

1 Steven T. Graham (#105710)
sgraham@swlaw.com
2 Howard M. Privette (#137216)
hprivette@swlaw.com
3 SNELL & WILMER L.L.P.
600 Anton Blvd, Suite 1400
4 Costa Mesa, California 92626-7689
Telephone: 714.427.7000
5 Facsimile: 714.427.7799

6 Attorneys for Individual Defendants
Alan Scott, Kathryn Scott, Jeremy Riddle, Katie
7 Riddle, Gregory Scherer, Banning Leibscher, and
Julian Adams
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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF ORANGE

11 CAROL WIMBER, STEVE BRAY, NANCY
BRAY, STEPHANIE RUPPE, DAVID
12 EDMONDSON, LANCE PITTLUCK, DON
SALLADIN, JOE GILLENLINE, JAMES
13 GILLENLINE, each individually and
derivatively on behalf of VINEYARD
14 CHRISTIAN FELLOWSHIP OF ANAHEIM,
INC., dba DWELLING PLACE ANAHEIM, a
15 California Nonprofit Religious corporation,

16 Plaintiffs,

17 v.

18 ALAN SCOTT, an individual, KATHRYN
SCOTT, an individual, JEREMY RIDDLE, an
19 individual, KATIE RIDDLE, an individual,
GREGORY SCHERER, an individual,
20 BANNING LEIBSCHER, an individual,
JULIAN ADAMS, an individual, and DOES 1-
21 50, inclusive,

22 Defendants.

23 VINEYARD CHRISTIAN FELLOWSHIP OF
ANAHEIM, INC., dba DWELLING PLACE
24 ANAHEIM, a California Nonprofit Religious
corporation,

25 Nominal Defendant.
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Case No. 30-2022-01291272-CU-FR-WJC

**INDIVIDUAL DEFENDANTS ALAN
SCOTT, KATHRYN SCOTT, JEREMY
RIDDLE, KATIE RIDDLE, GREGORY
SCHERER, BANNING LEIBSCHER,
AND JULIAN ADAMS NOTICE OF
JOINER AND JOINER IN
NOMINAL DEFENDANT'S
DEMURRER TO PLAINTIFFS'
COMPLAINT**

Hon. Sheila Recio

Reservation ID: 73949067

Date: June 2, 2023
Time: 9:30 a.m.
Dept: W08

Action Filed: November 10, 2022
Trial Date: No Date Set

1 **TO ALL PARTIES, THE COURT, AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that Defendants Alan Scott, Kathryn Scott, Jeremy Riddle,
3 Katie Riddle, Gregory Scherer, Banning Leibscher, and Julian Adams (collectively, the
4 “Individual Defendants”) submit this notice of joinder and joinder in the Nominal Defendant’s
5 Notice of Hearing on Demurrer, Demurrer To Plaintiffs’ Complaint, and Memorandum of Points
6 and Authorities in Support Thereof and all items submitted in support of that demurrer
7 (collectively the “Nominal Defendant’s Demurrer”) that is scheduled for hearing on June 2, 2023
8 at 9:30 a.m., before the Honorable Sheila Recio in Department W08 of the above-entitled court,
9 located at 8141 13th Street, Westminster, California, filed by Vineyard Christian Fellowship of
10 Anaheim, Inc., Dba Dwelling Place Anaheim (the “Nominal Defendant” or the “Church”).

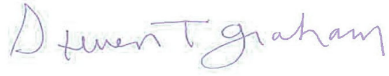
11 The Individual Defendants join in the Church’s arguments stated in the Nominal
12 Defendant’s Demurrer, in whole and in part. This joinder includes, without limitation, the
13 Individual Defendants’ joining in the Church’s arguments stating that (a) the Court lacks
14 jurisdiction over the subject matter of Plaintiffs’ alleged claims, and (b) the Plaintiffs, and each of
15 them, lack capacity and standing to bring the purported causes of action allegedly brought on
16 behalf of or for the benefit of the Nominal Defendant. The Individual Defendants adopt the
17 Nominal Defendant’s Demurrer and the points and authorities contained therein, and join in the
18 grounds for the demurrer pursuant to California Code of Civil Procedure sections 430.10 and
19 430.30. The Nominal Defendant’s Demurrer arguments about lack of subject matter jurisdiction
20 and lack of standing apply in equal measure to the Individual Defendants because the Individual
21 Defendants and the Church are in the same relative position on the arguments stated in the
22 Nominal Defendant’s Demurrer with regard to Plaintiffs’ Complaint. The Individual Defendants
23 seek and should be granted the same relief sought in the Nominal Defendant’s Demurrer: the
24 Demurrer should be sustained and the Complaint, and each purported cause of action alleged
25 therein, should be dismissed.

26 The Individual Defendants base their joinder on this notice of joinder and joinder, and the
27 items concurrently-filed by the Nominal Defendant: the Nominal Defendant’s Notice of Hearing
28 on Demurrer, Demurrer To Plaintiffs’ Complaint, Memorandum of Points and Authorities in

1 Support Thereof, Request for Judicial Notice, and Declarations of James W. Renwick and John
2 C. Peiffer, as well as the items concurrently-filed by the Individual Defendants: Individual
3 Defendants' Notice of Hearing on Demurrers, Demurrers To Plaintiffs' Complaint, Memorandum
4 of Points and Authorities, Request for Judicial Notice, and Declarations of Steven T. Graham and
5 Alan Scott.

6 Dated: February 9, 2023

SNELL & WILMER L.L.P.

7
8 
By: _____

9 Steven T. Graham
10 Howard M. Privette

11 Attorneys for Individual Defendants
12 Alan Scott, Kathryn Scott, Jeremy Riddle,
13 Katie Riddle, Gregory Scherer, Banning
14 Leibscher, and Julian Adams

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Carol Wimber, et al. v. Alan Scott, et al.
Orange County Superior Court, Case No. 30-2022-01291272-CU-FR-WJC

PROOF OF SERVICE

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action; my business address is 600 Anton Boulevard, Suite 1400, Costa Mesa, California 92626.


On February 9, 2023, I served, in the manner indicated below, the foregoing document described as **INDIVIDUAL DEFENDANTS ALAN SCOTT, KATHRYN SCOTT, JEREMY RIDDLE, KATIE RIDDLE, GREGORY SCHERER, BANNING LEIBSCHER, AND JULIAN ADAMS NOTICE OF JOINDER AND JOINDER IN NOMINAL DEFENDANT’S DEMURRER TO PLAINTIFFS’ COMPLAINT** on the interested parties in this action by placing true copies thereof, enclosed in sealed envelopes, at Costa Mesa, addressed as follows:

See attached Service List.

- BY REGULAR MAIL: I caused such envelopes to be deposited in the United States mail at Costa Mesa, California, with postage thereon fully prepaid. I am readily familiar with the firm’s practice of collection and processing correspondence for mailing. It is deposited with the United States Postal Service on that same day and that practice was followed in the ordinary course of business for the service herein attested to. (C.C.P. § 1013(a)).
- BY ELECTRONIC MAIL/E-SERVICE: My office caused such document(s) to be delivered electronically to the following email addresses, nklein@tylerbursch.com; msarmiento@tylerbursch.com; spadilla@tylerbursch.com; John.Peiffer@brownandstreza.com; Paul.Schmitt@brownandstreza.com, Christia.Zeiter@brownandstreza.com
- BY OVERNIGHT DELIVERY: I caused such envelope to be delivered by air courier, with next day service, to the offices of the addressee(s). (C.C.P. § 1013(c)(d)).
- BY PERSONAL SERVICE: I caused such envelopes to be delivered by hand to the offices of the addressees. (C.C.P. § 1011(a)(b)).

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

Executed on February 9, 2023, at Costa Mesa, California.



Diane Williams

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Carol Wimber, et al. v. Alan Scott, et al.
Orange County Superior Court, Case No. 30-2022-01291272-CU-FR-WJC

Service List

Robert H. Tyler
Nathan R. Klein
Myla Razel P. Sarmeinto
Tyler & Bursch, LLP
25026 Las Brisas Road
Murrieta, CA 92562

Attorneys for Plaintiffs
Carol Wimber, Steve Bray, Nancy Bray,
Stephanie Ruppe, David Edmondson, Lance
Pittluck, Don Salladin, Joe Gillentine, James
Gillentine

Tel: 951.600.2733
Email:
nklein@tylerbursch.com
msarmiento@tylerbursch.com
spadilla@tylerbursch.com

John C. Peiffer
Paul Schmitt
Christia Zeiter
Brown & Streza, LLP
40 Pacifica, 15th Floor
Irvine, CA 92618

Attorneys for Nominal Defendant
Vineyard Christian Fellowship of Anaheim,
INC., dba Dwelling Place Anaheim

Tel: 949.453.2900
Email:
John.Peiffer@brownandstreza.com
Paul.Schmitt@brownandstreza.com,
Christia.Zeiter@brownandstreza.com