

1 Geraldine A. Wyle, State Bar No. 89735
Jeffrey D. Wexler, State Bar No. 132256
2 Vivian Lee Thoreen, State Bar No. 224162
LUCE, FORWARD, HAMILTON & SCRIPPS LLP
3 601 South Figueroa, Suite 3900
Los Angeles, California 90017
4 Telephone No.: 213-892-4992
Fax No.: 213-892-7731
5 gwyle@luce.com
jwexler@luce.com
6 vthoreen@luce.com

7 Attorneys for James P. Spears,
Temporary Conservator of the Person and
8 Temporary Co-Conservator of the Estate

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11 WESTERN DIVISION
12

13 In re the Conservatorship of the Person
14 and the Estate of

15 BRITNEY JEAN SPEARS,
16 Temporary Conservatee.

CASE NO. CV 08-1021 PSC (RCx)

**SUPPLEMENTAL
MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF
EX PARTE APPLICATION: (1) TO
CONTINUE HEARING ON CIVIL
HARASSMENT TRO AGAINST
OSAMA ("SAM") LUTFI; (2) TO
EXTEND TERM OF TRO
THROUGH NEW HEARING
DATE; AND (3) TO EXTEND
DEADLINE FOR SERVING TRO
PAPERS; DECLARATION OF
JEFFREY D. WEXLER**

Discovery Cut-Off: None Set
Trial Date: None Set

23
24
25
26
27
28

1 James P. Spears (“Mr. Spears”), the temporary conservator of the person and
2 the temporary co-conservator of the estate, files this Supplemental Memorandum to
3 notify the Court that, after three weeks of apparently evading service, Osama
4 (“Sam”) Lutfi was served with the civil harassment temporary restraining order
5 (“TRO”) papers at about 11 a.m. on Thursday, February 21, 2008 when he left his
6 apartment in Mar Vista. *See* Declaration of Jeffrey D. Wexler, ¶ 2.

7 Accordingly, if the Court grants Mr. Spears’ *ex parte* application before the
8 TRO expires on February 22, 2008 by setting a new hearing date and by extending
9 the term of the TRO through the new date, the third form of relief sought in Mr.
10 Spears’ *ex parte* application – extension of the deadline for serving the TRO papers
11 – will become moot.

12
13 DATED: February 21, 2008

Respectfully submitted,

14 LUCE, FORWARD, HAMILTON &
15 SCRIPPS LLP

16 By: /s/ Jeffrey D. Wexler

17 Jeffrey D. Wexler
18 Attorneys for James P. Spears,
19 Temporary Conservator of the Person
20 and Temporary Co-Conservator of the
21 Estate
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SUPPLEMENTAL DECLARATION OF JEFFREY D. WEXLER

I, JEFFREY D. WEXLER, declare as follows:

1. I am an attorney licensed to practice before the courts of the State of California and am a member of the bar of this Court. I am a partner in the law firm of Luce, Forward, Hamilton & Scripps LLP (“LFH&S”), counsel of record for James P. Spears (“Mr. Spears”), the temporary conservator of the person of Britney Jean Spears and the temporary co-conservator of the estate of Britney Jean Spears. I have personal knowledge of the matters set forth below, and if required to do so, I would and could testify competently to the same.

2. After three weeks of apparently evading service, Osama (“Sam”) Lutfi was served with the civil harassment temporary restraining order papers at about 11 a.m. on Thursday, February 21, 2008 when he left his apartment in Mar Vista.

Executed on February 21, 2008 at Los Angeles, California.

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

/s/ Jeffrey D. Wexler
Jeffrey D. Wexler

CH-130 Proof of Personal Service

Clerk stamps date here when form is filed.

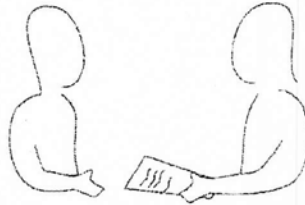
1 Name of person asking for protection:
Britney Jean Spears (Temp. Conserv. Jamie P. Spears)

2 Name of person you want protection from:
Osama "Sam" N. Lutfi

3 Notice to Server

The server must:

- Be over 18 years of age.
- Not be listed on the restraining order.
- Give a copy of all documents checked in 4



to the person in 2. (You cannot send them by mail.) Then complete and sign this form, and give or mail it to the person in 1.

Fill in court name and street address:

Superior Court of California, County of Los Angeles
Stanley Mosk Courthouse
111 N. Hill St.
Los Angeles, CA 90012

Fill in case number:

Case Number:
CV 08-01021 PSC (RCx) (C.D. Cal.)

PROOF OF PERSONAL SERVICE

4 I gave the person in 2 a copy of the documents checked below:

- a. CH-120, *Notice of Hearing and Temporary Restraining Order (CLETS)*
- b. CH-100, *Request for Orders to Stop Harassment*
- c. CH-110, *Answer to Request for Orders to Stop Harassment* (blank form)
- d. CH-145, *Proof of Firearms Turned In or Sold* (blank form)
- e. CH-151, *How Can I Answer a Request for Orders to Stop Harassment?*
- f. CH-140, *Restraining Order After Hearing to Stop Harassment*
- g. Other (specify): _____

5 I personally gave copies of the documents checked above to the person in 2 :

a. On (date): 2/21/2008 b. At (time): 11 a.m. p.m.

c. At this Address

City _____ State _____ Zip _____

6 Server's Information

Name: Michael Miller

Address _____

City _____ State _____ Zip _____

Telephone: _____

(If you are a registered process server):

County of registration: _____ Registration number: _____

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

Date: 2/21/2008

Michael Miller
Type or print server's name

Server to sign here