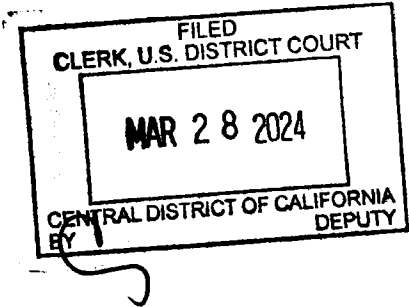


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Shaheryar Khan
2219 Olive street
Burbank Ca 91506
Plaintiff In proper



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SHAHERYAR KHAN

CASE NUMBER 2:22-CV-02333 MEMF

PLAINTIFF,

PLAINTIFFS DECLARATION IN SUPPORT OF

PLAINTIFFS Notice of Motion and motion to

to set aside the courts order denial of order
3/18/24 denying plainitffs extension to file the
first amended complaint

ADAM KRAEMER ET AL

DEFENDANTS,

JUDGE: Maame Ewusi Mensah Frimpong

DATE: August 29th 2024

Time 10 AM

CRTRM: 8 A 8TH FLOOR

ACTION FILED: APRIL 7 TH 2022

Declaration of Plaintiff Shaheryar Khan in support of motion to set aside the courts order denial of order 3/18/24 denying plainitffs extension to file the first amended complaint .

I Shaheryar khan declares as follows. I am the plaintiff in the above entitled case. I have personal knowledge of the following facts and if called as a witness I could testify competently there to based on referral to notes taken at the time to verify the account of events .

I discussed and attempted to resolve the issues raised in this motion with opposing council google in this case

Meet and confer with Google and attorney Torryn rogers

On 3/ 27/24. I was advised via email to meet and conferred with googles council torryn roger at 3 pm .googles other attorny i was advised alishia burgin was not available . The call took place on phone number 415 344 7122 who told me that she hasnt met with her client google and that she could not answer to whether they would oppose the motion or reply. Plaintiff will also advise the court that plaintiff will discuss additonals matters with opposing council on friday 3/29 24 after i file the motion and also on 3.28 by email prior to filing this motion in relation to sanctions plaintiff may be entitled to and rights plaintiff will require a file a motion to compel due to responses from the defendants plaintiff needs to cure losses in relation to federal rule 37 e . Plaintiff will discuss remedies and if the defendnats have insurance that the defendnat may need to provide under federl rule 26 and federal rule 34 or plaintiff will be prjudiced due to these losses without these remedies . Plaintiff is attempting to try to recover information and data of plaintiff and also confirm google can respond or remedy these issues and losses. plaintiff seeks to demand a response opposition from google. Plaintiff is seeking an order to grant the motion for plaintiff to file the first amedned complaint.

Plaintiff discussed dates for setting the motiion on regular notice for the local rules of honorable judge Frimpong and the response times require for opposition. I did not see any open court dates on the Honorbale judges web page though 7/25/24 . Plaintiff declared that he would se the hearing on 8/29/24 as there were no dates after 7/25/24 (exhibit) Plaintiff will need this time to hire and gather expert witnesses and work with authoritites and get new council .

opposing council for google said based on our conversatrion and faxed information for the discussions that google may not oppose or respond this motion but she will need to discuss

this with them to properly let me know . I have not received any

We discussed the issues in the order plaintiff felt were not addressed and that plaintiff complaints and will be prejudiced by this order due to plaintiff alleging plaintiff being prejudice due to act by the defendants and tampering with council and the hacking. Plaintiff was unaware of the tampering with council until recently and plaintiff had to dispose of the work and relationship on 3/5/24 with this attorney because of misrepresentations and ethical issues made by the attorney which were misleading and false which alarmed and delayed plaintiff . plaintiff will attempt to supply the court at the hearing or a date before hand a declaration from expert witness and testimony to support the elements that support this claim.

Plaintiff explained to council that plaintiff was still under incapacity of medical physician though 3/15/24 (exhibit) and the court was not aware of this and that the plaintiff was fighting life threatening condition from approximately illness from 12/30/23 which then became much worse on 1/29/24 and became a serious medical condition though today. Plaintiff may bring an expert witness or physician record to verify this account at the hearing or before the hearing

Plaintiff explained that plaintiff is suffering from and will be prepare expert testimony to be presented and diagnose plaintiff from suffering severe infliction of stress and that expert testimony and declaration to demonstrate this injury will be provided to the court prior to the court date and is directly affecting plaintiff. Plaintiff suffered greatly from severe infliction emotional distress and has the post traumatic stress disorder from the hacking acts which hampers plaintiffs and also impedes plaintiff from operating normally from using computers phones the internet and ruined plaintiffs quality of life and impedes plaintiff constitutional rights. and may be used to support excusable neglect due to incapacity suffered due to injury from the defendants act impeding plaintiff from being able to comply with the courts order granting the motion to hire council and file the first amended complaint.

These hacking claims also affect the constitutional issues which raise issues with the paper reduction act is a vehicle to irradiate history and evidence if it is rendered to be allowed without remedy . History can be rewritten or erased without remedy should plaintiff not be able to plead these facts . This matter is unprecedented as it will raise these issues as to infringement on trade secrets registered and unregistered copyrights and patents and evince laws required for court proceeding and success. under federal rule 37 e these warrants to be addresses and resolved . plaintiff contends that he will irreparable harmed here and has been prejudiced by the defendant recent acts and also tampering with attorneys and communications

Plaintiff spoke to torryn rogers and also explained that plaintiff would be prejudiced as to the complaint on file due to the requirements needed by the plaintiff seek remedy for damages and also a temporary restraining order or injunction Plaintiff will need this to seek damages for product liability claims for this recent attack which outlined anti trust issues and tampering as

well as data theft and spoliation violations under federal rule 37e

Plaintiff asked council for google if she would be the contact with authorities and if they would her client would participate in the investigation with authorities for the spoliation of the evidence and hacking plaintiff has been prejudiced by these attacks. Council for google did not respond to this and said that they may not respond to this issue.

Plaintiff would need to seek a remedy under granting a first amended complaint to be filed by the court preparing pleading and including this claim and lost materials into the First amended complaint and would be prejudiced if not able to seek remedies if the extension is not granted.

Plaintiff explained that plaintiff will be meritorious in the pleading and would supply a first amended complaint before the court date as a proposed complaint due to unprecedented facts due to personal knowledge and witness accounts with surveillance prepared for government investigations. Google's council did not respond to this issue and did not say whether they would oppose this motion

Plaintiff declared that plaintiff would require a response to compel answer plaintiff requires to this motion. Again this is another reason plaintiff will require to seek an approval to file the first amended complaint so that defendants would be compelled to answer these allegations so that plaintiff is not prejudiced from seeking recovery or judgment in his favor

Plaintiff discussed remedy under federal rule 37 e and again plaintiff is injured and prejudiced from the loss of information due to unavailability of these precious facts due to the negligence of google and tactic preventing plaintiff and prejudicing plaintiff from providing the facts for pleading or testimony and declaration to support pleading as exhibits. Plaintiff would need to compel. The ninth circuit contends that a cause of action of negligence is cause of action and the loss of electronically stored information and losses under federal rule 37 e which plaintiff contends that that defendants schemed and conducted violations to prejudice plaintiff by loss of data that will support plaintiff claims in a first amended complaint

Plaintiff explained that plaintiff would be prejudiced if unable to file first amended complaint as this would not allow plaintiff to adhere to his current responsibilities with the attorney general's office of California and business contract and also create liability to plaintiff under his contracts and responsibilities if this motion is not granted. Plaintiff contends that the plaintiff will require communication to the Attorney general next month in relation to these contracts and plaintiff contend that plaintiff will be irreparably harmed and will be prejudiced if plaintiff is not allowed to seek these specific remedies through pleading and claims through the vehicle of a first amended complaint

Plaintiff respectfully submits these declarations and motions and will meet with new council

and or file the first amended complaint prior to the motion date and hearing . Plaintiff is in hope that if plaintiff works directly with the attorney general's office that this may circumvent the tampering in my case and with council and the horrid acts in this world like the defendants have done to cover up their crimes and injure plaintiff and under Plaintiff seeks this motion to be granted under mission powers pleads irreparable harm plaintiff will suffer and prejudice should this motion not be granted.

Meet and Confer with defendant everly well council Krysta Pachman.

which took place on 3/28/24 with everly wells council at 9 am and met and conferred with Krysta Pachman who advised me they would oppose the matter prior to the conference via email. the call took place as scheduled and i called her at phone number 310 789 3118.

we discussed the issues of prejudice to the plaintiff by the order should this motion not be granted and the fax i sent opposing council as point. She indicated that they oppose the motion via email but did not indicate if they would file opposition.

Plaintiff discussed dates for setting the motion on regular notice for the local rules of honorable judge Frimpong and the response times require for opposition. I did not see any open court dates on the Honorable judges web page though 7/25/24 . Plaintiff declared that he would see the hearing on 8/29/24 as there were no dates after 7/25/24 (exhibit) Plaintiff will need this time to hire and gather expert witnesses and work with authorities and get new council .

i went through the discussions and explained the prejudice that the plaintiff suffered from the loss of information and the tampering with council combined hampered plaintiff from meeting the deadline set by the court

I also discussed the serious medical condition which plaintiff is recovering from and the physician record that i was actually cleared medically to not work until review again on 3.15.24 (exhibit) which the plaintiff did not have at that time but was issued on or about 10/15/23

I explained that their client everly well and the are using a scheme to gather information that does not belong to them and they have created a company based on these works that are based on the plaintiff's ideas.

I discussed that they have been masking their efforts through multiple schemes and platforms like shark tank and the use of cell groups and through fraudulent concealment masking and

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