



Legal Document

California Central District Court
Case No. 2:08-cv-01021-PSG-RC

**Conservatorship of Britney Jean Spears v. Britney J
Spears**

Document 9



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Temporary Conservator of the Person and
8 Temporary Co-Conservator of the Estate

9
10 UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
11 WESTERN DIVISION
12

13 In re the Conservatorship of the Person
14 and the Estate of

15 BRITNEY JEAN SPEARS,
16 Temporary Conservatee.

CASE NO. CV 08-1021 PSC (RCx)

**REQUEST FOR JUDICIAL
NOTICE IN SUPPORT OF
MOTION TO REMAND [28 U.S.C.
§ 1447(c)]**

17 Date: March 17, 2008
18 Time: 1:30 p.m.
Place: Courtroom 790
19 Roybal Building
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1 Pursuant to Fed. R. Evid. 1005, James P. Spears (“Mr. Spears”), the
2 temporary conservator of the person of Britney Jean Spears and the temporary co-
3 conservator of the estate of Britney Jean Spears, respectfully asks the Court to take
4 judicial notice of the following documents, which constitute the publicly filed
5 documents from the file of *In re the Conservatorship of the Person and the Estate of*
6 *Britney Jean Spears*, Los Angeles Superior Court Case No. BP 108870 (the
7 “Action”):¹

8 1. Petition for Appointment of Probate Conservator of the Person, filed on
9 February 1, 2008. A true and correct copy is attached hereto as Exhibit A.

10 2. Petition for Appointment of Temporary Conservator of the Person,
11 filed on February 1, 2008. A true and correct copy is attached hereto as Exhibit B.

12 3. Petition for Appointment of Probate Conservator of the Estate, filed on
13 February 1, 2008. A true and correct copy is attached hereto as Exhibit C.

14 4. Petition for Appointment of Temporary Conservator of the Estate, filed
15 on February 1, 2008. A true and correct copy is attached hereto as Exhibit D.

16 5. Consent to Act as Conservator of the Estate, filed on February 1, 2008.
17 A true and correct copy is attached hereto as Exhibit E.

18 6. Ex Parte Application for Order Finding Good Cause for Excusing
19 Notice of Hearing on Petition for Appointment of Temporary Conservator of the
20 Person; Memorandum of Points and Authorities, filed on February 1, 2008. A true
21 and correct copy is attached hereto as Exhibit F.

22 7. Declaration of James P. Spears in Support of Ex Parte Application for
23 Order Finding Good Cause for Excusing Notice of Hearing on Petition for
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25

26 ¹ For the Court’s convenience, Mr. Spears is providing such documents to the
27 Court because the attorney who purported to file the Notice of Removal on
28 Britney’s behalf failed to attach such documents to the Notice of Removal despite
the requirement of 42 U.S.C. § 1446(a) that all such materials be filed along with the
Notice of Removal.

1 Appointment of Temporary Conservator of the Person, filed on February 1, 2008. A
2 true and correct copy is attached hereto as Exhibit G.

3 8. Declaration of Lynne Spears in Support of: (1) Ex Parte Application for
4 Order Finding Good Cause for Excusing Notice of Hearing on Petition for
5 Appointment of Temporary Conservator of the Person; and (2) Application to Seal
6 Record re Conservatorship of the Person, filed on February 1, 2008. A true and
7 correct copy is attached hereto as Exhibit H.

8 9. Declaration of Geraldine A. Wyle in Support of Ex Parte Application
9 for Order Finding Good Cause for Excusing Notice of Hearing on Petition for
10 Appointment of Temporary Conservator of the Person, filed on February 1, 2008. A
11 true and correct copy is attached hereto as Exhibit I.

12 10. Ex Parte Application for Order Finding Good Cause for Excusing
13 Notice of Hearing on Petition for Appointment of Temporary Conservator of the
14 Estate; Memorandum of Points and Authorities, filed on February 1, 2008. A true
15 and correct copy is attached hereto as Exhibit J.

16 11. Declaration of James P. Spears in Support of Ex Parte Application for
17 Order Finding Good Cause for Excusing Notice of Hearing on Petition for
18 Appointment of Temporary Conservator of the Estate, filed on February 1, 2008. A
19 true and correct copy is attached hereto as Exhibit K.

20 12. Declaration of Lynne Spears in Support of: (1) Ex Parte Application for
21 Order Finding Good Cause for Excusing Notice of Hearing on Petition for
22 Appointment of Temporary Conservator of the Estate; and (2) Application to Seal
23 Record re Conservatorship of the Estate, filed on February 1, 2008. A true and
24 correct copy is attached hereto as Exhibit L.

25 13. Application to Seal Record re Conservatorship of the Person, filed on
26 February 1, 2008. A true and correct copy is attached hereto as Exhibit M.

1 14. Memorandum of Points and Authorities in Support of Application to
2 Seal Record re Conservatorship of the Person, filed on February 1, 2008. A true and
3 correct copy is attached hereto as Exhibit N.

4 15. Notice of Lodging of Non-California Authority Cited in Supplemental
5 Memorandum of Points and Authorities in Support of Application to Seal Record re
6 Conservatorship of the Person, filed on February 1, 2008. A true and correct copy is
7 attached hereto as Exhibit O.

8 16. Application to Seal Record re Conservatorship of the Estate Pending
9 Further Order of the Court, filed on February 1, 2008. A true and correct copy is
10 attached hereto as Exhibit P.

11 17. Memorandum of Points and Authorities in Support of Application to
12 Seal Record re Conservatorship of the Estate Pending Further Order of the Court,
13 filed on February 1, 2008. A true and correct copy is attached hereto as Exhibit Q.

14 18. Request for Orders to Stop Harassment, filed February 1, 2008. A true
15 and correct copy is attached hereto as Exhibit R.

16 19. Notice of Hearing and Temporary Restraining Order, filed February 1,
17 2008. A true and correct copy is attached hereto as Exhibit S.

18 20. Order Dispensing With Notice, filed on February 1, 2008. A true and
19 correct copy is attached hereto as Exhibit T.

20 21. Order Appointing Temporary Conservator of the Person, filed on
21 February 1, 2008. A true and correct copy is attached hereto as Exhibit U.

22 22. Order Appointing Temporary Conservator of the Estate, filed on
23 February 1, 2008. A true and correct copy is attached hereto as Exhibit V.

24 23. Letters of Temporary Conservatorship of the Person, filed on February
25 1, 2008. A true and correct copy is attached hereto as Exhibit W.

26 24. Letters of Temporary Conservatorship of the Estate, filed on February
27 1, 2008. A true and correct copy is attached hereto as Exhibit X.

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1 25. Order Appointing Court Investigator, filed on February 1, 2008. A true
2 and correct copy is attached hereto as Exhibit Y.

3 26. Order Appointing Counsel, filed on February 1, 2008. A true and
4 correct copy is attached hereto as Exhibit Z.

5 27. Appointment Order Professional Appointee Court Expense, dated
6 February 1, 2008. A true and correct copy is attached hereto as Exhibit AA.

7 28. Bond Upon Qualifying for James P. Spears, filed on February 1, 2008.
8 A true and correct copy is attached hereto as Exhibit BB.

9 29. Bond Upon Qualifying for Andrew M. Wallet, filed on February 1,
10 2008. A true and correct copy is attached hereto as Exhibit CC.

11 30. Declaration of James P. Spears in Support of Petition for Appointment
12 of Temporary Conservator (Conservatorship of the Person), filed on February 4,
13 2008. A true and correct copy is attached hereto as Exhibit DD.

14 31. Supplemental Declaration of James P. Spears in Support of Petition for
15 Appointment of Temporary Conservator (Conservatorship of the Person), filed on
16 February 4, 2008. A true and correct copy is attached hereto as Exhibit EE.

17 32. Declaration of James P. Spears in Support of Petition for Appointment
18 of Temporary Conservator (Conservatorship of the Estate), filed on February 4,
19 2008. A true and correct copy is attached hereto as Exhibit FF.

20 33. Supplemental Declaration of James P. Spears in Support of Petition for
21 Appointment of Temporary Conservator (Conservatorship of the Estate), filed on
22 February 4, 2008. A true and correct copy is attached hereto as Exhibit GG.

23 34. Declaration of Geraldine A. Wyle re Efforts to Contact PVP Counsel
24 and Family Law Counsel re Conservatorship and to Obtain Capacity Declaration
25 From Previous Treating Physician, filed on February 4, 2008. A true and correct
26 copy is attached hereto as Exhibit HH.

27 35. Declaration of Jeryll S. Cohen re Efforts to Contact PVP Counsel and
28 Family Law Counsel re Conservatorship and to Obtain Capacity Declaration From

1 Previous Treating Physician, filed on February 4, 2008. A true and correct copy is
2 attached hereto as Exhibit II.

3 36. Declaration of Vivian Lee Thoreen re Efforts to Contact PVP Counsel
4 and Family Law Counsel re Conservatorship and to Obtain Capacity Declaration
5 From Previous Treating Physician, filed on February 4, 2008. A true and correct
6 copy is attached hereto as Exhibit JJ.

7 37. Notice of Partial Withdrawal of Applications to Seal Records, filed on
8 February 4, 2008. A true and correct copy is attached hereto as Exhibit KK.

9 38. Order Extending Temporary Letters of Conservatorship of the Person,
10 filed on February 6, 2008. A true and correct copy is attached hereto as Exhibit LL.

11 39. Order Extending Temporary Letters of Conservatorship of the Estate,
12 filed on February 6, 2008. A true and correct copy is attached hereto as Exhibit
13 MM.

14 40. Letters of Temporary Conservatorship of the Person, filed on February
15 6, 2008. A true and correct copy is attached hereto as Exhibit NN.

16 41. Letters of Temporary Conservatorship of the Estate, filed on February
17 6, 2008. A true and correct copy is attached hereto as Exhibit OO.

18 42. Ex Parte Application for Order: (1) Granting Power to Fire Howard
19 Grossman; (2) Requiring Howard Grossman to Turn Over All Documents and
20 Records; and (3) To Turn Over All Assets Relating to Britney Spears; Memorandum
21 of Points and Authorities, filed on February 7, 2008. A true and correct copy is
22 attached hereto as Exhibit PP.

23 43. Joinder of Andrew M. Wallet, Temporary Co-Conservator of the Estate
24 of Britney Jean Spears to Ex Parte Application for Order: (1) Granting Power to Fire
25 Howard Grossman; (2) Requiring Howard Grossman to Turn Over All Documents
26 and Records Relating to Britney Spears; and (3) To Turn Over All Assets Relating
27 to Britney Spears, filed on February 7, 2008. A true and correct copy is attached
28 hereto as Exhibit QQ.

1 44. Declaration of Vivian Lee Thoreen in Support of Ex Parte Application
2 for Order: (1) Granting Power to Fire Howard Grossman; (2) Requiring Howard
3 Grossman to Turn Over All Documents and Records Relating to Britney Spears; and
4 (3) To Turn Over All Assets Relating to Britney Spears, filed on February 7, 2008.
5 A true and correct copy is attached hereto as Exhibit RR.

6 45. Declaration of Geraldine A. Wyle in Support of Ex Parte Application
7 for Order: (1) Granting Power to Fire Howard Grossman; (2) Requiring Howard
8 Grossman to Turn Over All Documents and Records Relating to Britney Spears; and
9 (3) To Turn Over All Assets Relating to Britney Spears, filed on February 7, 2008.
10 A true and correct copy is attached hereto as Exhibit SS.

11 46. Declaration of Jeffrey D. Wexler in Support of Ex Parte Application for
12 Order: (1) Granting Power to Fire Howard Grossman; (2) Requiring Howard
13 Grossman to Turn Over All Documents and Records Relating to Britney Spears; and
14 (3) To Turn Over All Assets Relating to Britney Spears, filed on February 7, 2008.
15 A true and correct copy is attached hereto as Exhibit TT.

16 47. Declaration of Jeryll S. Cohen in Support of Ex Parte Application for
17 Order (1) Granting Power to Fire Howard Grossman; (2) Requiring Howard
18 Grossman to Turn Over All Documents and Records Relating to Britney Spears; and
19 (3) To Turn Over All Assets Relating to Britney Spears, filed on February 7, 2008.
20 A true and correct copy is attached hereto as Exhibit UU.

21 48. Order Granting Ex Parte Application for Order: (1) Granting Power to
22 Fire Howard Grossman; (2) Requiring Howard Grossman to Turn Over All
23 Documents, Records, and Assets Relating to Britney Spears; and (3) To Turn Over
24 All Assets Relating to Britney Spears, filed on February 7, 2008. A true and correct
25 copy is attached hereto as Exhibit VV.

26 49. Proof of Service Regarding Order Granting Ex Parte Application for
27 Order: (1) Granting Power to Fire Howard Grossman; (2) Requiring Howard
28 Grossman to Turn Over All Documents, Records, and Assets Relating to Britney

1 Spears; and (3) To Turn Over All Assets Relating to Britney Spears, filed on
2 February 8, 2008. A true and correct copy is attached hereto as Exhibit WW.

3 50. Declaration of Gary Stiffelman, filed on February 14, 2008. A true and
4 correct copy is attached hereto as Exhibit XX.

5 51. Order Extending Temporary Letters of Conservatorship of the Person,
6 filed on February 14, 2008. A true and correct copy is attached hereto as Exhibit
7 YY.

8 52. Order Extending Temporary Letters of Conservatorship of the Estate,
9 filed on February 14, 2008. A true and correct copy is attached hereto as Exhibit
10 ZZ.

11 53. Minute Order from hearing on February 14, 2008. A true and correct
12 copy is attached hereto as Exhibit AAA.

13 54. Letters of Temporary Conservatorship of the Person, filed on February
14 14, 2008. A true and correct copy is attached hereto as Exhibit BBB.

15 55. Letters of Temporary Conservatorship of the Estate, filed on February
16 14, 2008. A true and correct copy is attached hereto as Exhibit CCC.

17
18 DATED: February 19, 2008

Respectfully submitted,

19 LUCE, FORWARD, HAMILTON &
20 SCRIPPS LLP

21 By: /s/ Jeffrey D. Wexler
22 Jeffrey D. Wexler
23 Attorneys for James P. Spears,
24 Temporary Conservator of the Person
25 and Temporary Co-Conservator of the
26 Estate
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