

1 LAWRENCE A. ORGAN (SBN 175503)  
larry@civilrightsca.com

2 CIMONE A. NUNLEY (SBN 326915)  
cimone@civilrightsca.com

3 **CALIFORNIA CIVIL RIGHTS LAW**  
4 **GROUP**

5 332 San Anselmo Avenue  
San Anselmo, California 94960  
6 Telephone: (415)-453-7352  
Facsimile: (415)-785-7352

MICHAEL RUBIN (SBN 80618)  
mrubin@altber.com

JONATHAN ROSENTHAL (SBN 329638)  
jrosenthal@altber.com

**ALTSHULER BERZON LLP**

177 Post Street, Suite 300  
San Francisco, California 94108  
Telephone: (415) 421-7151  
Facsimile: (415) 362-8064

7 J. BERNARD ALEXANDER (SBN 128307)

8 **ALEXANDER MORRISON + FEHR LLP**

9 1900 Avenue of the Stars, Suite 900  
Los Angeles, California 90067  
10 Telephone: (310) 394-0888  
Facsimile: (310) 394-0811

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12 Attorneys for Plaintiff OWEN DIAZ

13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA**

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16 DEMETRIC DI-AZ, OWEN DIAZ, and  
17 LAMAR PATTERSON,

18 Plaintiffs,

19 v.

20 TESLA, INC. dba TESLA MOTORS, INC.;  
21 CITISTAFF SOLUTIONS, INC.; WEST  
22 VALLEY STAFFING GROUP;  
CHARTWELL STAFFING SERVICES, INC.;  
and DOES 1-50, inclusive,

23 Defendants.  
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Case No. 3:17-cv-06748-WHO

**PLAINTIFF'S NOTICE OF REJECTION  
OF REMITTITUR**

Judge: Hon. William H. Orrick

1 On October 4, 2021, a federal jury awarded Plaintiff Owen Diaz \$4.5 million in past non-  
2 economic damages, \$2.4 million in future non-economic damages, and \$130 million in punitive  
3 damages, for a total jury verdict of \$136.9 million. (Dkt. No. 301) On November 16, 2021,  
4 Defendant Tesla, Inc. filed a motion seeking judgement as a matter of law or, in the alternative, a  
5 new trial. (Dkt. No. 317) On April 13, 2022, this Court conditionally denied Defendant’s motion  
6 for new trial, based on Plaintiff Owen Diaz’s acceptance of “a remittitur to \$1.5 million in  
7 compensatory damages and \$13.5 million in punitive damages.” (Dkt. No. 328 at 43:14-15) The  
8 Court subsequently ordered Plaintiff to file a notice stating whether he would accept or reject the  
9 remittitur no later than June 21, 2022. (Dkt. No. 346 at 6:6-8)

10 Plaintiff hereby provides notice that he **REJECTS** the remittitur.

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12 California Civil Rights Law Group  
13 Alexander Morrison + Fehr LLP  
14 Altshuler Berzon LLP

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16 Dated: June 21, 2022

17 /s/ Cimone A. Nunley  
18 Lawrence A. Organ  
19 Cimone A. Nunley  
20 J. Bernard Alexander III  
21 Michael Rubin  
22 Jonathan Rosenthal  
23 Attorneys for Plaintiff  
24 OWEN DIAZ  
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27  
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