

**IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

Case Nos.: B341119 (consolidated with B345361)

Los Angeles County Superior Court No.: 20STCV37498

**ALKIVIADES DAVID, et al.,
Defendants and Appellants,**

v.

**JANE DOE,
Plaintiff and Respondent.**

**APPELLANT'S SUPPLEMENTAL NOTICE OF NEW EVIDENCE AND
APPLICATION TO AUGMENT THE RECORD**

(Cal. Rules of Court, rule 8.155; Code Civ. Proc. § 909)

Appellant Alkiviades David, appearing in propria persona and as a disabled litigant within the meaning of the Americans with Disabilities Act, respectfully submits this Supplemental Notice and Application pursuant to California Rules of Court, rule 8.155 and Code of Civil Procedure § 909.

I. NEW EVIDENCE

Exhibit A – Matthew Huzaineh Petition (AD-WS2 David Vs Superior Court LA.pdf)

Exhibit B – Huzaineh Statement of Truth (ACD-13_Huzaineh_Statement_of_Truth.pdf.pdf)

Exhibit C – Garofalo Declaration (AD-2 to AD-5...pdf)

Exhibit D – Dr. Wexler TBI Email Chain (FRED-SISTER-MRI.pdf)

Exhibit E – Angelina Dettamanti ADA Emails (FRED=ANGELINA.pdf)

Exhibit F – Fred Heather Status Report (2021-12-07 Status Report.docx)

Exhibit G – Mary Rizzo Text Messages (Mary Rizzo Text Messages - Copy (3).pdf)

Exhibit H – Further Brain Scan Email Chain (fred kmnew.pdf)

Exhibit I – LALIVE Swiss Proceedings Recap (Alki David - proceedings in Switzerland...pdf)

Exhibit J – LALIVE Service Email (FRED-ALKI-swiss.pdf)

II. MATERIALITY AND LEGAL BASIS

This evidence is material, credible, and directly relevant to the issues on appeal, including extrinsic fraud, breakdown in representation, and deficiencies in the trial record. The evidence

could not reasonably have been presented below because counsel failed to act upon it while in possession of it. The resulting record is therefore not a reliable reflection of the available evidence at the time of trial.

III. RELIEF REQUESTED

Appellant respectfully requests that the Court grant leave to augment the record with Exhibits A–J, consider this evidence in evaluating the integrity of the proceedings, and grant such further relief as is just and proper, including reversal, remand, or stay of enforcement.

This application is submitted to ensure the appellate record reflects material evidence that existed but was not presented due to failures in representation and process.

Dated: April 3, 2026

/s/ Alkiviades David

Alkiviades David

Appellant, In Propria Persona (Disabled)