENT: CITY OF BAKERSFIELD, et al.	CASE NUMBER: 26CUB03774

2. *(continued)*

e. Case type: ☐ limited civil ☐ unlimited civil ☐ probate ☐ family law ☐ other (*specify*):

f. Filing date:

g. Has this case been designated or determined as "complex?" ☐ Yes ☐ No

h. Relationship of this case to the case referenced above *(check all that apply)*:

☐ involves the same parties and is based on the same or similar claims.

☐ arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.

☐ involves claims against, title to, possession of, or damages to the same property.

☐ is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.

☐ Additional explanation is attached in attachment 2h

i. Status of case:

☐ pending

☐ dismissed ☐ with ☐ without prejudice

☐ disposed of by judgment

3. a. Title:

b. Case number:

c. Court: ☐ same as above

☐ other state or federal court *(name and address)*:

d. Department:

e. Case type: ☐ limited civil ☐ unlimited civil ☐ probate ☐ family law ☐ other (*specify*):

f. Filing date:

g. Has this case been designated or determined as "complex?" ☐ Yes ☐ No

h. Relationship of this case to the case referenced above *(check all that apply)*:

☐ involves the same parties and is based on the same or similar claims.

☐ arises from the same or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact.

☐ involves claims against, title to, possession of, or damages to the same property.

☐ is likely for other reasons to require substantial duplication of judicial resources if heard by different judges.

☐ Additional explanation is attached in attachment 3h

i. Status of case:

☐ pending

☐ dismissed ☐ with ☐ without prejudice

☐ disposed of by judgment

4. ☐ Additional related cases are described in Attachment 4. Number of pages attached: _____

Date: October 6, 2026

Demetrios Papanikolas
(TYPE OR PRINT NAME OF PARTY OR ATTORNEY)

▶ _____
(SIGNATURE OF PARTY OR ATTORNEY)

PLAINTIFF/PETITIONER: DAMON EUGENE HALL DEFENDANT/RESPONDENT: CITY OF BAKERSFIELD, et al.	CASE NUMBER: 26CUB03774

PROOF OF SERVICE BY FIRST-CLASS MAIL
NOTICE OF RELATED CASE

(NOTE: You cannot serve the* Notice of Related Case *if you are a party in the action. The person who served the notice must complete this proof of service. The notice must be served on all known parties in each related action or proceeding.)

1. I am at least 18 years old and **not a party to this action.** I am a resident of or employed in the county where the mailing took place, and my residence or business address is *(specify):*

2. I served a copy of the *Notice of Related Case* by enclosing it in a sealed envelope with first-class postage fully prepaid and *(check one):*
   a. ☐ deposited the sealed envelope with the United States Postal Service.
   b. ☐ placed the sealed envelope for collection and processing for mailing, following this business's usual practices, with which I am readily familiar. On the same day correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service.

3. The *Notice of Related Case* was mailed:
   a. on *(date):*
   b. from *(city and state):*

4. The envelope was addressed and mailed as follows:
   a. Name of person served:
      Street address:
      City:
      State and zip code:
   b. Name of person served:
      Street address:
      City:
      State and zip code:
   c. Name of person served:
      Street address:
      City:
      State and zip code:
   d. Name of person served:
      Street address:
      City:
      State and zip code:

☐ Names and addresses of additional persons served are attached. *(You may use form POS-030(P).)*

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: _____

_____ ▶ _____
(TYPE OR PRINT NAME OF DECLARANT) (SIGNATURE OF DECLARANT)

rivacy, please press the Clear This Form button after y Print this form Save this form Clear this form