



IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

Second Appellate District, Division One

ALKIVIADES DAVID, et al., Defendants and Appellants

v.

JANE DOE, Plaintiff and Respondent

AMICUS CURIAE BRIEF OF ALKIVIADES DAVID IN SUPPORT OF
REVERSAL (FINAL ISSUED VERSION)

I. INTRODUCTION

This brief addresses whether a judgment may stand where the record was formed under conditions that impaired participation, limited evidentiary development, and disrupted adversarial balance.

II. PRINCIPLE OF RECORD RELIABILITY

A judgment is only as reliable as the record upon which it is based.

III. STRUCTURAL DISTORTION

The cumulative conditions reflect a breakdown in adversarial function.

IV. MEDICAL AND ADA CONSIDERATIONS

Medical evidence reflects neurological and psychiatric impairments affecting participation.

V. PROCEDURAL IMPACT

Contempt sanctions, incarceration, and denial of accommodations affected fairness.

VI. EVIDENTIARY INCOMPLETENESS

Material evidence appears absent or untested.

VII. RECORD INTEGRITY

Document irregularities raise concerns.

VIII. EVIDENCE AVAILABILITY

Chain-of-custody gaps indicate possible loss.

IX. LITIGATION CONTEXT

Related litigation shows broader factual landscape.

X. NARRATIVE INFLUENCE

Characterizations may have influenced proceedings.

XI. PARALLEL PROCEEDINGS

Other jurisdictions reflect unresolved disputes.

XII. ADA SIGNIFICANCE

Impairment required accommodation.

XIII. COURT RESPONSE

Responses affected fairness.

XIV. STRUCTURAL EFFECT

Cumulative distortions undermine reliability.

XV. DISCOVERY STRUCTURE

Record depended heavily on Appellant.

XVI. REGULATORY CONTEXT

FCC recognized the business model.

XVII. MARKET STRUCTURE

Regulatory gaps influenced environment.

XVIII. SYNTHESIS

Record reflects systemic distortion.

XIX. REQUEST FOR RELIEF

Amicus requests reversal or remand.

Dated: March 2026

Respectfully submitted,

Alkiviades David, Amicus Curiae