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Attorneys for Defendants, GRANVILLE HOMES, INC. and DARIUS ASSEMI

SUPERIOR COURT FOR THE STATE OF CALIFORNIA

COUNTY OF FRESNO

RYAN TONCHEFF, an individual,

Plaintiff,

v.

GRANVILLE HOMES, INC., a California corporation, DARIUS ASSEMI, an individual, and DOES 1 through 50, inclusive,

Defendants.

Case No.: 26CU03959

DECLARATION OF MEHGAN KISLING REGARDING EX PARTE NOTICE

Date: November 20, 2026
Time: 3:30 p.m.
Dept.: 403

Complaint Filed: November 2, 2026

I, Mehgan Ferreira Kisling, do hereby declare and state:

1. I am a legal assistant with Sagaser, Watkins & Wieland, PC.

2. The facts set forth in this Declaration are within my personal knowledge and if called as a witness at trial, I could competently testify thereto.

3. On November 13, 2026, at approximately 4:40 p.m., I provided notice to Plaintiff's counsel, Matthew J. Ruggles, by email that Defendants would appear ex parte before this Court on November 20, 2026, at 3:30 p.m. in Department 403 of the Fresno County Superior Court, to seek the relief described below. A true and correct copy of that email is attached hereto as **Exhibit A**.

4. I informed Plaintiff's counsel that Defendant would seek a Temporary Restraining Order and Order to Show Cause re Preliminary Injunction restraining Plaintiff, and all persons acting in concert with him who receive actual notice of the Court's order, from using, accessing, disclosing,

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disseminating, transmitting, copying, transferring, deleting, destroying, modifying, concealing, or otherwise altering or disposing of Defendant's information or evidence relating to the possession, transfer, use, or dissemination of such information. I further informed Plaintiff's counsel that Defendant would seek an order requiring Plaintiff to preserve and return Defendant's information presently in his possession, custody, or control pending resolution of the parties' arbitration. Defendant will alternatively request an Order Shortening Time for hearing on its request for a Preliminary Injunction.

5. I further advised Plaintiff's counsel of the date, time, and place at which Defendant would present the Ex Parte Application and asked whether Plaintiff intends to appear and oppose the requested relief.

6. Notice was provided before 10:00 a.m. on the court day preceding the ex parte appearance, in compliance with California Rules of Court, rule 3.1203(a).

I declare under penalty of perjury and under the laws of the State of California that the foregoing is true and correct. Executed this 13th day of November, 2026 in Fresno, California.

Mehgan Ferreira Kisling

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Exhibit A

Mehgan Ferreira

From: Mehgan Ferreira
Sent: Friday, November 13, 2026 4:38 PM
To: Matthew Ruggles; Matthew Ruggles
Cc: Howard Sagaser; Leslie Parr; Nancy Heredia
Subject: Toncheff v. Granville

Counsel,

Please take notice that Friday, November 20, 2026, at 3:30 p.m., in Department 403 of the Fresno County Superior Court, located at 1130 "O" Street, Fresno, California 93721, Defendants Darius Assemi and Granville Homes, Inc. will appear *ex parte* to request a Temporary Restraining Order and Order to Show Cause re Preliminary Injunction restraining Plaintiff from using, accessing, disclosing, disseminating, transmitting, copying, transferring, deleting, destroying, modifying, concealing, or otherwise altering or disposing of Defendant's information or evidence relating to the possession, transfer, use, or dissemination of such information. In addition, Defendant will seek an order requiring Plaintiff to preserve and return information presently in his possession, custody, or control pending resolution of the parties' arbitration.

Please advise whether you intend to oppose the *ex parte* application and whether you will appear at the hearing. We will serve the application and supporting papers upon filing.

Thank you,

Mehgan Ferreira Kisling • Legal Secretary

Sagaser, Watkins & Wieland PC

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PROOF OF SERVICE
(CODE CIV. PROC. § 1013)

STATE OF CALIFORNIA, COUNTY OF FRESNO

I am employed in the County of Fresno, State of California. I am over the age of 18 years and am not a party to the within action; my business address is 5260 North Palm Avenue, Suite 400, Fresno, California 93704.

On November 13, 2026, I served the following documents described as **DECLARATION of MEHGAN KISLING REGARDING EX PARTE NOTICE** on the interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

SEE ATTACHED SERVICE LIST

☐ **BY MAIL:** I deposited such envelope in the mail at Fresno, California. The envelope(s) was mailed 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 U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing an affidavit.

☐ **BY OVERNIGHT COURIER:** I sent such document(s) on November 13, 2026, by with postage thereon fully prepaid at Fresno, California.

☐ **BY FAX**: I sent such document by use of facsimile machine telephone number (559) 473-1483. Facsimile cover sheet and confirmation is attached hereto indicating the recipients' facsimile number and time of transmission pursuant to California Rules of Court Rule 2.306. The facsimile machine I used complied with California Rules of Court Rule 2.301(3) and no error was reported by the machine.

☐ **BY PERSONAL SERVICE:** I placed the above document in a sealed envelope. I caused said envelope to be handed to our messenger service to be delivered by hand to the above address(es).

☑ **BY EMAIL:** I sent such document by use of email to the email address(es) above. (CCP § 1010.6) Such document was scanned and emailed to such recipient.

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

Executed on November 13, 2026, at Fresno, California.

Mehgan Ferreira Kisling

SERVICE LIST

Matthew J. Ruggles Matthew J. Ruggles Ruggles Law Firm 7940 California avenue Fair Oaks, California 95628 E-Mail: mruggles@ruggleslawfirm.com matthew@ruggleslawfirm.com	Attorneys for Plaintiff, Ryan Toncheff

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