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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
9 **COUNTY OF MENDOCINO**

10 MARK GOLOB,

11 Plaintiffs,

12 v.

13 SEAN KELLY,

14 Defendants.

) **CASE NO. SUUK CV PO-1463543**

) **NOTICE OF MOTION OF**  
) **DEFENDANT SEAN KELLY AND**  
) **SPECIAL MOTION OF SEAN KELLY**  
) **TO STRIKE PLAINTIFF MARK**  
) **GOLOB'S CAUSES OF ACTION FOR**  
) **INTENTIONAL TORT OF**  
) **DEFAMATION AND FOR GENERAL**  
) **NEGLIGENCE (CCP 425.16)**

) **Date: April 11, 2014**

) **Time: 9:30 a.m.**

) **Dept.: E (Hon. Richard Henderson)**

) **Complaint Filed: Feb. 5, 2014**

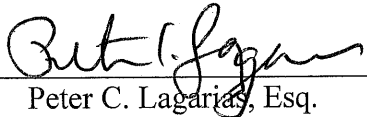
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18 PLEASE TAKE NOTICE THAT, on April 11, 2104, at 9:00 a.m., or as soon thereafter as  
19 this matter may be heard in Department E of this Court, located at 100 North State Street, Ukiah,  
20 CA 95482, Defendant Sean Kelly will and hereby does specially move to strike the first and  
21 second causes of action and the entire complaint of Plaintiff Mark Golob based upon section  
22 425.16 of the Code of Civil Procedure – the anti-SLAPP statute. The special motion to strike is  
23 made on the ground the first and second causes of action arise from Defendant Sean Kelly's acts  
24 and conduct in furtherance of his constitutional rights of free speech, and that Plaintiff Golob is  
25 unable to establish a probability of prevailing on such causes of action, including as no  
26 defamatory statements were alleged as opinions, no false statements can be established, the  
27 speech is constitutionally protected, and the applicable statute of limitations have expired.

28 Defendant Sean Kelly's special motion to strike is based on this notice of motion; the

1 memorandum of points and authorities filed in support of this motion; the declaration of Sean  
2 Kelly filed in support of this motion and exhibits thereto; the request for judicial notice, filed in  
3 support of this motion; any reply papers that Defendant shall file; the Court's entire file in this  
4 matter, and such arguments and evidence as the Court properly may permit at the hearing on this  
5 motion.

6 DATED: March 13, 2014

LAGARIAS LAW OFFICES

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8 By:   
9 Peter C. Lagarias, Esq.  
10 Attorneys for Defendant Sean Kelly

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