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17 PLATED PERSONAL CHEF SERVICES LTD D/B/A SAUCY BIRD

18 **SUPERIOR COURT OF CALIFORNIA**
19 **FOR THE COUNTY OF LOS ANGELES**

20 PLATED PERSONAL CHEF SERVICES LTD,
21 a New York corporation d/b/a Saucy Bird,

22 Petitioner and Plaintiff,

23 vs.

24 CITY OF LOS ANGELES, a municipal
25 corporation; CITY OF LOS ANGELES CITY
26 COUNCIL; and DOES 1 through 10, inclusive,

27 Respondents and Defendants.

28 **CASE NO. 24STCP02773**

**SUPPLEMENTAL DECLARATION OF
BRIAN COLLESANO IN SUPPORT OF
PETITIONER'S REPLY BRIEF RE
MOTION FOR PRELIMINARY
INJUNCTION**

**[Filed Concurrently with Petitioner's
Reply in Support of Motion for
Preliminary Injunction]**

Date: September 25, 2024
Dept: 82
Time: 9:30 a.m.

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1 I, Brian Collesano, declare as follows:
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- 3 1. I am the owner of Saucy Bird, a restaurant located at 10914 Pico Boulevard, Los Angeles,
4 California.
- 5 2. Attached as Exhibit A to my declaration is an accurate picture of what Lot 707 looked like
6 before it was closed and how it currently looks. The before picture was taken online from
7 Google Maps by me, and the current picture was taken by me on September 17, 2024, via a
8 drone I was operating. As of the date of this declaration, the condition of Lot 707 remains
9 the same.
- 10 3. Based upon my 10 years of experience in the catering and restaurant industry, the lack of
11 parking is a severe handicap to the success of a business generally, and based on my
12 personal observations, of my business specifically. Since the city abruptly closed the
13 parking lot, I have received multiple complaints from the public, food delivery drivers and
14 the neighboring businesses about lack of adequate or convenient parking. The city's actions
15 have put my business venture, as well as those of neighboring businesses that were also
16 dependent on Lot 707, in severe and increasing jeopardy.
- 17 4. On September 20, 2024, I was provided a copy of the City's Request for Judicial Notice of
18 Late Developing Evidence. I have reviewed that filing and the attached exhibit and I am
19 aware of the Motion for alternative parking approved by the Los Angeles City Council. I
20 would first like to point out that no parking has been secured, the City has only approved
21 discussion about that parking. In addition, and most important, the proposed parking would
22 not provide me or the other businesses that rely on Lot 707 with alternative parking because
23 the proposed parking lot is approximately 1,500 feet from Saucy Bird. From a practical
24 point of view, this parking is too far away to be useful to my business, and my
25 understanding is that this is too far to qualify for code compliant or ADA parking as well.
26 Attached as Exhibit B is an accurate map that I created from Google that shows the location
27 of Saucy Bird, Lot 707 and the proposed alternative parking.
- 28 5. Finally, even if the proposed alternative parking would somehow alleviate the loss of Lot
707, which I strongly do not believe it will, there is no telling when that parking will be
ready and my business and that of my neighbors is faced with the immediate and ongoing
loss of parking such that by the time any alternative parking is put in place the damage to
my business and that of my neighbors will be irreversible.

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6. I am aware that as part of the City’s opposition to the request for a preliminary injunction the City has requested a bond in the even the Court elects to impose the preliminary injunction. I am a small business who has only recently opened this restaurant on Pico. Any significant bond requirement will pose a serious financial hardship that my business will be unlikely to satisfy.

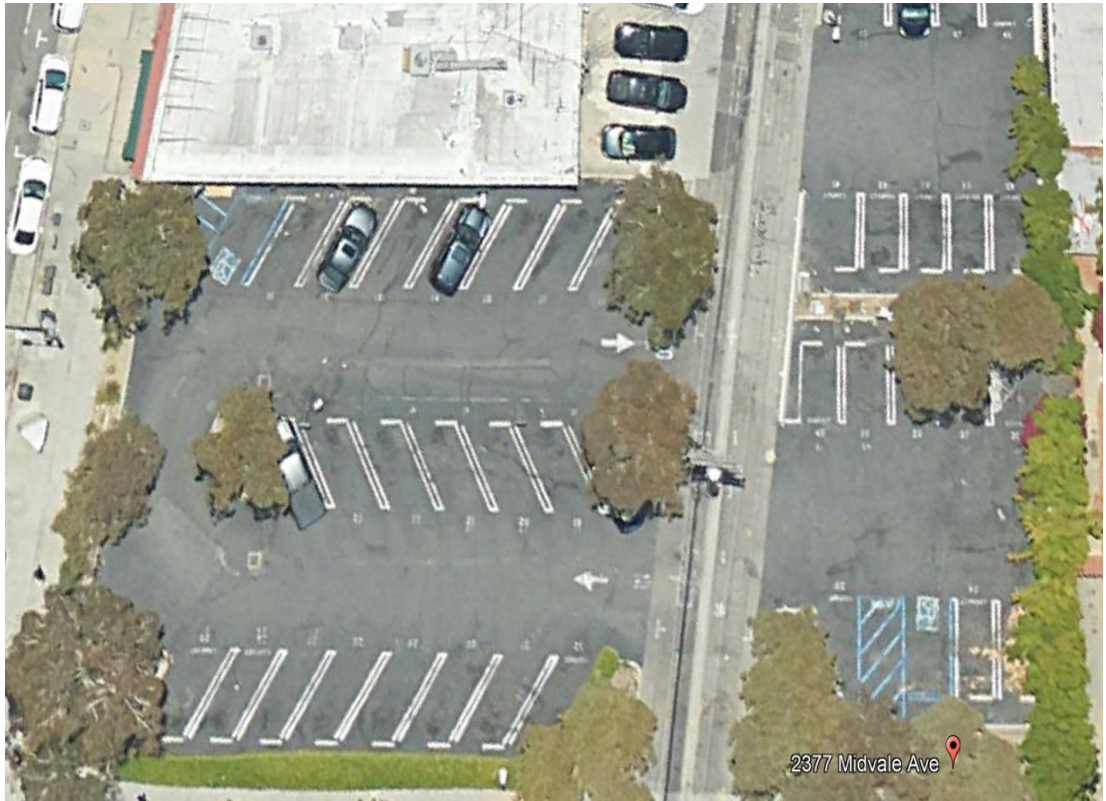
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on September 20, 2024, at Los Angeles, CA.



Brian Collesano

Exhibit A



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Exhibit B



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