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8 Attorneys for Defendants,  
9 LA Clippers, LLC and Jerry West  
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11 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
12 COUNTY OF LOS ANGELES  
13 CENTRAL DISTRICT

14 JOHNNY WILKES,

15 Plaintiff,

16 vs.

17 LA CLIPPERS LLC; JERRY WEST; and  
18 DOES 1-100, Inclusive,

19 Defendants

CASE NO. 20STCV47642

**DEFENDANTS LA CLIPPERS LLC AND  
JERRY WEST'S REQUEST FOR  
JUDICIAL NOTICE IN SUPPORT OF  
DEFENDANTS' DEMURRER**

Judge: Hon. Jon R. Takasugi  
Dept: 17

Action Filed: 12/14/2020

Hearing Date: June 21, 2021  
Time: 10:00:00 AM

Reservation ID: 340877568623

1 Pursuant to California Code of Civil Procedure Section 430.30, California Evidence Code  
2 Sections 452-454, and California Rule of Court 3.1306(c), Defendants LA Clippers LLC and Jerry  
3 West respectfully request that the Court take judicial notice of the following five exhibits, which  
4 are submitted in support of Defendants’ concurrently filed Demurrer to Complaint brought by  
5 Plaintiff Johnny Wilkes.

6 **Exhibit A** is a letter that Plaintiff drafted for Defendant Jerry West and produced in  
7 response to Defendants’ document requests, Bates labeled JWILKES 0051. Plaintiff Johnny  
8 Wilkes identified this document at his deposition. (169: 25; 170: 1-25);

9 **Exhibit B** is a nearly identical version of the same letter with one change, identified in  
10 Plaintiff’s deposition as Exhibit 8. Plaintiff Johnny Wilkes identified this document at his  
11 deposition. (195: 22-25);

12 **Exhibit C** are true and correct copies of pages 139-142, 168-171, and 195-199 from  
13 Plaintiff Johnny Wilkes’ deposition testimony taken on January 25, 2021.

14 **Exhibit D** is an article published by NBA.com, listing Jerry West’s accomplishments as an  
15 NBA player and executive, including that he was twice named as NBA Executive of the Year as  
16 set forth in Defendants’ Demurrer; and

17 **Exhibit E** is a Los Angeles Times article confirming that Mitch Frankel was Kawhi  
18 Leonard’s agent during the time period at issue.

19 Judicial notice of each of these exhibits is proper because they are “[f]acts and propositions  
20 that are not reasonably subject to dispute and are capable of immediate and accurate determination  
21 by resort to sources of reasonably indisputable accuracy.” Cal. Evid. Code §§ 452(d), 453.

22 In connection with a demurrer, California courts may take judicial notice of verified  
23 deposition testimony. *See Del E. Webb Corp. v. Structural Materials Co.*, 123 Cal. App. 3d 593,  
24 604-05 (1981) (“The court will take judicial notice of records such as admissions, answers to  
25 interrogatories, affidavits, and the like, when considering a demurrer[.]”); *Joslin v. H.A.S. Ins.*  
26 *Brokerage* 184 Cal.App.3d 369 (1986) (courts may accept deposition testimony to the extent it  
27 was not or could not be disputed).

28

1 In addition, “the trial court shall take judicial notice of any matter specified in Section 452  
2 if a party requests it and: (a) [g]ives each adverse party sufficient notice of the request, through the  
3 pleadings or otherwise, to enable such adverse party to prepare to meet the request; and (b)  
4 [f]urnishes the Court with sufficient information to enable it to take judicial notice of the matter.”  
5 (Cal. Evid. Code § 453.)

6 Here, Defendants are providing timely notice of this request by concurrently filing it with  
7 their Demurrer to Plaintiff’s Complaint, and the exhibits attached to the Declaration of Duane R.  
8 Lyons in Support of Defendants’ Request for Judicial Notice are true and correct copies of the  
9 documents from which the Court may judicially notice the above matters.

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DATED: February 19, 2021

QUINN EMANUEL URQUHART & SULLIVAN, LLP

By 

Duane R. Lyons  
Attorneys for Defendants,  
LA CLIPPERS LLC and JERRY WEST

# **EXHIBIT A**

I am pleased to be a member of the team to “bring Kawhi back home” by way of his signing with the LA Clippers. It was a true testament to doing what was best for the athlete and the prospective team. The proper networking and discussions led to a good match at the best time.

The Kawhi signing itself has already made the LA Clippers a topic of televised conversations regarding the real possibility of winning NBA titles within the next two years.

We would like to continue to be on the LA Clippers team and further develop our relationship and help further develop a larger fan base.

Over the past 2 years, Johnny Wileks worked with Kawhi to position his need to come “back home” so that it was specifically as a member of the “LA Clippers”. Johnny consistently pursued several networking opportunities where he then became a center of influence for Kawhi Leonard. Therefore, representing the interest of the LA Clippers. The 2-year network building investment was close to \$200, 000 used for air travel; hotel; cars etc. in networking to “bring Kawi Home”. With that in mind, I am asking for a cash infusion to a non-profit or a Trust of \$2.5 Million which equals the commission given to an NBA agent who on average gets about 2-2.5% of the player’s signing contract.

I would like to be installed as the vice president of special events for the LA Clippers. The primary goal is to build the LA Clippers brand and presence in Los Angeles. I would have programs that interface with the youth, minority-owned business as well as the larger businesses. I envision this position would be based on a 5-year contract with a staff for 4 to 5 people a year to assist throughout the communities. I recommend the following specific activities to help achieve that goal.

I would re-brand the Clutch Basketball program that Jerry West implemented. He did a phenomenal job of using the basic skills required in basketball to sharpen the acumen of many students allowing them an opportunity to compete for scholarships. This program is aimed at the youth but should resonate with many parents that have now have children.

Several minority-owned companies get overlooked as a viable opportunity for big business contracts. I would like to have a qualified minority-owned security company be offered a contract with the LA Clippers.

Based on my interest in developing local basketball talent, annually, I would like the ability to invite up to 3 basketball player candidates to try out on the LA Clippers G League.

There are local coaches that have NBA experience, I am interested in recommending as local coaches for the Clippers G League.

As we help increase loyalty to the LA Clippers, I would like to do some brand building and awareness in the business community. It would be advantageous to have access to 4 court side LA Clipper seats and a skybox to bring in community businesses.

There is a vast number of unhealthy students, some of which desire to become future NBA players. The LA Clippers could educate students on eating healthy by serving them healthy meals. Based on the “vertical diet”, I would like to introduce students to the LA Clippers Healthy Meal Program. This eating program will increase student and athletes’ performance and productivity, on and off the basketball court. Long term, it provides health and a loyal LA Clippers fan for life.

**Summary of Requests**

Johnny Wileks becomes vice president of LA Clippers Special Events with a 5 year contract
Re-Brand and implement 2020 Clutch Program
Minority-Owned security company gets a contract with the LA Clippers
Ability to recommend 3 players annually to G League
Recommends coaches for hire in the G League
Access to 4 court side seats and a skybox for business guests
Implementation of the LA Clippers Healthy Meals Program

# **EXHIBIT B**

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### Summary of Requests

Johnny Wileks receives \$2.5 Million through a non-profit or trust
Johnny Wileks becomes vice president of LA Clippers Special Events with a 5-year contract
Re-Brand and implement 2020 Clutch Program
Minority-Owned security company gets a contract with the LA Clippers
Ability to recommend 3 players annually to G League
Recommends coaches for hire in the G League
Access to 4 court side seats and a skybox for business guests
Implementation of the LA Clippers Healthy Meals Program

# **EXHIBIT C**

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES  
CENTRAL DISTRICT

JOHNNY WILKES, )  
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Plaintiffs, )  
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VS. )  
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)  
LA CLIPPERS LLC; JERRY )  
WEST; and DOES 1-100, )  
Inclusive, )  
)  
)  
Defendants. )  
\_\_\_\_\_)

Case No. 20STCV47642

DEPOSITION OF:

JOHNNY WILKES  
MONDAY, JANUARY 25, 2021  
10:35 A.M.

Reported by: GINA M. CLOUD  
CSR No. 6315

1 BY MR. LYONS:

2 Q. I asked you what Mr. West's response was,  
3 and you said his response was "We can sit down and  
4 talk about it." Did he say that to you, yes or no?

5 A. He said a lot of things in that conversation 03:02:53  
6 that night. That was one of the things he said to  
7 me. A lot of other things said to me. I just wanted  
8 to be paid. So we were trying to figure out a way  
9 for me to get paid, and it was a lot of things said,  
10 sir. 03:03:12

11 Q. We're going to spend some time going over  
12 all of the things that were said, and we're not  
13 going to rush through it.

14 So just so that you understand, my question  
15 to you was: You said, "I want to be compensated," 03:03:24  
16 and Mr. West said, "We can sit down and talk about  
17 it."

18 Did he say that before or after you told  
19 him how much money you wanted?

20 A. I don't recall. 03:03:40

21 Q. When you told him that you wanted to be  
22 compensated \$2.5 million, tell me as best you can  
23 exactly what he said as soon as he said you wanted  
24 \$2.5 million?

25 A. Mr. Ballmer will take care. That was the 03:04:00

1 whole pitch they sold me; that Steve Ballmer would  
2 take care of me.

3 Q. Just so I'm clear, when you said  
4 \$2.5 million, there was no negotiation from Jerry  
5 West about \$2.5 million; is that correct?

03:04:18

6 A. This is June 28. This is the time the free  
7 agents was about to start, so I just wanted to make  
8 sure I got everything to who I was going give the  
9 information to. So I had already made my pitch way  
10 back to Magic. On the 28th I made my pitch to Jerry  
11 West. And this wasn't discussed, so I went on from  
12 there and that's when I decided who was going to sell  
13 the information.

03:04:36

14 Q. We're not done with this yet, so we're  
15 still back on the telephone conversation. I don't  
16 want to go back in time. We're focusing on the  
17 telephone conversation.

03:04:49

18 A. Yes, sir.

19 Q. On this telephone conversation, my question  
20 to you is was there any negotiation after you said  
21 to Mr. West, "I'll pay" -- "I want \$2.5 million"?

03:05:03

22 A. He said Mr. Ballmer would take care of me.

23 Q. What did you tell Mr. West you were going  
24 to do to make the princely sum of \$2.5 million?

25 A. I didn't discuss anything at that time on

03:05:24

1 the telephone with him.

2 Q. Just so I'm clear, as far as your  
3 understanding, what did you think Jerry West was  
4 going to be paying \$2.5 million for?

5 A. For my help trying to get Kawhi Leonard to 03:05:42  
6 sign with the Clippers.

7 Q. Just so I'm clear, in terms of help, had  
8 you told Jerry West that you were going to do  
9 anything?

10 A. You have to understand -- 03:05:55

11 Q. I don't have to understand anything. I'm  
12 asking you to listen to my question and answer my  
13 question. Did you tell Jerry West that you would do  
14 anything for \$2.5 million?

15 A. At that time, no. 03:06:09

16 MR. LYONS: Thank you.

17 Let's take a break.

18 THE VIDEOGRAPHER: Going off the record.

19 The time is 3:06 p.m.

20 (Recess taken.) 03:06:23

21 THE VIDEOGRAPHER: We are back on the  
22 record. Time is 3:20 p.m.

23 BY MR. LYONS:

24 Q. With regard to this \$2.5 million, you claim  
25 that Mr. West -- was it Mr. West who said that 03:20:14

1 Mr. Ballmer will take care of you?

2 A. Yes, that's the pitch they sold me through  
3 the whole process; that Mr. Ballmer would take care.

4 Q. You said "they." So my question is not  
5 "they," but I'm asking specifically what Jerry West 03:20:29  
6 said.

7 A. When I say "they," I'm talking about Sam and  
8 Jerry West. You have to realize, sir, that through  
9 all this, through the early communications that when  
10 I was talking, that Sam was doing -- because we knew 03:20:46  
11 it was tampering, all that type of stuff, and that  
12 Sam and Jim were communicating with Jerry, and Sam  
13 would communicate with me, and I would give  
14 information to Sam, and Sam would relate information  
15 back to Jerry sometime. 03:21:06

16 Q. Just so that we're clear -- and I'll move  
17 to strike as nonresponsive -- I am not interested in  
18 what you think Sam told Jerry, unless I specifically  
19 ask you that. I'm more interested in what you  
20 actually know because you heard it yourself. 03:21:25

21 So right now my question is did Jerry West  
22 tell you that Mr. Ballmer would take care of it --

23 A. Yes.

24 Q. -- with \$2.5 million?

25 A. Yes. 03:21:41

1 My question to you was: You did not  
2 provide Mr. West with any more information after the  
3 text he sent on July 1st; isn't that true?

4 A. I don't recall. I don't know if we had  
5 telephone conversations or not. But no more text 03:59:41  
6 messages.

7 Q. As you sit here today, other than life  
8 after basketball, family and the Clippers roster,  
9 what other information did you provide to Jerry  
10 West? 03:59:52

11 A. Through conversations, I mean, I don't  
12 recall everything, but that was the most important  
13 thing because that's what Dennis asked me to sell to  
14 everybody, so I'm just doing what Dennis asked me to  
15 do, sir. I mean, it's like -- I'm just doing what I 04:00:09  
16 was asked to do. So, life after basketball, I sold  
17 the pitch. Sam told Jerry how close me and Dennis  
18 were, and that I had a lot of influence on Dennis  
19 and, you know, so...

20 Q. Are you finished with your answer? 04:00:40

21 A. Yes.

22 Q. Now, you see the next text you have with  
23 Jerry West is September 30, 2019, right?

24 A. Yes.

25 Q. I know that you have communications with 04:01:07

1 him, but right now the last text that you had was on  
2 July 7, and the next text after that was September  
3 30 where you say, "it was good seeing you at the  
4 boxing match." Do you see that?

5 A. Yes. 04:01:22

6 Q. What boxing match was that?

7 A. It was at the Staples Center. It was Errol  
8 Spence and Shawn Porter. I would have to look and  
9 see who was fighting. I think it was that fight.

10 Q. How is it that you ran into Mr. West at a 04:01:42  
11 boxing match?

12 A. He was at the boxing match and me and Dennis  
13 was at the boxing match.

14 Q. So it was just coincidence that you ran  
15 into each other? 04:01:53

16 A. We saw him over there, and on the way out he  
17 came over and spoke to us and told us he had been  
18 trying to contact me on an 818 number, but that's not  
19 my number; it's Sam's number. So that's why I gave  
20 him my contact information, and we communicated a 04:02:06  
21 little bit more. This is the number he always had on  
22 me. That was my old number, but I made sure he had  
23 my new number. I gave it to him. He had been  
24 communicating with Sam.

25 Q. So now what I want you to do is go to page 04:02:29

1 51, which is the last page of your notes here. Do  
2 you recognize this document?

3 A. Yes.

4 Q. What do you recognize this to be?

5 A. It was something we presented Jerry West at 04:03:04  
6 the meeting.

7 Q. When you say "we," who is we?

8 A. Sam. You have to realize Sam was the one  
9 who initiated all this Clippers stuff. He made the  
10 pitch to me. 04:03:20

11 Q. Who drafted this letter?

12 A. I actually talked to Sam and he gave some  
13 ideas of the things he wanted in the letter and I  
14 kind of like drafted and put it together.

15 Q. Did you type it up yourself or did somebody 04:03:34  
16 else type it for you?

17 A. I think I had my sponsor type this up for  
18 me.

19 Q. Your sponsor? What do you mean, your  
20 sponsor? 04:03:43

21 A. Basketball sponsor.

22 Q. You typed this up and then -- you typed it  
23 up. Did you bring it with you to the E. Baldi  
24 meeting?

25 A. Yes. 04:04:03

1 Q. So let's talk about the E. Baldi meeting,  
2 and then -- that was on July 23, right?

3 A. Yes.

4 Q. Who was present at that meeting?

5 A. Sam, Jerry West, Jim Gray and myself, Johnny 04:04:18  
6 Wilkes.

7 Q. And that was lunch, right?

8 A. Correct.

9 Q. And how long did the lunch last?

10 A. I don't recall. I think it was a couple 04:04:31  
11 hours.

12 Q. Who picked up the tab for lunch?

13 A. I think Jerry may have. I think that's his  
14 favorite restaurant, if I recall.

15 Q. Had you ever met Jim Gray before? 04:04:45

16 A. That was my first time meeting him.

17 Q. So Jim Gray --

18 A. Let me rephrase that. I don't recall. I  
19 don't know if that was the first meeting or not. I  
20 might have met Jim at a boxing match, I don't recall. 04:05:03

21 Q. It would be fair to say that you have no  
22 recollection of meeting him before the E. Baldi  
23 meeting?

24 A. Correct.

25 Q. What did you discuss at the lunch? 04:05:16

1 THE VIDEOGRAPHER: Sure.

2 MR. LYONS: I'm guessing we've been going  
3 about four hours, but we'll see.

4 THE VIDEOGRAPHER: Going off the record.

5 The time is 4:32 p.m. 04:32:32

6 (Recess taken.)

7 THE VIDEOGRAPHER: We're back on the  
8 record. The time is 4:54 p.m.

9 BY MR. LYONS:

10 Q. Mr. Wilkes, we've loaded another exhibit 04:54:38  
11 which you can look at on your computer and see if  
12 you can open Exhibit 8.

13 Kenechi, you're going to have to reload  
14 your system.

15 MR. AGU: I'm reloading it now. 04:54:56

16 (The document referred to was marked as  
17 Exhibit 8 for identification and is attached  
18 hereto.)

19 BY MR. LYONS:

20 Q. It should look familiar. It's similar to 04:56:27  
21 the exhibit we were just looking at.

22 So Mr. Wilkes, we've placed another exhibit  
23 in front of you, Exhibit 8. Do you recognize this  
24 exhibit.

25 A. Yes. 04:57:04

1 Q. And you'll see that this is similar to the  
2 letter that we were just looking at, except let me  
3 direct your attention to the bottom. And you see  
4 where it says summary of requests?

5 A. Yes.

04:57:21

6 Q. It says: "Johnny Wilkes receives  
7 \$2.5 million through a nonprofit or trust."

8 A. Yes.

9 Q. So this is the same letter, that's the only  
10 difference. Do you know why these two letters are  
11 different?

04:57:33

12 A. I don't know why they're different. I never  
13 asked, but I just know that it was stated the 2.5. I  
14 can't tell you why it wasn't put down --

15 Q. I'm sorry, say again?

04:57:46

16 A. No, I couldn't tell you. I just know we  
17 asked for the 2.5 in the letter, so it's not down  
18 here, so I don't know why it wasn't put in there.

19 Q. You see it now on this version. You see  
20 that \$2.5 million is there?

04:57:59

21 A. Correct.

22 Q. So there are two documents, one has a  
23 \$2.5 million at the first line of the summary of  
24 requests, and the second version, or the other  
25 version, doesn't have that. Do you see that?

04:58:13

Page 196

1 A. Yes, I see it.

2 Q. And so do you know why there are two  
3 different documents?

4 A. Probably just an error.

5 Q. You sent a letter to Jim Gray, didn't you, 04:58:37  
6 with this information, right?

7 A. I think I sent it or gave it to Jim; one of  
8 the two.

9 Q. And you had his e-mail address and you  
10 mailed him this letter, right? 04:58:50

11 A. Yes.

12 Q. And you'll see the e-mail, I'll represent  
13 to you that Exhibit 8 is a letter that we have, and  
14 you see it references a \$2.5 million to a nonprofit  
15 or trust listed under summary of requests, and my 04:59:06  
16 question to you, sir, is why did the version you  
17 produced in this litigation have that line deleted  
18 from your summary of requests?

19 A. I think they had deleted -- it might have  
20 just been they didn't put it in this one, but you 04:59:24  
21 have to realize, I think we did this again, and I  
22 think at a certain point Sam had told me that they  
23 wanted me to delete all my information because the  
24 NBA was doing an investigation, and that's the only  
25 thing. I don't know why it wasn't put down in the 04:59:42

1 summary, but it was put in the upper part of the  
2 letter where 2.5, that's the most important thing in  
3 this letter, to me, so I don't know why it wasn't put  
4 down here.

5 Q. You see that this is listed as a request, 04:59:57  
6 right? You'll see it's a request. Summary of  
7 requests, Johnny Wilkes receives 2.5 million through  
8 a nonprofit for trust. My question is why was it  
9 listed as a request instead of --

10 A. It's up in the letter. It wasn't put in the 05:00:13  
11 summary, so I couldn't tell you, sir, probably just a  
12 misprint like they misprinted my name here and other  
13 things, so I couldn't tell you that. I couldn't  
14 answer that.

15 Q. Which version of this letter did you give 05:00:25  
16 to Jerry West?

17 A. I'm assuming it was the first one that you  
18 just put right there. Might have been -- I don't  
19 know which one I gave to Mr. West.

20 Q. But you realize that there are two versions 05:00:38  
21 and you don't dispute that there are two versions?

22 A. Well, two versions you mean on the summary  
23 request?

24 Q. Yes.

25 A. Now that I'm looking, I see that it is, yes. 05:00:47

1 Q. And you think you gave Mr. West the one  
2 that says "Johnny Wilkes receives 2.5 million  
3 through a nonprofit" --

4 A. I don't know which one I gave Mr. West. I  
5 couldn't tell you which one was given to him. 05:00:59

6 Q. Just listen to my question and tell me --  
7 this is sort of a yes-or-no question.

8 Did you delete the line or tell someone to  
9 delete the line that says "Johnny Wilkes receives  
10 2.5 million through a nonprofit or trust"? Did you 05:01:19  
11 tell somebody to delete that?

12 A. No.

13 Q. As you sit here today, you have no idea why  
14 that was deleted from the version that you produced?

15 A. It was deleted from the summary request down 05:01:34  
16 below, no, I don't have any idea why that was  
17 deleted.

18 Q. So why don't you put that aside for a  
19 second. Let me ask you to go back to your text  
20 messages, and if we can go to page 42 of your text 05:02:13  
21 messages, Exhibit 1, page 42. You'll see that this  
22 begins with text messages on July 15 that says:

23 "Sam, what time are we meeting with Jerry West  
24 tomorrow?"

25 Do you see that, July 15? 05:02:58

# **EXHIBIT D**



Navigation bar with Golden State Warriors logo, search bar, and links for TICKETS, SCHEDULE, TEAM, SHOP, CHASE CENTER, and MY WARRIORS ACCOUNT.

# Jerry West

## Executive Board Member

One of the most successful and respected figures in the history of the NBA, Jerry West joined the Golden State Warriors as an Executive Board member on May 20, 2011. In this role, West assists the team’s ownership group and represents the organization in a wide variety of team-related functions. The position encompasses various areas and responsibilities, ranging from basketball operations to business, sponsorship and marketing endeavors. He reports directly to owners Joe Lacob and Peter Guber and travels to the Bay Area frequently while maintaining his Los Angeles-based residence.



West, 77, owns a list of accomplishments as both a player and front office executive that is unmatched in league history: eight NBA Championships as a player, executive or special consultant, two NBA Executive of the Year awards, 14 NBA All-Star appearances, 10 First Team All-NBA selections, election into the Naismith Memorial Basketball Hall of Fame, named one of the 50 Greatest Players in NBA History, and the list goes on...

During a historic 18-year run in the Lakers front office, both as general manager (from 1982-1994) and executive vice president of basketball operations (1995-2000), West’s teams captured four NBA Championships (1985, 1987, 1988, 2000) and made eight trips overall to the NBA Finals. Additionally, following his departure after the Lakers’ 2000 NBA title, the team that he had built completed its three-peat by capturing two



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additional NBA Championships in 2001 and 2002.

When the Los Angeles Lakers were in the midst of winning five NBA titles en route to earning professional sports' "Franchise of the Decade" honors during the 1980s, West, in his typical modest fashion, deflected any credit for the team's astounding success. According to the Lakers' master architect, his value as a general manager/player personnel guru would be judged at the end of the Showtime era, when it was time to rebuild the franchise.

Mission Accomplished. After winning the last of three titles in a four-year span in 1988, the Lakers, with West revamping and re-tooling the roster, remained extremely competitive while piecing together the nucleus of the teams that would dominate the early part of this century. During that period, West earned NBA Executive of the Year honors for the first time following the 1994-95 campaign, a long-overdue accolade for a man who helped guide the Lakers through one of the greatest decades in sports history and once again positioned the team among the NBA's elite.

Known for his shrewd personnel moves and trades, West then made his biggest acquisitions in the summer of 1996, when he signed superstar Shaquille O'Neal to a free agent contract and later traded center Vlade Divac for the draft rights to fellow superstar Kobe Bryant, making the Lakers a championship caliber club once again.

Overall, West was affiliated in one capacity or another with the Lakers for seven of their Championships in Los Angeles (four titles as an executive, two as a special consultant and one as a player).

After leaving the Lakers in 2000, West joined the Memphis Grizzlies as the team's president of basketball operations in 2002. Two years later, in 2003-04, the Grizzlies engineered one of the greatest turnarounds in league history, winning 50 games and making the playoffs for the first time in franchise history. Following that season, West was rewarded with the NBA's Executive of the Year award for the second time in his career. Overall during his five-year stint in Memphis, the Grizzlies made three Western Conference playoff appearances.

Appropriately dubbed "Mr. Clutch" because of his uncanny ability to produce with the game on the line, West established himself as one of the greatest players in NBA history throughout his brilliant 14-year NBA career. Spending each of those 14 seasons with the Lakers, he led the team in scoring seven times, averaging 30-plus points on four occasions – highlighted by a career-high 31.3 ppg during the 1965-66 campaign. In fact, West had the unique distinction of being the oldest player in league history to average more than 30 points a game (31.2 in 1969-70, 31 years old) until Michael Jordan eclipsed that mark in 1995-96 (30.4 ppg, 33

**Andrew Wiggins - 2/17/21**

*February 17, 2021*

## Jerry West



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*May 18, 2015*



**NBA Legends "Dub The Vote"**

*December 11, 2014*



**Jerry West ALS Ice Bucket Challenge**

*August 20, 2014*

years old). When he retired following the 1973-74 season, he had become only the third player in league annals to surpass the 25,000-point plateau, finishing with a career scoring average of 27.0 ppg, which still ranks fifth-best in NBA history. The 16th leading overall scorer in NBA history (25,192 points), West was the Lakers' all-time scoring leader until being surpassed by Bryant on February 1, 2010. At the time of his retirement, he was the NBA's career playoff leader in scoring average with a mark of 29.1 ppg, which currently ranks third all-time. Additionally, West, who is featured in a silhouette on the NBA's logo, established a long-standing league record by scoring 20-plus points in 25 consecutive NBA Finals games (between 1966-1970), a record which was eclipsed by Jordan in 1998.

Included among West's many outstanding accomplishments as a player were several incredible feats, notably the compiling of a 40.6 scoring average during the 1965 playoffs (11 games) – including an all-time NBA record 46.3 average during a six-game series vs. Baltimore – and the sinking of a 60-foot shot as time expired to send Game 3 of the 1970 NBA Finals vs. New York into overtime (4/29/70). He was also a member of the Lakers' first NBA Championship team in Los Angeles in 1972, helping the Lakers to a 69-13 regular season record and a 33-game winning streak, an all-time professional sports record. Additionally, he led the NBA in assists (9.7 apg) during the 1971-72 campaign, and holds the NBA record for most free throws made in a single season (840 in 1965-66). Selected to the All-NBA First Team 10 times and the NBA's All-Defensive First Team four times, West was also selected to 14-consecutive All-Star Games during his career, capturing MVP honors in the 1972 classic at the Los Angeles Forum.

West was inducted into the Naismith Memorial Basketball Hall of Fame in 1979, named to the NBA's 35th Anniversary Team in 1980 and was selected one of the 50 Greatest Players in NBA History in 1997. His #44 jersey was retired by the Lakers on November 9, 1983, and a statue of his likeness was erected outside the Staples Center in Los Angeles on February 18, 2011, during NBA All-Star Weekend.

Following retirement from his playing career at the conclusion of the 1973-74 season and a two-year hiatus from the rigors of the NBA, he returned to the Lakers for the 1976-77 campaign, replacing Bill Sharman as the club's head coach. In his initial year, the Lakers posted an NBA-best 53-29 record, qualifying for the playoffs for the first of 17-consecutive seasons. Overall, the Lakers posted a 145-101 record during his three years at the helm (.589). Following his three-year coaching tenure, West spent three years as a special consultant with the Lakers (1979-82), before being elevated to general manager prior to the 1982-83 campaign. Prior to the 1995-96 season, West was named executive vice president of basketball operations, a position he held for five seasons.

West attended West Virginia University (1956-60), where he was a two-time All-American and concluded his collegiate career with a 24.8 scoring average. Following his senior year, he became the Lakers' first round pick (first-ever pick in Los Angeles Lakers history) in the 1960 NBA Draft (second pick overall). Before entering the NBA, Jerry served as co-captain of the gold-medal winning U.S. Olympic basketball team in Rome in 1960. He was also a member of the victorious U.S. squad in the 1958 Pan-Am Games.

Born May 28, 1938, in Chelyan, West Virginia, West first garnered national attention as a high school star. As a senior, he led East Bank High School to the state title and became the first prep player in the state's history to register more 900 points in a single season (32.2 ppg).

Jerry and his wife, Karen, reside in Bel Air, California, and have two sons, Ryan and Jonnie. He has three other sons, David, Mark and Michael, from a previous marriage. Jerry also has three grandchildren.

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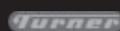
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# **EXHIBIT E**



LAKERS

# Lakers' pitch to Kawhi Leonard couldn't include one key element — Paul George



Toronto Raptors star Kawhi Leonard during Game 5 of the NBA Finals against the Golden State Warriors. (Gregory Shamus / Getty Images)

By TANIA GANGULI

JULY 6, 2019 2:07 PM PT



[Lakers](#) owner [Jeanie Buss](#) and general manager [Rob Pelinka](#) traveled to a hotel 41 miles north of the Lakers' facility Tuesday for a meeting they hoped would create a super team of unprecedented talent.

In a meeting room at the Westlake Village Four Seasons, Kawhi Leonard met them along with his uncle, Dennis Robertson, and his agent, Mitch Frankel, according to people familiar with the meeting.

Leonard's information gathering was well underway. He and Robertson had spoken with Magic Johnson multiple times that Sunday, calling as Johnson was leaving church. They wanted to know if the Lakers had tried to trade for Leonard the summer before when the then-Spurs forward told the team he wanted out of San Antonio. They had questions about Pelinka, given Johnson's recent comments [accusing Pelinka of betraying him](#). Johnson offered positivity about the Lakers as an organization and its front office.

While, at first, they had only wanted to meet with Buss, they later reconsidered and asked Pelinka to be there.

With Johnson's involvement, and with LeBron James and Anthony Davis helping recruit Leonard, rumors began swirling about the Lakers' becoming frontrunners for Leonard's services. Behind the scenes, though, Leonard's camp remained steadfast that wasn't the case.

He met with the Clippers on Monday at Doc Rivers' Malibu home. He traveled to Toronto on Wednesday and met with the Raptors, having taken a flight tracked by Canadian television stations.

In between, it was the Lakers' turn. Buss and Pelinka made their pitch.

Where in years past the Lakers had tried to woo free agents with the prospect of stardom and off-court fame, the Lakers knew that wouldn't work with Kawhi Leonard. They stuck to basketball in that hotel meeting room, trying to sell Leonard on the idea that he could win championships with superstar teammates James and Davis. The meeting lasted two hours.

Famously soft-spoken, Leonard didn't say much. His uncle had questions, but Johnson's comments about Pelinka never came up, according to a person briefed on the meeting. Leonard's camp came away feeling that the Lakers conducted themselves professionally throughout the process.

As three teams recruited Leonard, he was recruiting Paul George.

The Lakers couldn't have traded for George if they wanted to. They had emptied their cupboard in trading for Davis and had nothing left to give. According to a person familiar with their thinking, they had no idea that the Clippers and Raptors were attempting to trade for George to give Leonard his desired teammate.

When the [Clippers did it](#), there was no doubt in Leonard's mind.

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 At the time of service, I was over 18 years of age and not a party to this action. I am  
4 employed in the County of Los Angeles, State of California. My business address is 865 South  
Figueroa Street, 10th Floor, Los Angeles, CA 90017-2543.

5 On February 19, 2021, I served true copies of the following document(s) described as

- 6 1. DEFENDANTS LA CLIPPERS LLC AND JERRY WEST'S REQUEST FOR  
7 JUDICIAL NOTICE IN SUPPORT OF DEFENDANTS' DEMURRER  
8 2. DECLARATION OF DUANE R. LYONS IN SUPPORT OF DEFENDANTS'  
9 REQUEST FOR JUDICIAL NOTICE

10 on the interested parties in this action as follows:

11 Kenechi R. Agu, MBA, JD  
12 Principal Attorney | KRA Legal, PC  
2233 W. 190th St., Unit 1  
Torrance, CA 90504  
13 Phone: (310) 431-9875  
Fax: (855) 372-5792  
Email: kagu@kralegal.com

Attorney for Plaintiff

14  
15 **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the  
16 persons at the addresses listed in the Service List and placed the envelope for collection and  
17 mailing, following our ordinary business practices. I am readily familiar with the practice of  
18 Quinn Emanuel Urquhart & Sullivan, LLP for collecting and processing correspondence for  
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in the ordinary course of business with the United States Postal Service, in a sealed envelope with  
postage fully prepaid. I am a resident or employed in the county where the mailing occurred. The  
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22 document(s) to be sent to the persons at the e-mail addresses listed in the Service List. I did not  
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that the transmission was unsuccessful.

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

24 Executed on February 19, 2021, at Los Angeles, California.

25  
26 /s/

George Tavera 



## Make a Reservation

JOHNNY WILKES vs LA CLIPPERS LLC, et al.

Case Number: 20STCV47642 Case Type: Civil Unlimited Category: Contractual Fraud

Date Filed: 2020-12-14 Location: Stanley Mosk Courthouse - Department 17

### Reservation

Case Name: JOHNNY WILKES vs LA CLIPPERS LLC, et al.	Case Number: 20STCV47642
Type: Demurrer - without Motion to Strike	Status: RESERVED
Filing Party: JERRY WEST (Defendant)	Location: Stanley Mosk Courthouse - Department 17
Date/Time: 06/21/2021 10:00 AM	Number of Motions: 1
Reservation ID: 340877568623	Confirmation Code: CR-KBWMFMSZKGB5FC2LV

### Fees

Description	Fee	Qty	Amount
First Paper Fees (Unlimited Civil)	435.00	1	435.00
Credit Card Percentage Fee (2.75%)	11.96	1	11.96
<b>TOTAL</b>			<b>\$446.96</b>

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