INCITE LAW GROUP 1 Mark A. Vega (SBN. 162621) mark@incitelawgroup.com 2 Mona Mahdara Alcalá (SBN. 270384) mona@incitelawgroup.com 3 JUL 02 2013 6427 West Sunset Boulevard 4 Los Angeles, California 90028 P (323) 306-3870; F (323) 306-3874 5 Attorneys for Plaintiff 6 IRONRIDGE GLOBAL IV, LTD. 7 8 SUPERIOR COURT OF THE STATE OF CALIFORNIA 9 FOR THE COUNTY OF LOS ANGELES 10 CENTRAL DISTRICT 11 BC513859 12 IRONRIDGE GLOBAL IV, LTD., Case No. 13 Plaintiff, PLAINTIFF'S COMPLAINT FOR 14 **BREACH OF CONTRACT** v. (COLLECTION ACTION) 15 L & L ENERGY, INC., 16 Defendant. 17 18 Plaintiff for its complaint against Defendant alleges as follows: 19 Defendant is a publicly traded corporation that does business nationwide, 20 including in Los Angeles, California. 21 Defendant owes Plaintiff an amount in excess of the jurisdictional minimum 2. 22 court, plus interest and allowable attorney fees, arising out of accounts 程序设备是具 Plaintiff from Defendant's creditors. 23 24 FIRST CAUSE OF ACTION 25 (Breach of Contract – Collection Action) 26 Plaintiff incorporates by reference paragraphs 1 through 2, inclusive, of this 27 3. Complaint as if the same were fully set forth herein. 28

COMPLAINT

COMPLAINT

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u		-0		v

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar	FOR COURT USE ONLY					
Mark A. Vega (SBN 162621)						
Incite Law Group 6427 W. Sunset Blvd.	ETT ETT					
Hollywood, CA 90028	FILED					
TELEPHONE NO.: 323,306.3870	Superior Court of California County of Los Angeles					
ATTORNEY FOR (Name): IRONRIDGE GLOB	COUNTY OF LOS ANGELES					
ATTORNET FOR (Name). INCOLVED DE CEODITE IV, ELD						
	JUL 02 2013					
STREET ADDRESS: 111 N. Hill Street MAILING ADDRESS: 111 N. Hill Street						
	201	John A. Clarke, executive Unicer/Clerk				
CITY AND ZIP CODE: Los Angeles, CA 900	JU1	DI DUSTURA PLANTON DOMESTO				
BRANCH NAME: Stanley Mosk Courth	louse	Cristina Grijalva				
CASE NAME:	_	·				
Ironridge Global IV, Ltd v. L & L E	inergy, Inc.	P C ~				
CIVIL CASE COVER SHEET	Complex Case Designation	CASE GOMERS 1 3 8 5 9				
✓ Unlimited Limited		10059				
(Amount (Amount	Counter Joinder					
demanded demanded is	Filed with first appearance by defen	idant JUDGE:				
exceeds \$25,000) \$25,000 or less)						
	low must be completed (see instructions	<u> </u>				
		on page 2).				
1. Check one box below for the case type that						
Auto Tort	Contract	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400–3.403)				
Auto (22)	Breach of contract/warranty (06)	(Cal. Rules of Court, rules 3.400–3.403)				
Uninsured motorist (46)	Rule 3.740 collections (09)	Antitrust/Trade regulation (03)				
Other PI/PD/WD (Personal Injury/Property	✓ Other collections (09)	Construction defect (10)				
Damage/Wrongful Death) Tort	Insurance coverage (18)	Mass tort (40)				
Asbestos (04)		Securities litigation (28)				
Product liability (24)	Other contract (37)					
1 🗂	Real Property	Environmental/Toxic tort (30)				
Medical malpractice (45)	Eminent domain/Inverse	Insurance coverage claims arising from the				
Other PI/PD/WD (23)	condemnation (14)	above listed provisionally complex case types (41)				
Non-PI/PD/WD (Other) Tort	Wrongful eviction (33)	• • • • • • • • • • • • • • • • • • • •				
Business tort/unfair business practice (07	Other real property (26)	Enforcement of Judgment				
Civil rights (08)	Unlawful Detainer	Enforcement of judgment (20)				
Defamation (13)	Commercial (31)	Miscellaneous Civil Complaint				
Fraud (16)	Residential (32)	RICO (27)				
	Drugs (38)	` ´				
Intellectual property (19)	• , ,	Other complaint (not specified above) (42)				
Professional negligence (25)	Judicial Review	Miscellaneous Civil Petition				
Other non-PI/PD/WD tort (35)	Asset forfeiture (05)	Partnership and corporate governance (21)				
Employment	Petition re: arbitration award (11)	Other petition (not specified above) (43)				
Wrongful termination (36)	Writ of mandate (02)	Sunsi pounsi (noi spesimer assers) (13)				
Other employment (15)	Other judicial review (39)					
		ulan of Court If the case is complex mark the				
 This case is is not comfactors requiring exceptional judicial mana 		ules of Court. If the case is complex, mark the				
		·				
a. Large number of separately repre		er of witnesses				
b Extensive motion practice raising		with related actions pending in one or more courts				
issues that will be time-consumin	g to resolve in other coun	ities, states, or countries, or in a federal court				
c. Substantial amount of documentary evidence f. Substantial postjudgment judicial supervision						
o oubstantial amount of documentary evidence i oubstantial postjudgment judicial supervision						
3. Remedies sought (check all that apply): a	. ✓ monetary b nonmonetary;	declaratory or injunctive relief				
4. Number of causes of action (specify):						
T5. This case is is is not a class action suit.						
Land Control of the C		may you form CM O4E)				
6. If there are any known related cases, file	and serve a notice of related case. (You	may use form CW-015.)				
Date: July 2, 2013		1/4/12/				
Mark A. Vega						
(TYPE OR PRINT NAME)		SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)				
,	NOTICE					
• Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed						
under the Probate Code, Family Code, or	Welfare and Institutions Code). (Cal. Ru	les of Court, rule 3.220.) Failure to file may result				
in sanctions.						
 File this cover sheet in addition to any cover sheet required by local court rule. If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all 						
I a If this case is complex under rule 3 400 of	er sheet required by local court rule.					
	er sheet required by local court rule. seq. of the California Rules of Court, yo	u must serve a copy of this cover sheet on all				
other parties to the action or proceeding.	seq. of the California Rules of Court, yo	u must serve a copy of this cover sheet on all eet will be used for statistical purposes only.				

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you must complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check one box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the primary cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

Auto Tort Auto (22)—Personal Injury/Property Damage/Wrongful Death Uninsured Motorist (46) (if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto) Other BURDAMD (Personal Injury/

Other PI/PD/WD (Personal Injury/ Property Damage/Wrongful Death) Tort

Asbestos (04) Asbestos Property Damage Asbestos Personal Injury/ Wrongful Death Product Liability (not asbestos or toxic/environmental) (24) Medical Malpractice (45) Medical Malpractice-Physicians & Surgeons Other Professional Health Care Malpractice Other PI/PD/WD (23) Premises Liability (e.g., slip and fall) Intentional Bodily Injury/PD/WD (e.g., assault, vandalism) Intentional Infliction of **Emotional Distress** Negligent Infliction of **Emotional Distress**

Non-PI/PD/WD (Other) Tort

Other PI/PD/WD

Business Tort/Unfair Business

Practice (07)
Civil Rights (e.g., discrimination, false arrest) (not civil harassment) (08)
Defamation (e.g., slander, libel)
(13)
Fraud (16)
Intellectual Property (19)
Professional Negligence (25)
Legal Malpractice
Other Professional Malpractice
(not medical or legal)
Other Non-PI/PD/WD Tort (35)
Employment

Wrongful Termination (36)

Other Employment (15)

CASE TYPES AND EXAMPLES

Contract Breach of Contract/Warranty (06) Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) Contract/Warranty Breach-Seller Plaintiff (not fraud or negligence) Negligent Breach of Contract/ Warranty Other Breach of Contract/Warranty Collections (e.g., money owed, open book accounts) (09) Collection Case-Seller Plaintiff Other Promissory Note/Collections Case Insurance Coverage (not provisionally complex) (18) Auto Subrogation Other Coverage

Real Property Eminent Domain/Inverse Condemnation (14) Wrongful Eviction (33)

Contractual Fraud

Other Contract Dispute

Other Contract (37)

Other Real Property (e.g., quiet title) (26)
Writ of Possession of Real Property
Mortgage Foreclosure
Quiet Title

Other Real Property (not eminent domain, landlord/tenant, or foreclosure)

Unlawful Detainer

Commercial (31) Residential (32)

Drugs (38) (if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential)

Judicial Review

Asset Forfeiture (05)
Petition Re: Arbitration Award (11)
Writ of Mandate (02)
Writ–Administrative Mandamus
Writ–Mandamus on Limited Court
Case Matter

Writ-Other Limited Court Case Review

Other Judicial Review (39) Review of Health Officer Order Notice of Appeal–Labor Commissioner Appeals

Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)

Antitrust/Trade Regulation (03)
Construction Defect (10)
Claims Involving Mass Tort (40)
Securities Litigation (28)
Environmental/Toxic Tort (30)
Insurance Coverage Claims
(arising from provisionally complex case type listed above) (41)

Enforcement of Judgment Enforcement of Judgment (20)

Abstract of Judgment (Out of County)
Confession of Judgment (nondomestic relations)
Sister State Judgment
Administrative Agency Award (not unpaid taxes)
Petition/Certification of Entry of Judgment on Unpaid Taxes
Other Enforcement of Judgment Case

Miscellaneous Civil Complaint RICO (27)

Other Complaint (not specified above) (42)
Declaratory Relief Only Injunctive Relief Only (non-harassment)
Mechanics Lien
Other Commercial Complaint

Case (non-tort/non-complex)
Other Civil Complaint
(non-tort/non-complex)

Miscellaneous Civil Petition

Partnership and Corporate Governance (21) Other Petition (not specified above) (43) Civil Harassment Workplace Violence

Elder/Dependent Adult
Abuse
Election Contest
Petition for Name Change
Petition for Relief From Late
Claim
Other Civil Petition

CASE NUMBER

BC513859

CIVIL CASE COVER SHEET ADDENDUM AND STATEMENT OF LOCATION (CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.						
_ • •	es of hearing and fill in the estimated length o	- ·	☑ HOURS/ ☐ DAYS			
Item II. Indicate the c	orrect district and courthouse location (4 step	s – If you checked "Limited Case", s	kip to Item III, Pg. 4):			
•	completing the Civil Case Cover Sheet form, to the right in Column A , the C					
Step 2: Check one	Superior Court type of action in Column B t	pelow which best describes the natur	re of this case.			
•	C , circle the reason for the court location chacception to the court location, see Local Rule		ı you have			
A	plicable Reasons for Choosing Courthous	se Location (see Column C below)				
May be filed in centre Location where caus Location where bodil	e filed in the Stanley Mosk Courthouse, central district. al (other county, or no bodily injury/property damage). e of action arose. y injury, death or damage occurred. rmance required or defendant resides.	 Location of property or permanently Location where petitioner resides. Location wherein defendant/respond Location where one or more of the p Location of Labor Commissioner Off 	lent functions wholly. arties reside.			

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

	A. Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
요ㄷ	Auto (22)	☐ A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
Auto Tort	Uninsured Motorist (46)	☐ A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
£י דו	Asbestos (04)	☐ A6070 Asbestos Property Damage ☐ A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
Proper ath To	Product Liability (24)	☐ A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
al Injury/ ongful Dex	Medical Malpractice (45)	□ A7210 Medical Malpractice - Physicians & Surgeons □ A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
Other Personal Injury/ Property Damage/ Wrongful Death Tort	Other Personal Injury Property Damage Wrongful Death (23)	□ A7250 Premises Liability (e.g., slip and fall) □ A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.) □ A7270 Intentional Infliction of Emotional Distress □ A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4. 1., 4. 1., 3. 1., 4.

IRONRIDGE GLOBAL IV, LTD v. L & L ENERGY, INC.

CASE NUMBER

Non-Personal Injury/ Property Damage/ Wrongful Death Tort

Employment

Contract

Real Property

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A Civil Case Cover Sheet Category No.			B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Business Tort (07)		A6029	1., 3.	
Civil Rights (08)		A6005	Civil Rights/Discrimination	1., 2., 3.
Defamation (13)	0	A6010	Defamation (slander/libel)	1., 2., 3.
Fraud (16)		A6013	Fraud (no contract)	1., 2., 3.
		A6017	Legal Malpractice	1., 2., 3.
Professional Negligence (25)			Other Professional Malpractice (not medical or legal)	1., 2., 3.
Other (35)		A6025	Other Non-Personal Injury/Property Damage tort	2.,3.
Wrongful Termination (36)		A6037	Wrongful Termination	1., 2., 3.
		A6024	Other Employment Complaint Case	1., 2., 3.
Other Employment (15)			Labor Commissioner Appeals	10.
		A0103	Labor Commissioner Appeals	10.
		A6004	Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction)	2., 5.
Breach of Contract/ Warranty		A6008	Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence)	2., 5.
(06) (not insurance)	-		Negligent Breach of Contract/Warranty (no fraud)	1., 2., 5.
			Other Breach of Contract/Warranty (not fraud or negligence)	1., 2., 5.
	_			
Collections (09)			Collections Case-Seller Plaintiff	2., 5., 6.
		A6012	Other Promissory Note/Collections Case	2., 5.
Insurance Coverage (18)		A6015	Insurance Coverage (not complex)	1., 2., 5., 8.
		A6009	Contractual Fraud	1., 2., 3., 5.
Other Contract (37)		. A6031	Tortious Interference	1., 2., 3., 5.
		A6027	Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	_	A7300	Eminent Domain/Condemnation Number of parcels	2.
Wrongful Eviction (33)	0	A6023	Wrongful Eviction Case	2., 6.
	<u>_</u>	A6018	Mortgage Foreclosure	2., 6.
Other Real Property (26)			Quiet Title	2., 6.
			Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6.
Unlawful Detainer-Commercial (31)		A6021	Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Residential (32)	0	A6020	Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer- Post-Foreclosure (34)	_	A6020F	FUnlawful Detainer-Post-Foreclosure	2., 6.
1 000 1 010000000 (01)				

SHORT TITLE: IRONRIDGE GLOBAL IV, LTD v. L & L ENERGY, INC.

CASE NUMBER

	A Civil Case Cover Sheet Category No.		\$. *	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
	Asset Forfeiture (05)		A6108	Asset Forfeiture Case	2., 6.
iew	Petition re Arbitration (11)		A6115	Petition to Compel/Confirm/Vacate Arbitration	2., 5.
Judicial Review			A6151	Writ - Administrative Mandamus	2., 8.
Jicia	Writ of Mandate (02)		A6152	Writ - Mandamus on Limited Court Case Matter	2.
٦٢			A6153	Writ - Other Limited Court Case Review	2.
	Other Judicial Review (39)		A6150	Other Writ /Judicial Review	2., 8.
u	Antitrust/Trade Regulation (03)	0	A6003	Antitrust/Trade Regulation	1., 2., 8.
itigati	Construction Defect (10)		A6007	Construction Defect	1., 2., 3.
Provisionally Complex Litigation	Claims Involving Mass Tort (40)		A6006	Claims Involving Mass Tort	1., 2., 8.
ly Col	Securities Litigation (28)		A6035	Securities Litigation Case	1., 2., 8.
visional	Toxic Tort Environmental (30)		A6036	Toxic Tort/Environmental	1., 2., 3., 8.
Pro	Insurance Coverage Claims from Complex Case (41)		A6014	Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.
			A6141	Sister State Judgment	2., 9.
# #			A6160	Abstract of Judgment	2., 6.
Enforcement of Judgment	Enforcement		A6107	Confession of Judgment (non-domestic relations)	2., 9.
force	of Judgment (20)		A6140	Administrative Agency Award (not unpaid taxes)	2., 8.
en of			A6114	Petition/Certificate for Entry of Judgment on Unpaid Tax	2., 8.
			A6112	Other Enforcement of Judgment Case	2., 8., 9.
્ ક	RICO (27)	0	A6033	Racketeering (RICO) Case	1., 2., 8.
Miscellaneous Civil Complaints		0	A6030	Declaratory Relief Only	1., 2., 8.
ellaı Som	Other Complaints (Not Specified Above) (42)		A6040	Injunctive Relief Only (not domestic/harassment)	2., 8.
Aisc vil (A6011	Other Commercial Complaint Case (non-tort/non-complex)	1., 2., 8.
≥ 5			A6000	Other Civil Complaint (non-tort/non-complex)	1., 2., 8.
	Partnership Corporation Governance (21)		A6113	Partnership and Corporate Governance Case	2., 8.
າ			A6121	Civil Harassment	2., 3., 9.
ous			A6123	Workplace Harassment	2., 3., 9.
lane etiti	011 5 1111		A6124	Elder/Dependent Adult Abuse Case	2., 3., 9.
scell vil P	Other Petitions (Not Specified Above)		A6190	Election Contest	2.
Miscellaneous Civil Petitions	(43)		A6110	Petition for Change of Name	2., 7.
₩'				Petition for Relief from Late Claim Law	2., 3., 4., 8.
٠ <u>.</u> پ				Other Civil Petition	2., 9.
) n					

SHORT TITLE: IRONRIDGE GLOBAL IV, LTD v. L & L ENERGY, INC.	CASE NUMBER

Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., Step 3 on Page 1, as the proper reason for filing in the court location you selected.

REASON: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case.			ADDRESS: 881 Alma Real Dr., Ste 305		
□1. ☑2. □3. □4. ☑5. □6. □7. □8. □9. □10.		9. □10.			
CITY:	STATE:	ZIP CODE:			
Pacific Palisades	CA	90272			
Item IV. Declaration of Assignment. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Stanley Mosk courthouse in the Central District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., § 392 et seq., and Local					
Rule 2.0, subds. (b), (c) and (d)].					

PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:

1. Original Complaint or Petition.

Dated: July 2, 2013

- 2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
- 3. Civil Case Cover Sheet, Judicial Council form CM-010.
- Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 03/11).
- 5. Payment in full of the filing fee, unless fees have been waived.
- 6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
- 7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.