

IN THE COURT OF APPEAL
OF THE STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT, DIVISION ONE

Case Nos.: B341119 (consolidated with B345361)
LASC No.: 20STCV37498

ALKIVIADES DAVID, et al.
Defendants and Appellants

v.

JANE DOE
Plaintiff and Respondent

**APPELLANT'S RESPONSE TO RESPONDENT'S BRIEF
AND SUPPLEMENTAL RESPONSE
(ADA VIOLATION, STRUCTURAL ERROR, AND DEMAND FOR REVERSAL)**

I. INTRODUCTION

This appeal concerns structural procedural unfairness that prevented meaningful participation due to documented disability.

II. STANDARD OF REVIEW

Due process and Rule 1.100 compliance are reviewed de novo. Structural error mandates reversal.

III. NOTICE DOES NOT EQUAL PARTICIPATION

Due process requires a meaningful opportunity to be heard, not mere notice.

IV. RULE 1.100 DUTY

The court must engage, consider, and rule on accommodation requests. It failed to do so.

V. STRUCTURAL ERROR

Failure to accommodate deprived Appellant of participation and rendered proceedings fundamentally unreliable.

VI. MEDICAL EVIDENCE

Psychiatric and neurological evidence confirm impairment affecting participation.

VII. RECORD DEFICIENCIES

The record is incomplete due to Appellant's inability to participate meaningfully.

VIII. RELIEF SOUGHT

Reverse the judgment, vacate findings, and remand for a new trial with full compliance with Rule 1.100.

IX. CONCLUSION

The judgment should be reversed.

Dated: April 1, 2026

/s/ Alkiviades David
ALKIVIADES DAVID
Appellant, In Propria Persona