



Jul 19 2011  
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Complainants Jeffrey Gundlach, Barbara  
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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES, CENTRAL CIVIL WEST

TRUST COMPANY OF THE WEST, a  
California corporation,

Plaintiff,

vs.

JEFFREY GUNDLACH, an individual;  
BARBARA VANEVERY, an individual;  
CRIS SANTA ANA, an individual; JEFFREY  
MAYBERRY, an individual; DOUBLELINE  
CAPITAL LP, a Delaware limited partnership;  
and DOE DEFENDANTS 1 THROUGH 50,

Defendants.

and Related Cross-Action

CASE NO. BC 429385

(Related to Case No. BC 450413)

**FIRST AMENDED JOINT TRIAL  
WITNESS LIST**

Date: May 3, 2011  
Dept.: 322  
Assigned to Hon. Carl J. West  
Department 322

Complaint Filed: January 7, 2010  
Trial Date: July 25, 2011

1 **FIRST AMENDED JOINT TRIAL WITNESS LIST**

2 Pursuant to Los Angeles County Superior Court Rule 7.9(h), Plaintiff and Cross-Defendant  
3 Trust Company of the West (“TCW” or “Plaintiff”) and Defendants and Cross-Complainants  
4 Jeffrey Gundlach, Barbara VanEvery, Cris Santa Ana, Jeffrey Mayberry, and Defendant  
5 DoubleLine Capital LP (collectively, “Defendants”) hereby submit the following first amended  
6 joint list of witnesses.

7 Each party has indicated by asterisk the forty-five witnesses that they believe in good faith  
8 they are likely to call to testify at trial, other than for impeachment or rebuttal. Submission of this  
9 joint list is not an agreement that the other party is entitled to call any witness that appears on that  
10 party’s portion of the list. In addition, the parties reserve the right to call witnesses from the other  
11 party’s list (Defendants contend that this reservation should be limited to asterisked witnesses, but  
12 TCW contends that it encompasses all witnesses). Moreover, because the admissibility of a  
13 witness and his or her testimony is dependent on the context in which the witness is called, the  
14 inclusion of a witness on the list of below should not be construed as a waiver of TCW’s or  
15 Defendants’ right to object to a witness listed below and to his or her testimony.

16 **I. PLAINTIFF’S WITNESS LIST**

- 17 (1) Alberts, Bruce  
18 (2) **Arentsen, Eric\***  
19 (3) Attanasio, Mark  
20 (4) **Baha, Bonnie\***  
21 (5) Baldiswieler, Charles  
22 (6) **Barach, Philip\***  
23 (7) **Beyer, Robert\***  
24 (8) Blum, Craig  
25 (9) Bo, Erlend  
26 (10) Bradford, Linwood  
27 (11) **Brainard, Matthew\***  
28 (12) Brossy, Roger

- 1                   **(13) Burschinger, Joe\***
- 2                   **(14) Cahill, Michael\***
- 3                   **(15) Campos, Roel\***
- 4                   **(16) Carlson, Marc\***
- 5                   (17) Chapus, Jean-Marc
- 6                   (18) Cochran, Ann
- 7                   **(19) Cody, Rachel\***
- 8                   **(20) Conn, Melissa\***
- 9                   (21) Conn, Michael
- 10                  **(22) Cornell, Bradford\***
- 11                  (23) Custodian(s) of Records – DoubleLine Capital, LP
- 12                  (24) Custodian(s) of Records – Western Asset Mgt. Co.
- 13                  **(25) Damiani, Joel\***
- 14                  **(26) DeVito, David\***
- 15                  (27) Dolan, Lou Ann
- 16                  (28) Erb, Claude
- 17                  (29) Evenson, Donald
- 18                  (30) Finkel, Jeannie
- 19                  (31) Fiorillo, Vincent
- 20                  (32) Fleckenstein, Loren
- 21                  (33) Freeman, Erin
- 22                  (34) Galligan, Joseph
- 23                  (35) Gibello, Mark
- 24                  **(36) Gundlach, Jeffrey\***
- 25                  **(37) Heger, Duke\***
- 26                  **(38) Henson, Michael\***
- 27                  **(39) Hicks, Christian\***
- 28                  **(40) Hirschmann, James\***

- 1           **(41) Jaffee, Diane\***
- 2           **(42) Kale, Dan\***
- 3           (43) Keller, Jack
- 4           (44) Landmann, Laird
- 5           (45) Lau, Samuel
- 6           **(46) Leader, Susan\***
- 7           (47) Lippman, David
- 8           **(48) Lucido, Louis\***
- 9           **(49) Mayberry, Jeffrey\***
- 10          (50) McEwan, Wayne
- 11          **(51) Moore, Casey\***
- 12          (52) Nazer, Husam
- 13          (53) Nied, Bob
- 14          (54) Ornellas, Stan
- 15          **(55) Owens, Todd\***
- 16          (56) Plater, Sean
- 17          (57) Pompa, Lydia
- 18          **(58) Purushothaman, Jiraindira\***
- 19          **(59) Putnam, Donald\***
- 20          **(60) Reilly, Michael\***
- 21          (61) Ripoll, Jacques
- 22          (62) Rivelle, Tad
- 23          **(63) Robertson, William\***
- 24          **(64) Rothman, Pascale\***
- 25          (65) Rubin, Samuel
- 26          **(66) Sanchez, Terry\***
- 27          **(67) Santa Ana, Cris\***
- 28          **(68) Shedlin, Gary\***

- 1                   **(69) Smith, Andrew\***
- 2                   (70) Snider, John
- 3                   **(71) Sonneborn, William\***
- 4                   (72) Stallings, Brendt
- 5                   **(73) Stern, Marc\***
- 6                   (74) Sullivan, Pete
- 7                   **(75) Talamantes, Dolores\***
- 8                   **(76) Van Every, Barbara\***
- 9                   (77) Villa, Richard\*
- 10                  **(78) Walls, Garrett\***
- 11                  **(79) Ward, Gregory\***
- 12                  (80) Warren, Robert
- 13                  **(81) Whalen, Bryan\***
- 14                  **(82) Wilson, Michael\***
- 15                  (83) Wright, Dawn
- 16                  **(84) Zhang, Fan\***

18 **II.    DEFENDANTS' WITNESS LIST**

19           Defendants hereby submit the following amended witness list.<sup>1</sup>

- 20                  (1) Acosta, Leticia
- 21                  (2) Alford, Brad \*
- 22                  (3) Ali, Katherine
- 23                  (4) Aquilina, James
- 24                  (5) Attanasio, Mark \*

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26           <sup>1</sup> Defendants' list has removed from the original list witnesses only relevant to material  
27 excluded by the Court's tentative ruling on Defendants' MIL#1. Defendants also do not list  
28 "Custodians of Records" and translators (Transperfect) on the assumption that the parties will  
enter stipulations that obviate the need for appearances of such witnesses.

- 1 (6) Austin, Ken
- 2 (7) Baha, Bonnie
- 3 (8) Barach, Phil \*
- 4 (9) Beyer, Robert \*
- 5 (10) Bradford, Woody \*
- 6 (11) Burschinger, Joe
- 7 (12) Byers, Brenda
- 8 (13) Cabannes, Severin \*
- 9 (14) Cahill, Michael
- 10 (15) Chapus, Jean-Marc \*
- 11 (16) Chase, Henry
- 12 (17) Chen, Morris
- 13 (18) Christensen, Mark
- 14 (19) Cody, Rachel
- 15 (20) Conn, Melissa \*
- 16 (21) Conn, Michael \*
- 17 (22) Contino, John \*
- 18 (23) Cornacchia, Tom
- 19 (24) Cunningham, Chris \*
- 20 (25) Damiani, Joel
- 21 (26) Davidson, Emily
- 22 (27) Day, Robert \*
- 23 (28) Deitch, Paul \*
- 24 (29) DeVito, David
- 25 (30) Emanuel, Eric
- 26 (31) Erb, Claude
- 27 (32) Erickson, Monica
- 28 (33) Finkel, Jeannie

- 1 (34) Fiorillo, Vince \*
- 2 (35) Fleckenstein, Loren
- 3 (36) Frank, John \*
- 4 (37) Frank, Robert
- 5 (38) Freeman, Erin
- 6 (39) Galligan, Joe \*
- 7 (40) Garza, Sam
- 8 (41) Gibello, Mark
- 9 (42) Groppi, Brian \*
- 10 (43) Gundlach, Jeffrey \*
- 11 (44) Haden, Pat
- 12 (45) Heller, Steve \*
- 13 (46) Ho, Valerie
- 14 (47) Hsu, Andrew \*
- 15 (48) Jain, Atul \*
- 16 (49) Kale, Daniel
- 17 (50) Karsh, Bruce
- 18 (51) Kennedy, Dave
- 19 (52) Kirste, Paul
- 20 (53) Klausner, Michael \*
- 21 (54) Koo, Sue Fei
- 22 (55) Lalchand, Anil
- 23 (56) Lau, Sam
- 24 (57) Lee, Michael
- 25 (58) Liberman, Vitaliy
- 26 (59) Lippman, David
- 27 (60) Lucido, Louis
- 28 (61) Madison, Steve

- 1 (62) Mandelbaum, Mickey
- 2 (63) Marks, Howard
- 3 (64) Mayberry, Jeff \*
- 4 (65) Mayberry, Lanny
- 5 (66) Mayberry, Vivian
- 6 (67) McLean, Lisa
- 7 (68) Modic, Tania \*
- 8 (69) Moore, Casey \*
- 9 (70) Murphy, Kevin \*
- 10 (71) Nichols, Susan
- 11 (72) Owens, Todd \*
- 12 (73) Padilla, Luz \*
- 13 (74) Patti, Greg
- 14 (75) Pfeiffer, Allyson
- 15 (76) Putnam, Donald
- 16 (77) Ravich, Jess \*
- 17 (78) Redell, Ron
- 18 (79) Redwine, Joe
- 19 (80) Ripoll, Jacques \*
- 20 (81) Rivelle, Tad
- 21 (82) Rosencranz, Robert
- 22 (83) Rubin, Sam \*
- 23 (84) Samson, Steve \*
- 24 (85) Santa Ana, Cris \*
- 25 (86) Schmidt, Simon
- 26 (87) Shedlin, Gary \*
- 27 (88) Sherman, Don \*
- 28 (89) Sherman, Jeff



- 1 (90) Shinoda, Ken \*
- 2 (91) Sipkins, Charles
- 3 (92) Snider, John
- 4 (93) Stern, Marc
- 5 (94) Sullivan, Peter \*
- 6 (95) Surprenant, Dominic
- 7 (96) Talamantes, Dolores \*
- 8 (97) Thomas, Blair
- 9 (98) Thompson, Jim \*
- 10 (99) Tjiptokesuma, Audrey
- 11 (100) Toole, Alan \*
- 12 (101) Tsang, Karen
- 13 (102) Utley, Michael
- 14 (103) Uythoven, Gregory
- 15 (104) VanEvery, Barbara \*
- 16 (105) Villa, Richard
- 17 (106) Wallace, Michael \*
- 18 (107) Ward, Greg \*
- 19 (108) Weiman, Ed
- 20 (109) Weitzman, Peter \*
- 21 (110) Whalen, Bryan
- 22 (111) White, Andrew
- 23 (112) Whiteley, Gregory
- 24 (113) Wong, Fifi
- 25 (114) Woolson, Raymond
- 26 (115) Zhang, Fan \*

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1 DATED: July 19, 2011

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12 DATED: July 19, 2011

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14 Steven G. Madison

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1 **PROOF OF SERVICE**

2 I am employed in the County of Los Angeles, State of California. I am over the age of  
3 eighteen years and not a party to the within action; my business address is 865 South Figueroa  
4 Street, 10th Floor, Los Angeles, California 90017-2543.

5 On July 19, 2011, I served true copies of the following document(s) described as: **FIRST**  
6 **AMENDED JOINT TRIAL WITNESS LIST** on the interested parties in this action as follows:

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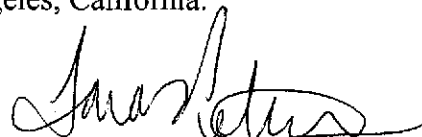
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15 **BY ELECTRONIC MAIL TRANSMISSION:** Pursuant to the Court's Order Authorizing  
16 Electronic Service (Apr. 26, 2010), which requires the parties to accept service by electronic  
17 transmission via LexisNexis® File & Serve, I caused the document(s) to be sent to the persons at  
18 the e-mail addresses listed below. I did not receive, within a reasonable time after the  
19 transmission any electronic message or other indication that the transmission was unsuccessful.

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

22 Executed on July 19, 2011, at Los Angeles, California.

23 

24 Tara Petitte