

**ENDORSED**

**AUG 22 2016**

CLERK OF THE NAPA SUPERIOR COURT  
BY T. DELUNA  
DEPUTY

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10 Mihoko Kanematsu

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

12 **COUNTY OF NAPA**

13 Unlimited Civil Case

14 MIHOKO KANEMATSU,  
15 Plaintiff

16 v.

17 TIMOTHY WILKENS, an individual;  
18 NAPA VILLA PARTNERS, LLC, a  
19 California Limited Liability  
20 Company; GREAT WESTERN HOLDINGS  
21 LIMITED, a Chinese Corporation;  
22 GREAT WESTERN HOLDINGS, INC., A  
23 Nevada Corporation; GREAT  
24 WESTERN HOLDINGS, INC., A Nevada  
25 Corporation; GLOBAL 8  
26 PROPERTIES, INC., a California  
27 Corporation; FIDELITY NATIONAL  
28 TITLE COMPANY, a California  
29 Corporation, and Does 1 through  
30 160,

31 Defendant(s).

) No. 26-65976

) [PROPOSED] ORDER

) Department: I

) Date: August 16, 2016

) Time: 8:30AM

32 This matter having come on for hearing on July 26, 2016,  
with a further hearing on August 16, 2016, and the Court

1 having reviewed the moving and opposition papers, and having  
2 heard oral argument, if any, and finding good cause:  
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4 1. IT IS ORDERED that Plaintiff Mihoko Kanematsu's Motion  
5 to Strike the Answer of Defendant Great Western Holdings  
6 Limited is GRANTED.  
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9 2. IT IS FURTHER ORDERED that Plaintiff Mihoko Kanematsu's  
10 Motion to Strike the Answer of Defendant Global 8  
11 Properties, Inc. is GRANTED.  
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14 3. IT IS FURTHER ORDERED that Plaintiff's request for  
15 monetary sanctions against Michael Brook is GRANTED in  
16 the amount of \$3,887.50, payable to plaintiff's counsel  
17 within 20 calendar days of service of notice of entry of  
18 order. (Code Civ. Proc., § 128.5, subd. (a).) It is  
19 improper for an attorney to represent a corporation that  
20 the attorney knows is suspended. Instead of withdrawing  
21 as counsel, Brook proceeded with defending the suspended  
22 corporation, in bad faith, for the purpose of delaying  
23 these proceedings and to employ tactics intended to  
24 harass plaintiff in violation of Code of Civil Procedure  
25 section 128.5. (Id., § 128.5, subds. (a)-(c).)  
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31 4. Plaintiff's counsel shall comply with the reporting  
32 requirement detailed in Code of Civil Procedure section

1 128.5, subdivision (h), within 20 calendar days of  
2 service of notice of entry of order. Plaintiff's counsel  
3 shall subsequently notify the Court that he has complied  
4 with the statute by filing a one-page Notice of  
5 Transmittal.  
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9 DATED:

8/19/14

DIANE M. PRICE

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10 Judge  
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