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8 **SUPERIOR COURT OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES**

10 BAT WORLD SANCTUARY,
11 AMANDA LOLLAR, KONSTANTIN
12 KHIONIDI, JOHN DOES 1-100

13 *Plaintiff*

14 v.

15 MARY CUMMINS
16 *Defendant*

17) Case No. BS140207
18)
19) DEFENDANT’S REPLY TO
20) PLAINTIFF’S OPPOSITION TO
21) DEFENDANT’S MOTION TO
22) VACATE RENEWAL OF JUDGMENT
23)
24) Date: November 28, 2022
25) Time: 8:30 a.m.
26) Room: Dept 24
27) Judge: Hon. Kristin S. Escalante
28) Reservation ID: 425701048689
29) Fee Waiver: February 19, 2016

30 **DEFENDANT’S REPLY TO PLAINTIFF’S OPPOSITION TO MOTION TO**
31 **VACATE RENEWAL OF JUDGMENT**

32 **I. INTRODUCTION, SUMMARY OF FACTS**

33 Plaintiff’s Attorney Philip Stillman misstates the facts in Plaintiff’s Opposition to
34 Defendant’s Motion to Vacate, Modify the judgment. Defendant replies using
35 Plaintiff’s same numbered statements.

36 (1) Defendant never defamed Plaintiff Amanda Lollar. To this day Plaintiff has
37 never stated what statement of fact Defendant made which they feel is defamatory.

38 Even the signed judgment does not include the alleged defamatory statements or the
39 **DEFENDANT’S REPLY TO PLAINTIFF’S OPPOSITION TO MOTION TO VACATE RENEWAL**
40 **OF JUDGMENT**

1 word “defamation.” Plaintiff stated those are just items they wanted removed. The
2 Appeal Court later ruled that it was unconstitutional prior restraint to not allow the
3 statements to be made again in the future. Defendant still never reposted the
4 statements. All of the items in the judgment are verifiable facts linked to government
5 and third party pdf documents which prove each statement. Plaintiff Amanda Lollar
6 sued Defendant a second time for the exact same copy/paste claims. The second suit
7 was after the passage of the Texas Defamation Mitigation Act and the Citizenship
8 Participation Act. Because of so many frivolous Texas defamation cases Texas made it
9 mandatory for Plaintiffs to show and prove defamation. That case was dismissed
10 because Defendant never defamed Plaintiff and Plaintiff forged their exhibits and
11 submitted perjured testimony. Plaintiff will soon have to answer to a criminal
12 investigation and complaint because of the forged exhibits and perjured statements
13 made by Plaintiff Lollar and their Texas attorney.

14 (2) Russian Plaintiff and owner of the judgment Konstantin Khionidi does not exist.
15 Plaintiff’s attorneys have never proven Plaintiff exists. There is not one notarized
16 signature even though Plaintiff’s attorney Philip Stillman swore to the Court that one
17 would be provided. The only signatures look exactly like the signature of Plaintiff
18 Amanda Lollar who has a very long history of forging documents and signatures. The
19 trust agreement even states it would be, was notarized but it was never notarized. On
20 the contrary the original Plaintiff Amanda Lollar has repeatedly publicly stated that
21 they, Amanda Lollar, are the Russian Plaintiff in disguise and that they own the
22 judgment. Plaintiff Lollar’s Texas attorney Randy Turner even publicly stated many
23 times since the judgment was assigned to the Russian that Defendant owes the
24 judgment to Lollar. Plaintiff has used this straw man to not have to comply with
25 discovery and subpoenas for deposition because the Russian is over 100miles away
26 and Lollar becomes a third party. Defendant challenges Plaintiff to prove to this Court
27 that they exist. The Courts have never stated in any court order that Plaintiff exists and

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OF JUDGMENT

1 is a real person who is able to file a lawsuit. It has never been litigated and lost. The
2 case is currently in appeal in the Ninth Circuit. Someone who does not exist can't file a
3 lawsuit which Konstantin has done. If Plaintiff is allowed to not have to prove they
4 exist, then Defendant can, will give, assign the judgment, the debt instrument, to
5 someone who does not exist in a far away country.

6 (3) The amount of the Texas judgment is incorrect. Defendant never denied credit
7 for the bank account taken by Plaintiff. Defendant disputes the interest rate and dates.
8 The judgment states "IT IS FURTHER ORDERED that the total amount of the
9 judgment here rendered will bear interest at the rate of five percent (5%) per year from
10 the date of this judgment until paid." It also states "All other relief not expressly
11 granted in this judgment is denied." It does not state 10% interest in California. The
12 judgment was signed August 27, 2012. A judgment does not exist until it is signed.
13 Plaintiff added interest from the date of the trial and not the date the judgment was
14 signed. As it is Judge William Brigham did not have jurisdiction over the case when he
15 signed the judgment because (1) he never signed or filed an oath of office, (2) he was
16 only assigned to the case for five days ending June 11, 2012 and (3) he was over the
17 mandatory retirement age of 75 because he was 84 with a deteriorating mind. He died
18 after the trial. Brigham was the go to Judge to throw cases for friends in Fort Worth,
19 Texas. Plaintiff's attorney Turner even bragged about this in Court to Defendant!

20 Defendant never received the April 25, 2013 judgment recorded with the County.

21
22 A. The Issue of the Existence of the Assignee was Never Litigated

23 There is no court order which states Plaintiff Konstantin Khionidi is a real person
24 who exists and has the ability to enter into an agreement, contract and file a lawsuit.
25 The May 9, 2022 order case 2:21-cv-04671-AB from Judge Andre Birotte is in appeal
26 in the Ninth Circuit. Clearly Judge Birotte can't rule on the appeal of his own court
27 order. If that were legal, all appeals would be lost. Defendant filed a Motion to Recuse
28 Judge Andre Birotte from hearing the Appeal of his own court order when Defendant

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1 saw that the appeal of Birotte's order was assigned back to Judge Andre Birotte when
2 another Judge didn't want the case. The Motion to Recuse was not heard because
3 Birotte referred the case to the Ninth Circuit. Then Birotte ruled against the Appeal
4 after he referred it. Parties await the result of the Ninth Circuit appeal.

5 **B. Renewal of Judgment was not Legal**

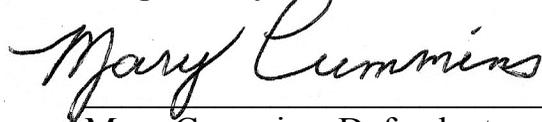
6 For all the reasons stated in Defendant's original Motion to Vacate the Judgment
7 the Renewal of Judgment was not legal or proper. If Stillman's friend Peter Hoffman
8 disbarred attorney and convicted felon for mail fraud had served the document, he
9 should have signed it and not Stillman. That looks like mail fraud.

10 Philip Stillman is not the attorney of record for Plaintiff in BS140207. It's James J
11 Little. After Little died another attorney took over his cases.

12 **CONCLUSION**

13 For the foregoing reasons, Defendant requests that this judgment be vacated or in
14 the alternative at least modified.

15 Respectfully submitted,

16 

17
18 Mary Cummins, Defendant

19 Dated: November 16, 2022

