

FILED
Clerk of the Superior Court

AUG 28 2019

By: C. BRENNAN, Deputy

1 Marlea F. Dell'Anno, (SBN 183669)
The Dell'Anno Law Firm
2 1320 Columbia Street, Suite 200
San Diego, CA 92101
3 Tel: 619.302.5711
mfd@dellannolaw.com

4 Attorneys for Plaintiff Jane Doe 1
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8 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO
(CENTRAL DIVISION)
9

10 JANE DOE 1,

11 Plaintiff,

12 vs.

13 SAN DIEGO UNIFIED SCHOOL
DISTRICT, a government entity;
14 JASON CRAWFORD; AND Does 1
through 20,

15 Defendants.
16
17

CASE NO. 37-2019-00045907-CU-PO-CTL

COMPLAINT FOR:

1. Negligence;
2. Negligent Supervision; Failure to Warn;
3. Negligent Hiring, Supervision or Retention of Employee (Gov. Code § 815.2;)
4. Negligent Failure to Warn Train or Educate;
5. Intentional Infliction of Emotional Distress
6. Sexual Harassment

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19 Plaintiff Jane Doe 1 alleges:

PARTIES

20 1. Plaintiff Jane Doe ("Jane Doe 1" or "Plaintiff") at all times relevant to the facts giving
21 rise to this complaint was a minor residing in San Diego County, California.

22 2. Defendant San Diego Unified School District ("SDUSD") is a government entity
23 providing educational services in San Diego County. Defendant SDUSD is responsible for operating
24 Lincoln High School ("LHS"), where Plaintiff was injured. At all material times, SDUSD was an
25 educational institution that received and benefitted from state financial assistance, and enrolled
26 students who received state financial aid.

27 3. The perpetrator of the sexual abuse in this action, Jason Crawford ("Crawford or
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1 “Perpetrator”) was at all times relevant an employee of SDUSD, residing in San Diego County,
2 California. Perpetrator gained access to Plaintiff through his job-related employment activities with
3 SDUSD, and was under the direct supervision, employ and control of SDUSD and Does 1 through
4 20.

5 4. Plaintiff does not know the names of Does 1 through 20.

6 5. The true names and capacities, whether individual or otherwise, of Defendants Does
7 1 through 20 are unknown to Plaintiff who, therefore, sues them by such fictitious names under CCP
8 § 474. Plaintiff is informed and believes that each of the defendants is responsible in some manner
9 for the acts or omissions alleged in this complaint or caused her damages.

10 6. Each of the defendants was an agent or employee of the other defendants and in doing
11 the acts alleged in this complaint, was acting within the course and scope of such agency and
12 employment. Each of the defendants engaged in, joined in, conspired, and aided and abetted with
13 the defendants in carrying out the acts of wrongdoing in this Complaint and each defendant ratified
14 and authorized the wrongful acts of the other defendants.

15 **BACKGROUND FACTS APPLICABLE TO ALL COUNTS**

16 7. On or about October 4, 2018, Jane Doe 2 was a seventeen-year-old girl who
17 graduated from Lincoln High School (“LHS”) the year before.

18 8. Some time before that date, Crawford began urging Jane Doe 2 to do a photo shoot
19 with him and suggested she audition for Wild ‘N Out, a show hosted by celebrity Nick Cannon.
20 Crawford represented to his students that he was close personal friends with Nick Cannon and could
21 help them get an audition for his show.

22 9. On or about October 4, 2018, during the middle of a school day, Crawford contacted
23 Jane Doe 2 at the home of her aunt, where Jane Doe 2 was babysitting. Although Jane Doe 2 had
24 already graduated from LHS, one or more students from LHS were present with Jane Doe 2 and
25 truant from school that day.

26 10. On or about October 4, 2018, Crawford phoned Jane Doe 2 and told her that he had
27 a “homey” he wanted her to meet. He further advised her that she should “stop messing with the little
28 boys at LHS.’ He then told Jane Doe 2 that he had the “homey” with him and that his “homey”

1 wanted to meet her. Crawford asked Jane Doe 2 where she was and Jane Doe 2 told him she was at
2 her aunt's house and gave him her aunt's address.

3 11. On or about October 4, 2018, in the middle of the school day, Crawford arrived at
4 Jane Doe 2's aunt's home in a black Bentley driven by Anthony Bell, aka "Ant," another adult male.
5 Prior to their arrival, Crawford texted Jane Doe 2 to tell her he would "Be there by 1:30 p.m. Give
6 you time." Crawford pressured Jane Doe 2 to meet "Ant" and urged her to go "shopping with him"
7 and that Ant would "buy her stuff." Jane Doe 2 states that it was clear that she would be required to
8 do something sexual with Ant in exchange for the shopping trip. Jane Doe 2 received a text later in
9 the day stating "This Ant. Lock me in;" she did not ultimately go "shopping" with him.

10 12. While Crawford and Ant were at still there with the Bentley, Jane Doe 2's aunt arrived
11 home. She found the circumstances to be very suspicious and believed that the men were up to no
12 good. Jane Doe 2's aunt contacted Jane Doe 2's mother to tell her what she had witnessed.

13 13. Jane Doe 2's mother contacted San Diego Unified Police Officer Jose Gonzalez to
14 complain that two adult men, one of them a LHS teacher, was at her cousin's house in the middle
15 of the day in a Bentley trying to get her minor daughter to do a "photo shoot." Officer Gonzalez told
16 Jane Doe 2's mom to get her daughter's password, check her phone and bring the phone to him if
17 she found anything inappropriate.

18 14. Jane Doe 2's mother did as Officer Gonzalez requested and found texts from someone
19 called "shark," who turned out to be teacher Jason Crawford along with other inappropriate content.
20 Jane Doe 2's mother contacted Officer Gonzalez to inform him of what she had found; he didn't
21 return her call. Jane Doe 2's mother filed a complaint with a LHS school administrator, but never
22 heard anything back from them.

23 15. On or about October 16, 2018, a LHS teacher contacted school psychologist Freddy
24 Moreno to advise that one of her student's, Jane Doe, had been acting strangely recently. The
25 normally happy, well-dressed Jane Doe 1 began looking sullen, dressing in hoodies and skipping
26 class. The teacher was concerned about the change in her behavior and demeanor and wanted
27 Moreno to talk to her.

28 16. Jane Doe 1 advised Moreno that her teacher Jason Crawford had been trying to

1 convince her to prostitute herself to older men in order to make money. Moreno advised LHS former
2 principal Jose Soto (“Soto”) of what Jane Doe 1 told him and sent Jane Doe 1 to speak to Soto.
3 When Soto learned of Jane Doe 1’s claim against Crawford, he stated “What? Another one?” Soto
4 did not call the police. When school psychologist Moreno found out he had not done so, Moreno
5 reported it to San Diego Police Department himself; Moreno also reported the matter to San Diego
6 Child Welfare Services.

7 17. Jane Doe 1’s meeting with Soto lasted less than 10 minutes; he spent most of the
8 meeting time telling Jane Doe 1 that she needed to “move on.”

9 EXHAUSTION OF ADMINISTRATIVE REMEDIES

10 18. Pursuant to the California Government Claims Act, Plaintiff submitted a claim to San
11 Diego Unified School District on April 11, 2019 (See Attachment A), which they promptly rejected
12 on May 24, 2019.

13 FACTS

14 19. In the latter part of the 2017-2018 school year, Crawford began showing Jane Doe
15 1 some of his photography. Crawford showed her photos of female models, nude and semi-nude, and
16 told Jane Doe 1 she was prettier than all of them. Crawford told Jane Doe 1 that if she let him do a
17 photo shoot of her, she would see how much better Crawford could make her look.

18 20. Jane Doe 2 and other minors at LHS have reported similar conduct by Crawford,
19 claiming Crawford repeatedly bragged about his connection to famous people, including Nick
20 Cannon, and would also brag that he was the one who selected the girls for Wild ‘N Out. Jane Doe
21 2 recalled Crawford showing her a photo of his penis on his phone at school and telling her that it
22 was so big that Jane Doe 2 could “never take it.”

23 21. Crawford brought various celebrities, including Nick Cannon to LHS. Many of the
24 visitors were models who Crawford explained had not made the cut for Wild ‘N Out. The remainder
25 of the visitors were men with nice cars who would come directly into the classroom through the back
26 gate and take photos with the students next to their expensive cars.

27 22. During the start of the 2018-2019 school year, Jane Doe 1 reports that Crawford
28 became more aggressive and “vulgar” toward her. On one occasion, Crawford began showing videos

1 in class and flipped to a video clip of Crawford having sex. Crawford later showed Jane Doe 1 the
2 entire video on his cell phone and bragged that he had made full pornographic videos in the past.
3 Crawford told Jane Doe 1 that she could make a way better porno than the girl he was showing her.
4 On another occasion, Crawford asked Jane Doe 1 ‘when he could put the tip in’ promising only to
5 put his tip in her. Crawford was referring to the tip of his penis. Crawford told Jane Doe 1 she was
6 “fine as fuck” and urged her on one occasion not to wear a certain outfit in front of him, stating
7 “Don’t do that. If you do, I’m going to smash on that.”¹

8 23. Crawford made a point to tell Jane Doe 1 almost every day of her senior year that if
9 she went with one of the men he knew and “did stuff with them,” she could make a lot of money.
10 He passed along phone numbers of his adult male friends to Jane Doe 1, telling her if she had sex
11 with him, he would buy her a lot of things. When he was trying to persuade Jane Doe 1 to prostitute
12 herself, he would tell her stories of girls who made so much money through prostitution, they could
13 afford to purchase cars, homes and other expensive things. One of the men Crawford tried set Jane
14 Doe 1 up with was Anthony Bell; Jane Doe 1 did not agree to contact Bell or any of the other men
15 whose numbers Crawford had given and/or tried to give to her. However, Jane Doe 1 began to
16 reconsider the idea of prostituting herself when Jane Doe 1’s brother was in some trouble with the
17 law and Jane Doe 1 needed money to help him. Her teacher Mr. Crawford suggested prostitution.

18 24. Crawford often bragged about having lots of friends in law enforcement, so when
19 Jane Doe 1 went to him to see if he knew anybody who could help her brother, Crawford came up
20 with another plan. Crawford told Jane Doe 1 that if she really wanted to help her brother, she needed
21 money, and to get money she could prostitute herself to the men Crawford tried to set her up with.
22 Jane Doe 1 was so desperate to help her brother that she finally gave in and asked Crawford what
23 she needed to do. He told her to send him some photos so he could pass them out to any friends
24 interested in meeting with her. Jane Doe 1 took the photos as Crawford requested; they were not
25 nude photos but photos of Jane Doe 1 in lingerie. During class on October 1, 2019, she emailed
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27 ¹According to Urban Dictionary, the slang word “smash” means “the action or process of
28 fucking someone good.”

1 Crawford the photos as he sat next to her. Crawford told her she could do better-better meant
2 completely nude.

3 25. Jane Doe 1 was humiliated and soon after sending the photos to Crawford, she felt
4 great shame that she had even considered selling herself for money, even if it was to help her brother.
5 She began skipping class so she would not see Crawford, she began wearing baggy clothes and
6 hoodies and hiding from her friends. She would go to the library, pull her hoodie over her head and
7 cry.

8 26. Also during the start of the 2018-2019 school year, Jane Doe 3 reported to police that
9 Crawford commonly made sexual jokes and comments to female students. Jane Doe 3 reported that
10 she heard Crawford ask to “put his tip in” to Jane Doe 1 and that when Crawford did so, he was
11 standing so close to Jane Doe 1 that his chest was basically touching her chest. Jane Doe 3 reported
12 that Crawford brought one of his male friends into the classroom on an almost weekly basis. Jane
13 Doe 3 reported that friend of Crawford’s would look at her with “flirty dirty” looks. On one
14 occasion, Crawford and this “friend” of his pressured Jane Doe 3 into giving Crawford’s friend her
15 phone number. Jane Doe 3 described Crawford’s friend as a black male in his late 20’s or early 30’s,
16 who dressed fancy and drove a very nice car. Jane Doe 3 described Crawford as “a pervert” to police.

17 27. Jane Doe 4 was also a minor at the start of the 2018-2019 school year. Jane Doe 4
18 reported to police that she heard Crawford ask Jane Doe 1 to “let me put the tip in” and told police
19 she understood that clearly to mean Crawford was referring to putting his penis in Jane Doe 1’s
20 vagina.

21 Jane Doe 4 also reported to police that on one occasion, she alerted Crawford to the fact that his
22 zipper was down. Jane Doe 4 told police Crawford responded to her saying, “I bet you want to zip
23 it up for me too.

24 28. Jane Doe 5 was also a minor at the start of the 2018-2019 school year. Jane Doe 5
25 also reported inappropriate, sexually charged comments to her by Crawford. Jane Doe 5 reported that
26 most of Crawford’s classroom “guests” were men who tried to hit on female students and staff.
27 Jane Doe 5 reported that she witnessed several sexually inappropriate interactions between Crawford
28 and minor female students at LHS.

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2 **FIRST CAUSE OF ACTION**
3 **(Negligence, Government Code §§ 815.2, 820 Against All Defendants)**

4 29. Plaintiff realleges paragraphs 1 through 28.

5 30. Defendants, acting through managing agents and school administrators, had a duty
6 to protect the minor Plaintiff entrusted to their care by Plaintiff's parents and/or guardians.
7 Plaintiff's care, welfare, and/or physical custody was temporarily entrusted to Defendants and
8 Defendants voluntarily accepted the entrusted care of the minor Plaintiff. As such, Defendant owed
9 this minor child, a special duty of care, in addition to a duty of ordinary care, and owed the minor
10 Plaintiff the higher duty of care that adults dealing with children owe to protect them from harm.

11 31. Defendants, by and through their agents, servants and employees knew or reasonably
12 should have known of the Perpetrator's dangerous and exploitive propensities and/or the Perpetrator
13 was an unfit agent. It was foreseeable that if Defendants did not adequately exercise or provide the
14 duty of care owed to children in their care, including but not limited to Plaintiff, the children
15 entrusted to Defendant's care would be vulnerable to sexual abuse by the Perpetrator.

16 32. Defendants, acting through managing agents and school administrators, breached their
17 duty of care to the minor Plaintiff; by failing to investigate or otherwise confirm or deny such facts
18 about the Perpetrator; by failing to tell or concealing from Plaintiff's parents, guardians or law
19 enforcement officials that Plaintiff was or may have been sexually abusing minors; by failing to tell
20 or concealing from Plaintiff's parents guardians, or law enforcement officials that Plaintiff was or
21 may have been sexually abused after Defendants knew or had reason to know that the Perpetrator
22 may have sexually abused the Plaintiff.

23 33. As a result of the above-described conduct, Plaintiff has suffered and continues to
24 suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional
25 distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; has
26 suffered and continues to suffer spiritually; was prevented and will continue to be prevented from
27 performing Plaintiff's daily activities and obtaining full enjoyment of life; has sustained and will
28 continue to sustain loss of earning and earning capacity; and/or has incurred and will continue to

1 incur expenses for medical and psychological treatment, therapy and counseling.

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3 **SECOND CAUSE OF ACTION**
4 **(Negligent Supervision/Failure to Warn Government Code §§ 815.2 & 820 Against All Defendants)**

5 34. Plaintiff reallege paragraphs 1 through 33.

6 35. Defendants, acting through managing agents and school administrators, had a duty
7 to provide reasonable supervision of the Perpetrator, to use reasonable care in investigating the
8 Perpetrator, and to provide adequate warning to the Plaintiff, the Plaintiff's family, and minor
9 students of the Perpetrator's dangerous propensities and unfitness. Defendants further failed to take
10 reasonable measures to prevent future sexual abuse.

11 36. As a result of the above-described conduct, Plaintiff has suffered and continues to
12 suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional
13 distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; has
14 suffered and continues to suffer spiritually; was prevented and will continue to be prevented from
15 performing Plaintiff's daily activities and obtaining the full enjoyment of life; has sustained and will
16 continue to sustain loss of earnings and earning capacity; and/or has incurred and will continue to
17 incur expenses for medical psychological treatment, therapy and counseling.

18 **THIRD CAUSE OF ACTION**
19 **(Negligent Hiring/Retention, Government Code §§ 815.2 & 820 Against All Defendants)**

20 37. Plaintiff realleges paragraphs 1 through 36.

21 38. Defendants, acting through managing agents and school administrators, had a duty
22 to not hire and/or retain the Perpetrator, and other employees, agents, volunteers, and other
23 representatives, given the Perpetrator's dangerous and exploitive propensities.

24 39. Defendants, by and through their agents, servants and employees, knew or reasonably
25 should have known of the Perpetrator's dangerous and exploitive propensities and/or that the
26 Perpetrator was an unfit agent. Despite such knowledge, Defendants negligently hired and/or retained
27 the Perpetrator in the position of trust and authority as a school teacher, counselor, surrogate parent,
28 emotional mentor, and/or other authority figure, where he was able to commit wrongful acts against

1 the Plaintiff and others. Defendants failed to use reasonable care in investigating the Perpetrator and
2 failed to provide adequate warning to Plaintiff and Plaintiff's family of the Perpetrator's dangerous
3 propensities and unfitness. Defendants further failed to take reasonable measures to prevent further
4 sexual abuse.

5 40. As a result of the above-described conduct, Plaintiff has suffered and continues to
6 suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional
7 distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; has
8 suffered and continues to suffer spiritually; was prevented and will continue to be prevented from
9 performing Plaintiff's daily activities and obtaining full enjoyment of life; has sustained and will
10 continue to sustain loss of earning and earning capacity; and/or has incurred and will continue to
11 incur expenses for medical and psychological treatment, therapy and counseling.

12 **FOURTH CAUSE OF ACTION**
13 **(Negligent Failure to Warn, Train or Educate Against SDUSD and Does 1 through 20)**

14 41. Plaintiff reallege paragraphs 1 through 40.

15 42. Defendants, acting through managing agents and school administrators, breached their
16 duty to take reasonable protective measures to protect Plaintiff and other minor students from the
17 risk of childhood sexual abuse by the Perpetrator, such as the failure to properly warn, train, or
18 educate Plaintiff and other minor students about how to avoid such a risk.

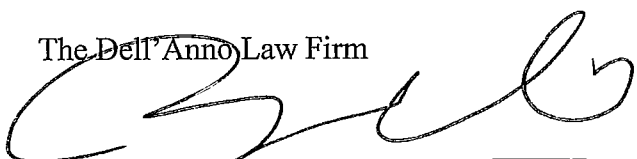
19 43. As a result of the above-described conduct, Plaintiff has suffered, and continues to
20 suffer great pain of mind and body, shock, emotional distress, physical manifestations of emotional
21 distress, embarrassment, loss of self-esteem, disgrace, humiliation, and loss of enjoyment of life; has
22 suffered and continues to suffer spiritually; was prevented and will continue to be prevented from
23 performing Plaintiff's daily activities and obtaining the full enjoyment of life; has sustained and will
24 continue to sustain loss of earnings and earning capacity; and/or has since incurred and will continue
25 to incur expenses for medical and psychological treatment, therapy, and counseling.

26 **FIFTH CAUSE OF ACTION**
27 **(Intentional Infliction of Emotional Distress,**
28 **Government Code §§ 815.2 & 820 Against All Defendants)**

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- c. Civil penalties pursuant to Civil Code § 52(b)
- c. Attorney's fees pursuant to Civil Code § 52(b);
- d. Costs of court; and
- e. Other further relief.

Dated: August 28, 2019

The Dell'Anno Law Firm

Marlea F. Dell'Anno, Attorneys for
Plaintiff

ATTACHMENT

A

**CLAIM AGAINST THE
SAN DIEGO UNIFIED SCHOOL DISTRICT**

Please be sure your claim is against the San Diego Unified School District, not another public entity or school district.
Completed claims must have an original signature and be mailed or hand-delivered to Risk Management, San Diego Unified School District, Revere Center, Room 7, 6735 Gifford Way, San Diego, 92111, Telephone (858) 627-7346. Where space is insufficient, please use additional paper and identify information by paragraph number. Any supporting documentation should be attached.

The undersigned submits the following claim and information:

Claimant is a 17 year old female student who disclosed SDUSD and SDPD
on 10/16/18 that her teacher Jason Crawford had attempted to pimp her out.

1. Name of Claimant _____
2. Address of Claimant _____ City _____ Zip Code _____
Email Address: _____ Home Phone: _____ Work Phone: _____
3. Name, telephone number, address to which claimant desires notices to be sent if other than above:

C/O Marlea Dell'Anno, Dell'Anno Law Firm, APC 1320 Columbia St., Ste. 300 San Diego, CA 92101
619.302.5711
4. Claimant's Driver's License Number: _____ State: _____
Social Security Number: _____ Date of Birth: _____
5. Claimant's Insurance Liability Carrier Name/Address (if applicable):

Carrier's Phone Number: _____ Policy Number(s): _____
6. Occurrence or event from which the claim arises:
Date: 10/16/18 Time: _____
Place (specific location): Lincoln High School
7. Specify the particular occurrence, event, act or omission which is the basis for your claim:
Please see Attachment A.

8. State how the San Diego Unified School District or its employees are alleged to be at fault:
Please see Attachment A.

9. Describe the nature of your loss, injury, or property damage, so far as is known at the time of this claim. If your claim involves a vehicle, include license, year, make, and model:

Include, but are not limited to, emotional distress, sleeplessness, fear, physical manifestations of emotional distress.

10. Give the name(s) of the School District employee(s) causing the damage or injury:

Jose Soto, Myeshia Whigham, Jason Crawford and others in positions of authority and review .

11. Name and address of any other person suffering a loss or injury (if applicable):

Names of other victims will be forthcoming.

12. Name and address of the owner of any damaged property (if applicable):

13. DAMAGES CLAIMED:

Amount claimed if it totals less than \$10,000: _____

Basis for computation of amounts claimed (please attach copies of all bills, invoices, estimates, etc.):

14. Names and addresses of all witnesses known to you who may have information related to this claim:

Jose Soto, Myeshia Whigham, Jason Crawford and others in positions of authority and review

There are numerous student witnesses known to LHS Administration.

15. Any additional information that might be helpful in considering claim:

WARNING: IT IS A CRIMINAL OFFENSE TO FILE A FALSE CLAIM (Penal Code § 72).

I have read the matters and statements made in the above claim and I know the same to be true of my own knowledge, except as to those matters stated upon information or belief as to such matters I believe the same to be true. I declare under penalty of perjury that the foregoing is true and correct.

April 11, 2019
Date


Claimant's Signature

ATTACHMENT

A

7. On 10/16/18, complainant ("V1"), as 17-year-old girl, disclosed to Mr. Moreno, the school psychologist, that her teacher, Jason Crawford, had propositioned her to commit acts of prostitution and made ongoing inappropriate sexual comments towards her. Prior to complainant's disclosure, Mr. Moreno had spoken to several other students about an incident involving Mr. Crawford and an inappropriate "photo shoot."

Prior to V1's disclosure, another parent had complained to SDUSD police regarding Mr. Crawford's arrival in the middle of a school day at the location where her 17-year-old daughter ("V2") was babysitting for a cousin. The mother advised that Mr. Crawford, along with another black male adult, arrived at her cousin's home in a Bentley or some other similar expensive vehicle. Two other students (V3 and V4) from LHS were present at the house and truant from school. Mr. Crawford solicited V2 to have sex with the other male in his car and wanted all the girls to take pictures on the car. V2 told her cousin that Mr. Crawford said her cousin had a really good body and wanted to take photos of her. The cousin declined, but did phone V1's mother to tell her that something inappropriate was going on between the teacher, this other adult male and the girls.

The mother of V2 called SDPD to report the incident and was told by SDPD to call SDUSD Police. Mother reported the incident SDUSD police officer Julian Gonzalez who told mother to get V2's phone and password. Mother did as Gonzalez requested and found numerous sexually inappropriate photos of V2 and V3 on the phone, as well as YouTube Videos on how to perform lap dances. V2's mother also found an incriminating text string between Mr. Crawford and her daughter in V2's phone on the day Mr. Crawford showed up in the Bentley. According to V2's mother, she called Officer Gonzalez to advise what she had found on V2's phone. V2's mother said she never heard from Officer Gonzalez again.

V1 was a student in Mr. Crawford's photography/mixed media class. Throughout her junior year, Mr. Crawford would repeatedly show V1 photographs of girls he had taken in the past; some of the girls were in lingerie and others were nude or partially nude. Some of the photographs were taken from Crawford's bedroom. Crawford repeatedly asked V1 to do photoshoots with him; she declined. When senior year started, Crawford became more vulgar and approached V1 several times asking if he could see her naked. Crawford would also ask V1 to "let me put the tip in" or "when are you going to let me put the tip in?" Another student, V4 witnessed one of these exchanges and said that while Crawford was asking V1 to let him "put the tip in," he was standing so close to her that his chest was touching hers. V4 stated Crawford had asked her if she "wanted to see his cookie." V4 stated she had heard Crawford talking to V5 about "cookies" and that the conversation was sexual in nature. On another occasion, V4 told V1, who was wearing a dress over her jeans, that she should take the jeans off and just wear the dress because it was such a cute outfit. V4 said Crawford overheard their conversation in class and said "Oh no, don't do that...if she does that, I'm fucking, I'm smashing." V5, who also heard Crawford's vulgar remark described "smashing" to be a slang term used to refer to having sex.

In the beginning of her senior year, V1 went to Crawford because her older brother had left the halfway house he was living in and no one could find him; V1 wanted desperately to

find her brother and help him. She also confided in Crawford that although she was working and earning money, she had been getting less hours and had less money to help her family. V1 went to Crawford because she remembered him bragging that he had friends in law enforcement and V1 thought one of his friends might be able to help her find her brother. Instead, Crawford told her "You want to make money, right? You want to help your brother? The quickest way is to go with this person to make money." Crawford told V1 to email him photographs of her. Desperate to help her brother, V1 sent Crawford the photographs he requested- provocative photographs of V1 in lingerie. Crawford told V1 she could do better and again offered to take the photographs for her. V1 did not accept.

Crawford would often bring rich men with expensive cars to Lincoln High School. Crawford would tell V1 that she should go "shopping" with the men to make money. On one of these occasions, Crawford gave another student (V4) the phone number of one of the men who visited the school so she could "get a job" with him. Crawford would tell that student that she had "the best cookie in school;" "Cookie" was a slang term used in Crawford's class to refer to sexual organs.

On approximately 20 occasions, Crawford tried to convince V1 to prostitute herself for money. On each occasion, it was someone Crawford had brought onto campus. Crawford would introduce the men to the class, but would later approach V1 to make personal introductions between her and the men. Crawford would tell her "I could hook you up, you go with the one guy who came to class, he has money. He could take you shopping and if things happen, you could make money out of it."

The fact that V1 had considered prostituting herself for money became overwhelming for V1. She started missing Crawford's class to avoid him; she began wearing baggy pants and hoodies to school; she would hide in the library and cry during her other classes. Ultimately, a teacher became concerned and referred her to the school psychologist. Because of the trauma she experienced, V1 left LHS and finished her senior year doing self-study.

8. V1 is informed and believes that SDUSD administrators did not do a proper background check on Crawford and therefore were negligent in their hiring of Crawford. It should be noted that Crawford claimed to have been a former gang member to students and also told them that he had done time in prison with one of his student's fathers.

SDUSD failed to adequately supervise and protect their students. SDUSD did not properly supervise visitors brought on campus by Crawford. SDUSD provided a school environment that subjected female students to repeated sexual harassment by their own teacher. SDUSD presided over a school where a teacher was teaching young girls to sell themselves for money. SDUSD knew or should have known that Crawford was not suited to be a teacher.

SDUSD administration turned a blind eye to what was going on right under their noses; Crawford's classroom was right next to the principal's office.

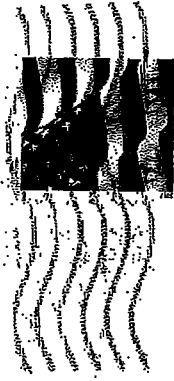
SDUSD administration and school police failed to take adequate measures to investigate previous complaints regarding Crawford, which allowed for ongoing victimization of female students.



San Diego Unified
SCHOOL DISTRICT

Risk Management Department

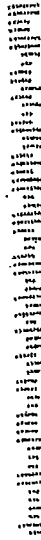
Revere Center, Room 7
4100 Normal Street
San Diego, CA 92103-2682



SAN DIEGO CA 92101

24 MAY 2019 09:31 L

Marlea Dell'Anno, Esq.
Dell'Anno Law Firm, APC
1320 Columbia Street, Suite 200
San Diego, CA 92101



92101-343550



San Diego Unified
SCHOOL DISTRICT

RISK MANAGEMENT

858-627-7345

Fax 858-627-7353

May 24, 2019

Marlea Dell'Anno, Esq.
Dell'Anno Law Firm, APC
1320 Columbia Street, Suite 200
San Diego, CA 92101

Re: Claim of "V1", a 17 year old

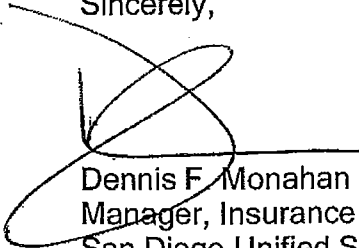
Dear Ms. Dell'Anno:

Notice is hereby given that the claim submitted to the San Diego Unified School District and received by this department on April 11, 2019 is rejected.

WARNING

Subject to certain exceptions, you have six months from the date this notice was personally delivered or deposited in the mail to file a court action on this claim. (See Government Code section 945.6) This notice was deposited in the mail on the above-stated date of this letter.

Sincerely,



Dennis F. Monahan
Manager, Insurance & Risk Services
San Diego Unified School District

DFM:cck

SUMMONS (CITACION JUDICIAL)

**NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):**

SAN DIEGO UNIFIED SCHOOL DISTRICT, a government entity;
JASON CRAWFORD; AND DOES 1 through 20

**YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):**

JANE DOE 1

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

FILED
Clerk of the Superior Court

AUG 28 2019

By: C. BRENNAN, Deputy

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. **¡AVISO!** Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. **AVISO:** Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

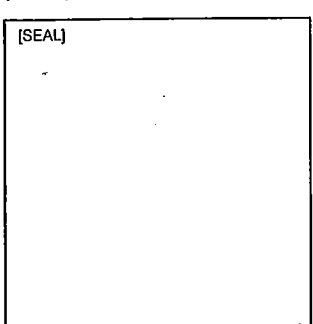
The name and address of the court is:
(El nombre y dirección de la corte es): San Diego Superior Court
330 W. Broadway
San Diego, CA 92101

CASE NUMBER:
(Número del Caso):
37-2019-00045907-CU-PO-CTL

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Marlea F. Dell'Anno 1320 Columbia Street, Ste. 200 San Diego, CA 92101 619 302 5711

DATE: August 28, 2019
(Fecha) Clerk, by C. Brennan, Deputy
(Secretario) (Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).



- NOTICE TO THE PERSON SERVED:** You are served
1. as an individual defendant.
 2. as the person sued under the fictitious name of (specify):
 3. on behalf of (specify):
under: CCP 416.10 (corporation) CCP 416.60 (minor)
 CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
 CCP 416.40 (association or partnership) CCP 416.90 (authorized person)
 other (specify):
 4. by personal delivery on (date):

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Marlea F. Dell'Anno (SBN 183669) DELL'ANNO LAW FIRM, APC 1320 Columbia Street, Ste. 200 San Diego, CA 92101 TELEPHONE NO.: 619.302.5711 FAX NO.: ATTORNEY FOR (Name): Jane Doe	FOR COURT USE ONLY <div style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">FILED</div> Clerk of the Superior Court <div style="font-size: 1.5em; font-weight: bold;">AUG 28 2019</div> By: C. BRENNAN, Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Diego STREET ADDRESS: 330 W Broadway Ave MAILING ADDRESS: CITY AND ZIP CODE: San Diego, CA 92101 BRANCH NAME: Central	CASE NAME: Jane Doe 1 v. San Diego Unified School District, et al.
CIVIL CASE COVER SHEET <input checked="" type="checkbox"/> Unlimited (Amount demanded exceeds \$25,000) <input type="checkbox"/> Limited (Amount demanded is \$25,000 or less)	Complex Case Designation <input type="checkbox"/> Counter <input type="checkbox"/> Joinder Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)
CASE NUMBER: 37-2019-00045907-CU-PO-CTL	JUDGE: DEPT:

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

Auto Tort <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input type="checkbox"/> Other PI/PD/WD (23) Non-PI/PD/WD (Other) Tort <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input checked="" type="checkbox"/> Other non-PI/PD/WD tort (35) Employment <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	Contract <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) Real Property <input type="checkbox"/> Eminent domain/Inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) Unlawful Detainer <input type="checkbox"/> Commercial (31) <input type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) Judicial Review <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403) <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) Enforcement of Judgment <input type="checkbox"/> Enforcement of judgment (20) Miscellaneous Civil Complaint <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) Miscellaneous Civil Petition <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:

a. <input type="checkbox"/> Large number of separately represented parties	d. <input type="checkbox"/> Large number of witnesses
b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve	e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
c. <input type="checkbox"/> Substantial amount of documentary evidence	f. <input type="checkbox"/> Substantial postjudgment judicial supervision

3. Remedies sought (check all that apply): a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive

4. Number of causes of action (specify): **Five (5)**

5. This case is is not a class action suit.

6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: **August 28, 2019**
Marlea F. Dell'Anno

 (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. Rules 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 other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet 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.

CASE TYPES AND EXAMPLES

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 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
Other PI/PD/WD

Non-PI/PD/WD (Other) Tort

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)

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
Other Contract (37)
Contractual Fraud
Other Contract Dispute

Real Property

Eminent Domain/Inverse Condemnation (14)
Wrongful Eviction (33)
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 (*non-domestic 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

FILED
Clerk of the Superior Court

AUG 28 2019

By: C. BRENNAN, Deputy

1 Marlea F. Dell'Anno (SBN 183669)
2 DELL'ANNO LAW FIRM, APC
3 1320 Columbia Street, Suite 200
4 San Diego, CA 92101
5 Tel: 619.302.5711
6 mfd@dellannolaw.com

7 Attorney for Plaintiff Jane Doe 1

8 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO**
9 **(CENTRAL DIVISION)**

10 JANE DOE 1,

11 Plaintiff,

12 vs.

13 SAN DIEGO UNIFIED SCHOOL DISTRICT,
14 a government entity; JASON CRAWFORD;
15 AND DOES 1-20;

16 Defendants.

CASE NO. **37-2019-00045907-CU-PO-CTL**

**EX PARTE APPLICATION TO FILE
COMPLAINT UNDER SEAL**

17
18 Plaintiff Jane Doe 1 moves the Court for an order allowing the filing of the complaint in
19 this action under seal pursuant to Rules 2.550 and 2.551 of the California Rules of Court. As
20 stated in the supporting declaration and memorandum of points and authorities filed herewith,
21 Plaintiff submits that the filing of the complaint under seal conforms with the requirements of
22 Rule 2.550 for the following reasons:

23
24 A. There exists an overriding interest that overcomes the right of public access to
25 the record in that the sealing of the complaint would preserve Plaintiff's anonymity and privacy
26
27
28

1 as an alleged victim of sexual exploitation, and there is little, if any, public interest in
2 identifying the victim;

3 B. The overriding interest supports the sealing of the record in that the sealing of the
4 record would preserve Plaintiff's anonymity and privacy;

5 C. A substantial probability exists that the overriding interest will be prejudice if the
6 record is not sealed in that the public disclosure of Plaintiff's identity and the nature of the
7 sexual exploitation will by definition be made public and this eliminate her anonymity and
8 privacy relating to the allegations in the complaint;

9 D. The proposed sealing is narrowly tailored in that the only information that is
10 redacted in the public complaint is information that directly or indirectly identifies Plaintiff;

11 E. No less restrictive means exist to achieve the overriding interest in that any
12 public disclosure of Plaintiff's identity and the nature of the acts will prejudice their anonymity
13 and privacy.
14

15 This motion is based on the Declaration of Marlea F. Dell'Anno filed herewith and
16 Plaintiff Jane Doe 1's Memorandum of Points and Authorities Supporting Motion to File
17 Complaint under Seal.
18

19 Date: August 28, 2019



20
21
22 Marlea F. Dell'Anno, Attorney for
23 Plaintiff Jane Doe 1
24
25
26
27
28

AUG 28 2019

By: C. BRENNAN, Deputy

1 Marlea F. Dell'Anno (SBN 183669)
2 DELL'ANNO LAW FIRM, APC
3 1320 Columbia Street, Suite 200
4 San Diego, CA 92101
5 Tel: 619.302.5711
6 mfd@dellannolaw.com

7 Attorneys for Plaintiff Jane Doe 1

8 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO**
9 **(CENTRAL DIVISION)**

10 JANE DOE 1

11 Plaintiff,

12 vs.

13 SAN DIEGO UNIFIED SCHOOL DISTRICT,
14 a government entity; JASON CRAWFORD;
15 AND DOES 1-20;

16 Defendants.

CASE NO. **37-2019-00045907-CU-PO-CTL**

**PLAINTIFF'S POINTS AND
AUTHORITIES SUPPORTING EX
PARTE APPLICATION TO FILE
COMPLAINT UNDER SEAL**

17
18 This case involves the sexual harassment of a female minor by her teacher. This
19 application seeks permission to file the complaint under seal to keep the identity of plaintiff
20 from becoming public record.

21
22 1. Authority to Seal

23 CRC Rules 2.550 and 2.551 support this request to seal. Procedurally, plaintiff has
24 compiled with the four requirements in CRC Rule 2.551(b)(1)(2):

25 a. Plaintiff submits this application;

26 b. The application is supported by a memorandum of points and authorities;

- 1 c. The application is supported by the Declaration of Marlea F. Dell'Anno; and
2 d. No other parties have appeared in this action.

3 Substantively, this application and the declaration of counsel demonstrate sufficient
4 facts for the Court to make the “[e]xpress factual findings required to seal records” under CRC,
5 Rule 2.550(d), which are:
6

- 7 a. There exists an overriding interest (the identity of a sexual assault victim) that
8 overcomes the right of public access to the record;
9 b. The overriding interest supports sealing the record;
10 c. A substantial probability exists that the overriding interest will be prejudiced if the
11 record is not sealed;
12 d. The [proposed sealing is narrowly tailored; and
13 e. No less restrictive means exist to achieve the overriding interest.
14

15 The first three factors are met because this case involves sexual misconduct against a
16 woman. (See Complaint; M Dell'Anno Dec.). *NBC Subsidiary (KNBC-TV), Inc. V. Sup. Ct.*
17 (1999) 20 Cal.4th 1178; *Richmond Newspapers v. Virginia* (1980) 448 U.S. 555. In *NBC*, the
18 California Supreme Court cited the U.S. Supreme Court’s conclusion that, “historical tradition
19 supported closure of some trials [even criminal trials] during the testimony of minor sex
20 victims,” and that, “[t]he court found that one asserted state interest-protection of minor victims
21 of sex crimes from further trauma and embarrassment— was compelling....” *Id.* at 1203. This is
22 a civil trial for money damages, not a criminal trial as in *Richmond*, which makes the interest of
23 protecting the victims of sexual assault in this case all the more “compelling” or overriding.
24

25 The last two factors are also met. This application does not seek a broadly-worded order
26 closing this entire case to the public. Instead, it simply seeks that the complaint and related
27
28

1 pleadings identifying the plaintiff be sealed. It should be noted that the redacted complaint—
2 which would be public— is exactly the same as the complaint to be sealed, except that it uses a
3 fictitious name for the plaintiff, Jane Doe. Given the narrowly tailored manner this application
4 seeks to protect a sexual assault victim, there is “no less restrictive” means to achieve this
5 overriding interest.
6

7
8
9 Date: August 28, 2019



10 Marlea F. Dell'Anno, Attorney for
11 Plaintiff Jane Doe 1
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1 Marlea F. Dell'Anno (SBN 183669)
2 DELL'ANNO LAW FIRM, APC
3 1320 Columbia Street, Suite 200
4 San Diego, CA 92101
5 Tel: 619.302.5711
6 mfd@dellannolaw.com

7 Attorneys for Plaintiff Jane Doe 1

FILED
Clark of the Superior Court

AUG 28 2019

By: C. BRENNAN, Deputy

8 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO**
9 **(CENTRAL DIVISION)**

10 JANE DOE 1,

11 Plaintiff,

12 vs.

13 SAN DIEGO UNIFIED SCHOOL DISTRICT,
14 a government entity; JASON CRAWFORD;
15 AND DOES 1-20;

16 Defendants.

CASE NO. **37-2019-00045907-CU-PO-CTL**

**DECLARATION OF MARLEA F.
DELL'ANNO IN SUPPORT OF
APPLICATION TO SEAL**

17
18 I, Marlea F. Dell'Anno, declare as follows:

19 1. I am an attorney licensed to practice in California and am the attorney for
20 plaintiff in this action.

21
22 2. The facts stated in this declaration are within my personal knowledge, and if
23 called as a witness, I can testify competently to these facts.

24 3. Plaintiff Jane Doe is a woman who alleges she was the victim of sexual
25 harassment and attempted pandering by her teacher, JASON CRAWFORD. I have investigated
26
27

28 **DECLARATION OF MARLEA F. DELL'ANNO IN SUPPORT OF APPLICATION TO FILE COMPLAINT
UNDER SEAL**
JANE DOE 1 vs. SAN DIEGO UNIFIED SCHOOL DISTRICT, a government entity; JASON CRAWFORD; AND
DOES 1-20

1 the basic facts that make this action worthy of being sealed, which relate to the sexual
2 humiliation and abuse Jane Doe endured at the hands of defendant JASON CRAWFORD.

3 4. The redacted complaint accompanying this application to file the action under
4 seal is the same as the complaint where plaintiff is named is sought to be filed under seal,
5 except that the plaintiff has been given a fictitious name, Jane Doe.
6

7 I declare under penalty of perjury under the laws of California that the foregoing is true
8 and correct dated August 28, 2019, at San Diego, California.
9

10 
11
12 Marlea F. Dell'Anno

AUG 30 2019

By: C. BRENNAN, Deputy

1 Marlea F. Dell'Anno (SBN 183669)
2 DELL'ANNO LAW FIRM, APC
3 1320 Columbia Street, Suite 200
4 San Diego, CA 92101
5 Tel: 619.302.5711
6 mfd@dellannolaw.com

7 Attorneys for Plaintiff Jane Doe 1

8 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO**
9 **(CENTRAL DIVISION)**

10 JANE DOE 1,

11 Plaintiff,

12 vs.

13 SAN DIEGO UNIFIED SCHOOL DISTRICT,
14 a government entity; JASON CRAWFORD;
15 AND DOES 1-20;

16 Defendants.

CASE NO. **37-2019-00045907-CU-PO-CTL**

**ORDER ON EX PARTE APPLICATION
TO FILE COMPLAINT UNDER SEAL**

17
18 Having reviewed the Complaint, Plaintiff's Ex Parte Application to File Complaint
19 Under Seal, Plaintiff's Memorandum of Points and Authorities in Support thereof, and the
20 Declaration of Marlea F. Dell'Anno, and pursuant to Rule 2.550 of the California Rules of
21 Court, the Court makes the following express findings:

22
23 (1) There exists an overriding interest that overcomes the right of public access to the
24 record;

25 (2) The overriding interest supports sealing the record;

26 (3) A substantial probability exists that the overriding interest will be prejudiced if record
27 is not sealed.
28

1 (4) The proposed sealing is narrowly tailored; and

2 (5) No less restrictive means exist to achieve the overriding interest.

3
4 IT IS HEREBY ORDERED THAT THE COMPLAINT FILED HEREWITH SHALL
5
6 REMAIN UNDER SEAL.

7
8
9
10
11 DATED: **AUG 30 2019**

Eddie C. Sturgeon

Judge of the Superior Court