

1 Robert A. Naeve (State Bar No. 106095)
 rnaeve@jonesday.com
 2 Erica L. Reilley (State Bar No. 211615)
 elreilley@jonesday.com
 3 JONES DAY
 3161 Michelson Drive, Suite 800
 4 Irvine, CA 92612
 Telephone: (949) 851-3939
 5 Facsimile: (949) 553-7539

6 Attorneys for Defendant
 MICHAEL PLANET, IN HIS OFFICIAL
 7 CAPACITY AS COURT EXECUTIVE
 OFFICER/CLERK OF THE VENTURA
 8 COUNTY SUPERIOR COURT

9 UNITED STATES DISTRICT COURT
 10 CENTRAL DISTRICT OF CALIFORNIA

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 13 COURTHOUSE NEWS SERVICE,

14 Plaintiff,

15 v.

16 MICHAEL PLANET, IN HIS
 OFFICIAL CAPACITY AS COURT
 17 EXECUTIVE OFFICER/CLERK OF
 THE VENTURA COUNTY
 18 SUPERIOR COURT,

19 Defendant.

Case No. CV11-08083 R (MANx)

Assigned for all purposes to
 Hon. Manuel L. Real

**DECLARATION OF JULIE
 CAMACHO IN SUPPORT OF
 DEFENDANT'S OPPOSITION
 TO PLAINTIFF'S MOTION FOR
 PRELIMINARY INJUNCTION**

Date: November 21, 2011
 Time: 10:00 a.m.
 Courtroom: 8

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1 I, JULIE CAMACHO, hereby declare as follows:

2 1. I am a Court Program Manager for the Superior Court of the State of
3 California, County of Ventura (the “Ventura Superior Court”). I am responsible for
4 overseeing the operations of the civil, small claims and appeals units of the Ventura
5 Superior Court and the Court Processing Assistants (“CPAs”) who work at the Hall
6 of Justice, the primary courthouse location. I have personal knowledge of the facts
7 stated in this Declaration, and I could and would competently and truthfully testify
8 to these facts if called upon to do so.

9 2. It is my understanding that Plaintiff Courthouse News Service
10 (“CNS”) claims in this action that it has a right to “same-day access” of all newly
11 filed unlimited civil complaints, and that Ventura Superior Court’s processes have
12 led to “significant” delays in CNS’s access to those court records.

13 3. Specifically, I understand that CNS claims that, during the period of
14 August 8, 2011, through September 2, 2011, CNS’s reporter, Juliana Krolak,
15 reviewed 152 newly filed unlimited civil complaints and that CNS received same-
16 or next-day access in only a small fraction of those complaints.

17 4. I conducted my own independent analysis of the new unlimited
18 general civil complaints that were filed by the Ventura Superior Court at the Hall of
19 Justice courthouse between August 8, 2011, and September 2, 2011, and I report
20 the results of that analysis here. In general, my analysis showed exactly the
21 opposite of what CNS claims. The overwhelming bulk (more than 75%) of new
22 complaints were received, processed and sent to the Media Bin on the same or next
23 day.

24 5. I conducted my analysis by first performing searches within our Court
25 Case Management System (“CCMS”) to locate all the unlimited general civil cases
26 that were filed by the Ventura Superior Court at the Hall of Justice courthouse on
27 each court day during the relevant period. That search generated the following type
28 of exemplar screen shot:

Case Search Page 1 of 1

Help Contact Us Log Out

Case [2011] of Legacy 2

Case Accounting Calendar Courtrooms Deposition Judicial Officers Petition/Entry Reports Fees Adminal Work Queue TimeSheet October 26, 2011

Case Help

Case Search

Case Number: 56 - 2011 - [] Legacy Number: []

Case Category: Civil - Unlimited

Case Type: []

Case Sub Type: []

Resource Position: [] Resource Name: []

Case Status: [] Location: Venture

Filed Date From: 08/08/2011 To: 09/08/2011

Participant 1: Category: [] First Name: [] Middle Name: [] Last Name: [] Sounds Like []

^CMS ID Number: [] Role: []

Participant 2: Category: [] First Name: [] Middle Name: [] Last Name: [] Sounds Like []

^CMS ID Number: [] Role: []

* indicates a search item that can be used "with or without" any other search items listed above.
A search item utilizing a "*" marked as such for a combination of at least 2 or more other items.

Reset Search

Search Results

All	Case Number	Short Case Title	Filed Date
<input type="checkbox"/>	56-2011-00401750-CU-NR-VTA	Filmon Morales VS Sonia Lopez	08/08/2011
<input type="checkbox"/>	56-2011-00401796-CU-NR-VTA	In the Matter of Nicholee Payton Radford	09/08/2011
<input type="checkbox"/>	56-2011-00401798-CU-NR-VTA	The State of California vs Martinez	08/08/2011
<input type="checkbox"/>	56-2011-00401801-CU-NR-VTA	In The Matter of Ryan West Radford	08/08/2011
<input checked="" type="checkbox"/>	56-2011-00401805-CU-CL-VTA	City National Bank vs. Star Marketing & Media Inc	08/08/2011
<input checked="" type="checkbox"/>	56-2011-00401826-CU-PA-VTA	Power Gomez vs. LaCouture	08/08/2011
<input checked="" type="checkbox"/>	56-2011-00401830-CU-BC-VTA	Featherston vs. Simply Divine Inc.	08/08/2011
<input checked="" type="checkbox"/>	56-2011-00401831-CU-BC-VTA	Garcia vs. Harrah	08/08/2011
<input checked="" type="checkbox"/>	56-2011-00401843-CU-BC-VTA	House of Enterprises Inc vs. New Lux Company Inc	08/08/2011
<input checked="" type="checkbox"/>	56-2011-00401845-CU-BC-VTA	Rivani vs. BMW of North America LLC	08/08/2011
<input checked="" type="checkbox"/>	56-2011-00401858-CU-BC-VTA	K&G Seabridge II LLC vs. Middle Earth Properties LLC	08/08/2011

Reset New Search

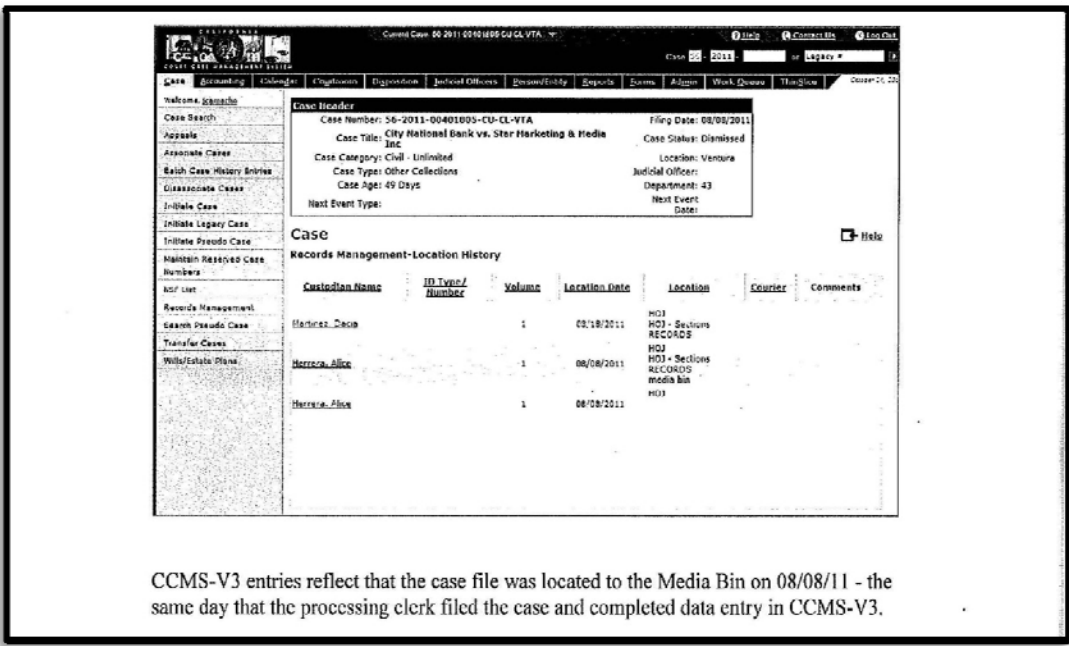
Copyright © 2004 The Judicial Council of California. All rights reserved. T2-SRC-RSL02 | 10.01.010

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17 A full-page copy of this exemplar screen shot is attached hereto as Exhibit A.

18 6. I then reviewed the list of cases filed on each court day to determine
19 which were new unlimited general civil complaints. I crossed through those
20 complaints that were *not* new unlimited general civil complaints as these types of
21 cases are filings that do not go to the Media Bin; I put a check mark next those that
22 were.

23 7. For each new unlimited general civil complaint, I reviewed the CCMS
24 Records Management—Location History screen for the matter. That screen shows
25 the location of the case file at any particular point in time following its processing
26 date. For example, the attached screen shot shows the Location History page for
27 *City National Bank v. Star Marketing & Media Inc.*, one of the unlimited general
28 civil complaints filed on August 8, 2011:

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A full-page copy of this event shot of the Location History page for *City National Bank v. Star Marketing & Media Inc.* is attached hereto as Exhibit B.

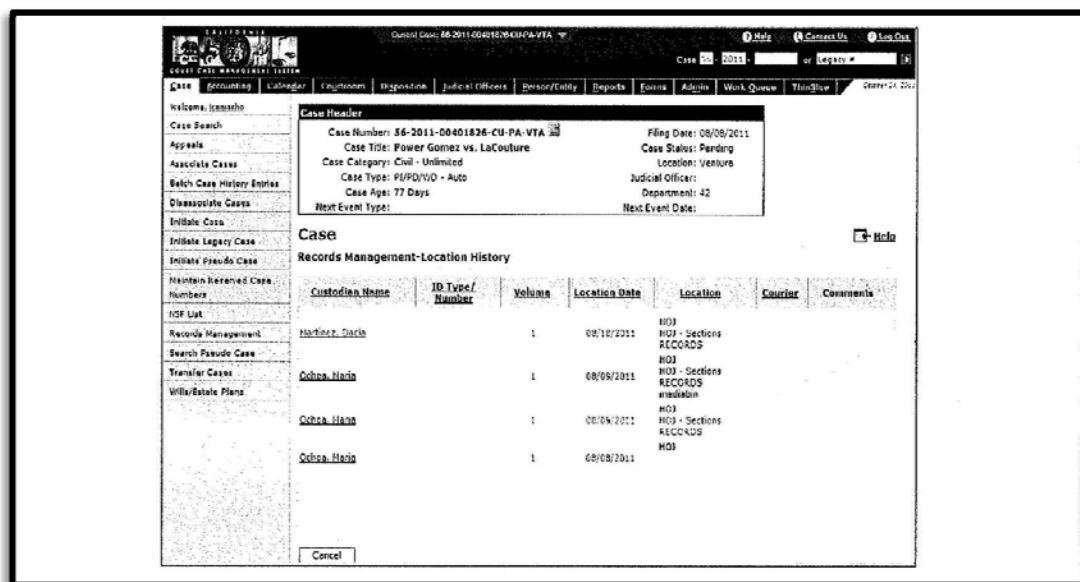
8. The type-written notes at the bottom of the screen shot are notes I inputted as I evaluated the date on which each case was received, processed, and sent to the Media Bin.

9. Every new complaint received by Ventura Superior Court that is dropped off or received by overnight delivery is deemed filed on the date it was received, and may be “backdated” accordingly. Thus, for all backdated filings, the “Filing Date” in the upper-right-hand corner of the Case Header box reflects not only the date on which the document was deemed filed, but also the date it was received.

10. The entries below the Case Header box reflect the Location History for that particular file on any given date after it has been processed and entered into CCMS.

1 11. As the above screen shot shows, *City National Bank v. Star Marketing*
 2 & *Media Inc.* was received and filed on August 8, 2011. It was processed and sent
 3 to the Media Bin on August 8, 2011—the same day it was received. In accordance
 4 with our standard practice, the file remained in the Media Bin in the Records
 5 Department for ten days and was then removed from the Media Bin and shelved in
 6 Records.

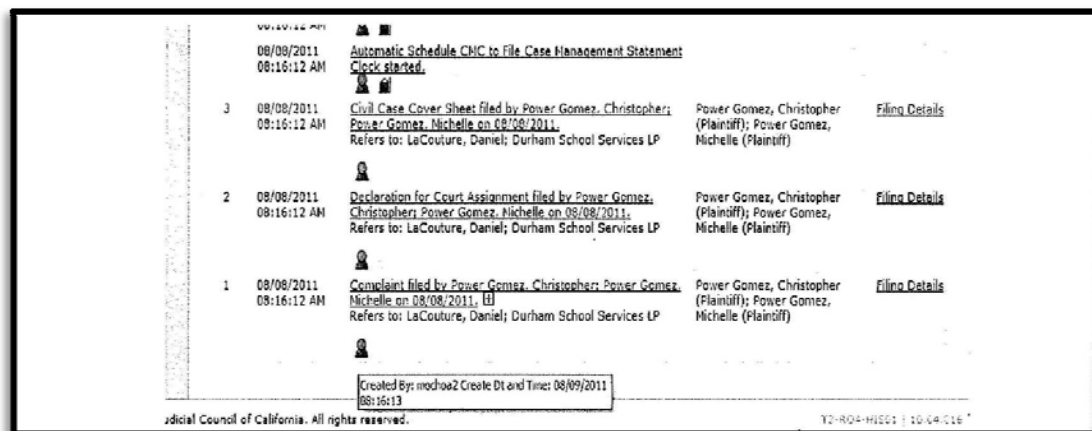
7 12. For each case that was filed but not sent to the Media Bin on the same
 8 day, I reviewed the Case History screen in CCMS to determine when the file was
 9 processed. For example, the following screen shot shows the Location History
 10 page for *Power Gomez v. LaCouture*, a case that was received and deemed filed on
 11 August 8, 2011, but was not sent to the Media Bin until August 9, 2011:



22 A full-page copy of this screen shot of the Location History page for *Power Gomez*
 23 *v. LaCouture* is attached hereto as Exhibit C.

24 13. The Case History screen in the system shows even more detail,
 25 including each document that was processed along with the new complaint. Thus,
 26 for *Power Gomez v. LaCouture*, a complaint, declaration for court assignment, and
 27 civil case cover sheet were processed as part of the initial filing of the complaint.
 28 Because the complaint was received on August 8, all documents have a filed date of

1 August 8 as well. However, by placing my cursor over the person icon on the
2 screen I am able to determine that the documents were backdated. A small box
3 opens up to show the actual date and time the documents were processed, not just
4 the date they were deemed filed:



12 A full-page copy of this screen shot for *Power Gomez v. LaCouture* is attached
13 hereto as Exhibit D.

14 14. All the documents for the *Power Gomez v. LaCouture* file were
15 processed on August 9, 2011, at 8:16 a.m.—essentially the first thing the next
16 morning after it was received. And as the prior screen shot shows, the file was sent
17 to the Media Bin that same day.

18 15. I conducted an identical analysis for all new unlimited general civil
19 complaints filed on all court days between August 8, 2011, and September 2, 2011.
20 My analysis revealed that 147 new unlimited general civil complaints were filed by
21 Ventura Superior Court during that time.

22 16. Of those 147 new unlimited general civil complaints, 47 of them were
23 received, processed and placed in the Media Bin all on the same day.

24 17. Fifty-four (54) of them were received on one day and processed and
25 placed in the Media Bin on the next day.

26 18. Another 18 of them were processed and placed in the Media Bin
27 within two days of receipt.

1 19. Seventeen (17) of the 147 new unlimited general civil complaints
2 needed to be directed to a judicial officer immediately, or were transferred in from a
3 Superior Court in another county.

4 20. Seven (7) of them did not get placed in the Media Bin due to an
5 inadvertent clerical error.

6 21. Of the remaining four (4) files, three filings were backdated five (5)
7 days and one filing was backdated 10 days. These files had delays that were due
8 either to being received and couriered from the Simi Valley branch, or from an
9 anomaly in processing that cannot be tracked through CCMS or independently
10 recalled by the CPAs who processed the filings. Given the hundreds of documents
11 our CPAs must process by hand each day, this is not surprising. Those remaining
12 files, however, did eventually make it to the Media Bin.

13 22. I further understand that CNS has complained in the past about four
14 specific case files and alleged delays of access to each ranging from eight to 13
15 days. I have researched those files through the information available in CCMS and
16 have determined the following:

17 (a) *Estrada v. Rubio's Restaurant, Inc.*, Case No. 56-2010-
18 00387332: This case was received, processed into CCMS, and deemed filed all on
19 December 20, 2010, and then sent to the Media Bin that same day.

20 (b) *Berber v. Holiday Retirement*, Case No. 56-2010-00387945:
21 This case was received and deemed filed on December 28, 2010, and was processed
22 into CCMS on January 4, 2011. The file was sent to the Media Bin the same day it
23 was processed. The delay in processing likely was due to the intervening New
24 Year's Holiday.

25 (c) *Harrison v. Rite Aide Corp.*, Case No. 56-2010-00387942: This
26 case was received and deemed filed on December 28, 2010, and was processed into
27 CCMS on January 4, 2011. The file was sent to the Media Bin the same day it was
28

1 processed. The delay in processing likely was due to the intervening New Year's
2 Holiday.

3 (d) *Latham v. Bumbarger*, Case No. 56-2011-00389425: This case
4 was received, processed and deemed filed on January 12, 2011, and was
5 immediately delivered to a judicial officer for review of a fee waiver that was
6 presented with the complaint.

7 23. None of these cases reflect the type of delay to access that CNS
8 claims.

9
10 I declare under penalty of perjury under the laws of the United States of
11 America that the foregoing is true and correct.

12 Executed on October 31, 2011, at Ventura, California.

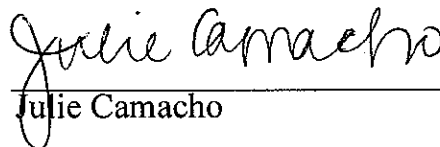
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16 Julie Camacho
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EXHIBIT A

[Welcome, Jeanmicho](#)

[Case Search](#)

Case Search

Associate Cases
 Batch Case History Entries
 Disassociate Cases
 Initiate Case
 Initiate Legacy Case
 Initiate Pseudo Case
 Maintain Reserved Case
 Numbers
 NSF List
 Records Management
 Search Pseudo Case
 Transfer Cases
 Wills/Estate Plans

Case Number: 56 - 2011 - Legacy Number:
 Case Category: Civil - Unlimited
 Case Type:
 Case Sub Type:
 Resource Position:
 Case Status:
 Filed Date From: 08/08/2011 To: 08/08/2011
 Resource Name:
 Location:

Participant 1: Category: First Name: Middle Name: Last Name: Sounds Like
 CMS ID Number: Role:

Participant 2: Category: First Name: Middle Name: Last Name: Sounds Like
 CMS ID Number: Role:

All Case Number Short Case Title Filed Date

56-2011-00401750-CU-HR-VTA Filemon Morales VS Sonia Lopez 08/08/2011
 56-2011-00401796-CU-BT-VTA In the Matter of Nicholas Payton Radford 08/08/2011
 56-2011-00401798-CU-PA-VTA The State of California vs Martinez 08/08/2011
 56-2011-00401801-CU-PA-VTA In the Matter of Ryan West Radford 08/08/2011
 56-2011-00401805-CU-CL-VTA City National Bank vs. Star Marketing & Media Inc 08/08/2011
 56-2011-00401826-CU-PA-VTA Power Gomez vs. LaCouture 08/08/2011
 56-2011-00401830-CU-BC-VTA Featherston vs. Simply Divine Inc 08/08/2011
 56-2011-00401831-CU-BC-VTA Garcia vs. Harrah 08/08/2011
 56-2011-00401843-CU-BC-VTA House of Enterprises Inc vs. New Lux Company Inc 08/08/2011
 56-2011-00401845-CU-BC-VTA Rivalri vs. BMW of North America LLC 08/08/2011
 56-2011-00401858-CU-BC-VTA K&G Seabridge II LLC vs. Middle Earth Properties LLC 08/08/2011

EXHIBIT B



Case Accounting Calendar Courtroom Disposition Judicial Officers Person/Entity Reports Forms Admin Work Queue ThingsTo Do

Welcome, Jeanette

Case Search

Apprais

Associate Cases

Batch Case History Entries

Disassociate Cases

Initiate Case

Initiate Legacy Case

Initiate Pseudo Case

Maintain Reserved Case

Numbers

NSF List

Records Management

Search Pseudo Case

Transfer Cases

Wills/Estate Plans

Case Header

Case Number: 56-2011-00401805-CU-CL-VTA Filing Date: 08/08/2011

Case Title: City National Bank vs. Star Marketing & Media Case Status: Dismissed

Case Category: Civil - Unlimited Location: Ventura

Case Type: Other Collections Judicial Officer:

Case Age: 49 Days Department: 43

Next Event Type: Next Event Date:



Case **Records Management-Location History**

Custodian Name	ID Type/ Number	Volume	Location Date	Location	Courier	Comments
Martinez, Dacia		1	08/18/2011	HOJ HOJ - Sections RECORDS		
Herrera, Alice		1	08/08/2011	HOJ HOJ - Sections RECORDS media bin		
Herrera, Alice		1	08/09/2011	HOJ		

CCMS-V3 entries reflect that the case file was located to the Media Bin on 08/08/11 - the same day that the processing clerk filed the case and completed data entry in CCMS-V3.

EXHIBIT C



- Case Accounting
- Calendar
- Courtroom
- Disposition
- Judicial Officers
- Person/Entity
- Reports
- Forms
- Admin
- Work Queue
- ThingSlce
- Case Search
- Appeals
- Associate Cases
- Batch Case History Entries
- Disassociate Cases
- Initiate Case
- Initiate Legacy Case
- Initiate Pseudo Case
- Maintain Reserved Case Numbers
- NSF List
- Records Management
- Search Pseudo Case
- Transfer Cases
- Will/Estate Plans

Case Header

Case Number: 56-2011-00401826-CU-PA-VTA
 Case Title: Power Gomez vs. LaCouture
 Case Category: Civil - Unlimited
 Case Type: PI/PPD/VD - Auto
 Case Age: 77 Days
 Next Event Type:

Filing Date: 08/08/2011
 Case Status: Pending
 Location: Ventura
 Judicial Officer:
 Department: 42
 Next Event Date:

Case
 Records Management-Location History

Custodian Name	ID Type/ Number	Volume	Location Date	Location	Courtier	Comments
Martinez, Dacia		1	08/18/2011	HOJ HOJ - Sections RECORDS		
Ochoa, Maria		1	08/09/2011	HOJ HOJ - Sections RECORDS mediabln		
Ochoa, Maria		1	08/09/2011	HOJ HOJ - Sections RECORDS		
Ochoa, Maria		1	08/08/2011	HOJ		

[Cancel](#)



EXHIBIT D

08/10/12 AM

08/08/2011
08:16:12 AM

[Automatic Schedule CMC to File Case Management Statement](#)
 [Clock started.](#)

08/08/2011
08:16:12 AM

[Civil Case Cover Sheet filed by Power Gomez, Christopher; Power Gomez, Michelle on 08/08/2011.](#)
Refers to: LaCouture, Daniel; Durham School Services LP

[Filing Details](#)

08/08/2011
08:16:12 AM

[Declaration for Court Assignment filed by Power Gomez, Christopher; Power Gomez, Michelle on 08/08/2011.](#)
Refers to: LaCouture, Daniel; Durham School Services LP

[Filing Details](#)

08/08/2011
08:16:12 AM

[Complaint filed by Power Gomez, Christopher; Power Gomez, Michelle on 08/08/2011.](#) [H](#)
Refers to: LaCouture, Daniel; Durham School Services LP

[Filing Details](#)

Created by: modhoaz Create Dt and Time: 08/09/2011 08:16:13