

1 MATTHEW R. WALSH
2 19197 GOLDEN VALLEY RD #333
3 SANTA CLARITA, CA 91387
4 (661) 644-0012

5 Plaintiff In Pro Per,

6 **UNITED STATES DISTRICT COURT**
7 **CENTRAL DISTRICT OF CALIFORNIA**

MATTHEW R. WALSH

Plaintiff In Pro Per,

vs.

ROKOKO ELECTRONICS
(AND DOES 1 THROUGH 50,
INCLUSIVE)

Defendant

Case No.: 2:25-CV-05340-ODW-RAO

*[Assigned to Hon. Otis D. Wright, II,
Courtroom 5D; Hon. Rozella A. Oliver,
Courtroom 590]*

**DECLARATION OF MATTHEW R.
WALSH ISO OBJECTION TO
DEFENDANTS MOTION TO
COMPEL**

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9 I, Matthew R. Walsh, declare I am the Plaintiff in this matter. I have personal
10 knowledge of the following facts and if called as a witness I could and would
11 testify competently hereto. All text, images and exhibits herein are true and
12 accurate copies which I have received or have made and I am authenticating all of
13 them under the penalty of perjury.

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 - **EXHIBIT 1** - Plaintiff offered to meet and confer, Defendant refused.

- 16 • **EXHIBIT 2** - Defendant admits the meet and confer on December 16,
17 2025 is only for sanctions, not for discovery or a motion to compel
- 18 • **EXHIBIT 3** - Defendant attempted to force a stipulation without 37-1
19 occurring.
- 20 • **EXHIBIT 4** - Plaintiff requested word documents for the discovery requests
21 on December 10, 2025 so that he could answer them without modification.
- 22 • **EXHIBIT 5** - Plaintiff's responses have been completed since November 9,
23 2025
- 24 • **EXHIBIT 6** - Defendant refuses to produce discovery.
- 25 • **EXHIBIT 7** - Defendant deflects and refuses requests to meet and confer
26 regularly.
- 27 • **EXHIBIT 8** – Plaintiff's objection was written December 3rd, an entire
28 month before the motion was even filed.

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31 I declare under penalty of perjury under the laws of the United States that the
32 foregoing is true and correct.

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34 Respectfully submitted,

35 Dated this January 7, 2026, in Santa Clarita, California.

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A handwritten signature in black ink, appearing to read "Matthew R. Walsh", is written over a horizontal line.

Matthew R. Walsh
Plaintiff In Pro Per

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EXHIBIT 1

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44 Plaintiff offered to meet and confer, Defendant refused.

RE: Joint Stipulation re Motion to Compel Plaintiff's Discovery Respon...



matthew@winteryear.com

To: 'Gorospe, Valentino'

Cc: 'Galibois, Michael B.'; 'Ellena, Katherine J.'; 'Graue, Emily H.'; 'Valencia, Heather R.'



Mon 12/29

We have not met and conferred regarding any motion to compel. The 7-3 that occurred on December 16 was (a) scheduled by me and (b) solely for my motion for sanctions and (c) I refused to discuss any other matters beyond sanctions at that time and openly stated multiple times a 7-3 is not a 37-1.

Yes, you sent a meet and confer letter on December 10th, however, you never set up a meeting to discuss any forthcoming motion. ***"It is the responsibility of counsel for the moving party to arrange for this conference."*** – L.R. 37-1

Secondly, your stipulation contains multiple falsities involving I never asked for, things I never said, things that never happened. I am not sure if you either don't understand the issue or if you are intentionally mischaracterizing what it is; however I will make sure the Court becomes aware of the false statements and the truthful realities of them, with evidence to ensure the record is corrected.

To Resolve: See Dkt #109. Just fix the numbering. That's it. I will then answer. It is not my responsibility, nor do I have any legal requirement or obligation to renumber your discovery requests. Such a thing is improper and invites issues where there should be none. If you do so, it will wholly prevent the need for any motion practice in this matter.

If you want to meet and confer, I am happy to do so but consider this your official notice – if you file a motion to compel, it will be wholly improper and defective as you have not even attempted to meet and confer prior.

Thank you,
Matthew R. Walsh

From: Gorospe, Valentino <VGorospe@reedsmith.com>

Sent: Monday, December 29, 2025 4:21 PM

To: matthew@winteryear.com

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EXHIBIT 2

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50 Defendant admits the meet and confer on December 16, 2025 is only for
51 sanctions, not for discovery or a motion to compel

RE: Walsh v. Rokoko Electronics



matthew@winteryear.com

To: 'Ellena, Katherine J.'; 'Valencia, Heather R.'

Cc: 'Galibois, Michael B.'; 'Gorospe, Valentino'; 'Graue, Emily H.'

<Galibois, Michael B. <MGalibois@reedsmith.com>; Gorospe, Valentino

<VGorospe@reedsmith.com>; Graue, Emily H. <EGraue@reedsmith.com>

Subject: RE: Walsh v. Rokoko Electronics



12/16/2025

External E-Mail - FROM matthew@winteryear.com <matthew@winteryear.com>

12/16 is fine, we can do 1:30PM if that works for you. If not, just propose a time.

From: Ellena, Katherine J. <KEllena@reedsmith.com>

Sent: Wednesday, December 10, 2025 5:01 PM

To: matthew@winteryear.com; Valencia, Heather R. <HValencia@ReedSmith.com>

Cc: Galibois, Michael B. <MGalibois@reedsmith.com>; Gorospe, Valentino

<VGorospe@reedsmith.com>; Graue, Emily H. <EGraue@reedsmith.com>

Subject: RE: Walsh v. Rokoko Electronics

Hi Matt –

We are available to meet and confer next week regarding your contemplated renewed motion for sanctions at the following times:

- 12/15 – 1 pm to 4 pm
- 12/16 – 1 pm to 4 pm
- 12/17 – 9 am to 12 pm

Let us know what works for you.

Katherine J. Ellena | Senior Associate

kellena@reedsmith.com

ReedSmith LLP

515 Flower St., Suite 4300 | Los Angeles, CA 90071 | Direct: 213.457.8254 | Cell: 424.302.1476 |

Reception: 213.457.8000 | Fax: 213.457.8080

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EXHIBIT 3

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58 Defendant attempted to force a stipulation without 37-1 occurring.

Joint Stipulation re Motion to Compel Plaintiff's Discovery Responses



Gorospe, Valentino <VGorospe@

To matthew@winteryear.com

Cc Galibois, Michael B.; Ellena, Katherine J.; Graue, Emily H.; Valencia, Heather R.



Mon 12/29

- Rokoko - Rule 37 Joint Stip re Motion to Compel Plaintiff's Discovery Responses (1).docx 61 KB
- Rokoko - Ellena Declaration iso Joint Stipulation on Motion to Compel(209951325.1).pdf 158 KB
- RE_ Local Rule 37-1 Meet and Confer Regarding Failure to Respond to Roko... (46.5 KB)

Mr. Walsh,

Pursuant to L.R. 37-2, please find attached Rokoko's draft Joint Stipulation regarding our Motion to Compel. We have left blanks for you in the Word document to help indicate what you need to fill in. Please also find attached Ms. Ellena's declaration and exhibits in support of Rokoko's position.

As a reminder, your response is due within seven days (see L.R. 37-2.2).

Best,
Valentino

Gerardo Valentino Gorospe IV
Associate
Los Angeles / Insurance Recovery
He/Him/His

Vgorospe@reedsmith.com
D: +1 213.457.8239
M: +1 562.753.1072

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Suite 4300
Los Angeles, CA 90071
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F: +1 213 457 8080
reedsmith.com

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EXHIBIT 4

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65 Plaintiff requested word documents for the discovery requests on December 10,
66 2025 so that he could answer them without modification.

RE: Local Rule 37-1 Meet and Confer Regarding Failure to Respond to...



matthew@winteryear.com

To: 'Valencia, Heather R.'
Cc: 'Ellena, Katherine J.'; 'Gorospe, Valentino'; 'Galibois, Michael B.'; 'Graue, Emily H.'



12/10/2025

One last thing –

Please provide the DOCX files instead of PDF so I can fill my answers in.

Thanks.

Have a great night!

Matthew R. Walsh

From: matthew@winteryear.com <matthew@winteryear.com>
Sent: Wednesday, December 10, 2025 6:28 PM
To: 'Valencia, Heather R.' <HValencia@ReedSmith.com>
Cc: 'Ellena, Katherine J.' <KEllena@reedsmith.com>; 'Gorospe, Valentino' <VGorospe@reedsmith.com>; 'Galibois, Michael B.' <MGalibois@reedsmith.com>; 'Graue, Emily H.' <EGraue@reedsmith.com>
Subject: RE: Local Rule 37-1 Meet and Confer Regarding Failure to Respond to Rokoko's First Sets of Requests for Production and Interrogatories

109 attached to save you some time dealing with ECF.

Please see the exhibits.

From: matthew@winteryear.com <matthew@winteryear.com>
Sent: Wednesday, December 10, 2025 5:15 PM
To: 'Valencia, Heather R.' <HValencia@ReedSmith.com>
Cc: 'Ellena, Katherine J.' <KEllena@reedsmith.com>; 'Gorospe, Valentino' <VGorospe@reedsmith.com>; 'Galibois, Michael B.' <MGalibois@reedsmith.com>; 'Graue, Emily H.' <EGraue@reedsmith.com>
Subject: RE: Local Rule 37-1 Meet and Confer Regarding Failure to Respond to Rokoko's First Sets of Requests for Production and Interrogatories

As the delay with the aforementioned now pushes discovery squarely during the holidays, I will not be available to answer them if served now as I will be travelling with family to remote locations and have no computer or internet access during that time.

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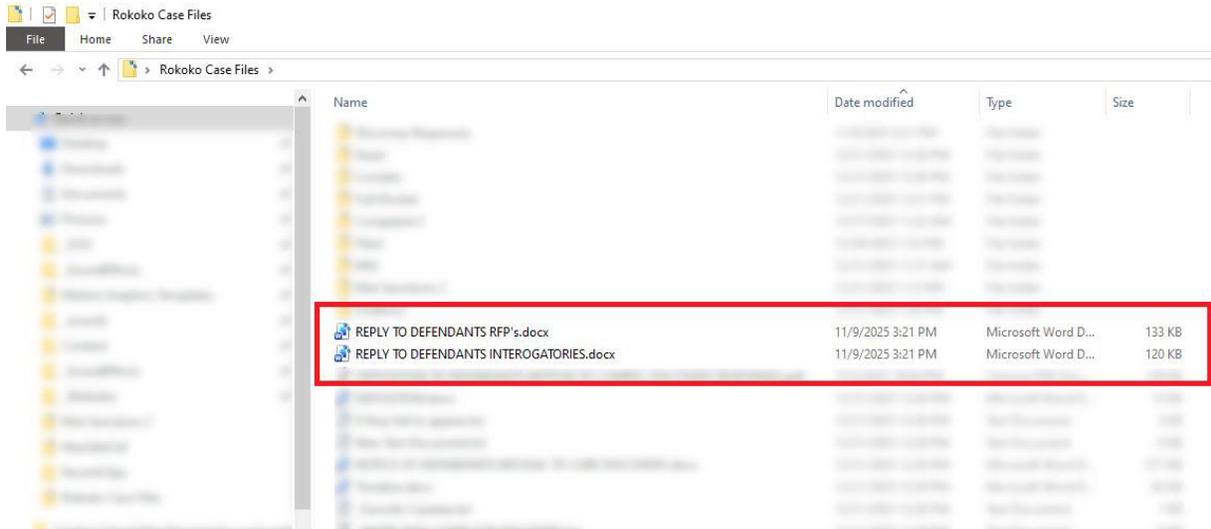
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EXHIBIT 5

72 Plaintiff's responses have been completed since November 9, 2025



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AutoSave Off

REPLY TO DEFENDANTS RFP's.docx

File Home Insert Draw Design Layout References Mailings Review View Help Acrobat

Clipboard Paste Font Paragraph Styles Editing Adobe Acrobat Create a PDF Voice Dictate Add-ins Editor Copilot

BACK UP THIS DOCUMENT Share and work with others in this and other files using OneDrive. Open OneDrive

Page 1 of 47 7802 words Text Predictions: On Accessibility: Investigate Focus 10%

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EXHIBIT 6

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84 Defendant refuses to produce discovery.

RE: Walsh v. Rokoko Electronics



Ellena, Katherine J. <KEllena@re...>
To matthew@winteryear.com; Valencia, Heather R.
Cc Galibois, Michael B.; Graue, Emily H.



11/3/2025

You replied to this message on 11/3/2025 4:21 PM.

Mr. Walsh:

Rokoko has set forth its objections to the discovery that you have propounded in its written responses to the discovery on October 10th. If you would like to meet and confer over those responses, we will be available to do so when you are ready and pursuant to the Court's meet and confer requirements, including L.R. 37.

As for Rokoko's document production, as was explained in Rokoko's October 10th responses and as I further explained to you during our call last Thursday, Rokoko **will not produce** documents until a protective order governing discovery is in place. You stated that you would provide a proposed protective order for our review. You sent a proposed ESI protocol on Saturday, which we are still reviewing, but I have not seen a proposed protective order yet. Let me know if you would prefer that we send one to you for review.

Katherine J. Ellena | Senior Associate
kellena@reedsmith.com

ReedSmith LLP

515 Flower St., Suite 4300 | Los Angeles, CA 90071 | Direct: 213.457.8254 | Cell: 424.302.1476 |
Reception: 213.457.8000 | Fax: 213.457.8080

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Munich | New York | Paris | Philadelphia | Pittsburgh | Princeton | Richmond | San Francisco |
Shanghai | Silicon Valley | Singapore | Tysons | Washington DC | Wilmington

From: matthew@winteryear.com <matthew@winteryear.com>

Sent: Monday, November 3, 2025 4:14 PM

To: Ellena, Katherine J. <KEllena@reedsmith.com>; Valencia, Heather R.

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EXHIBIT 7

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90 Defendant deflects and refuses requests to meet and confer.

RE: Walsh v. Rokoko Electronics



Ellena, Katherine J. <KEllena@re...>
To: Matthew R. Walsh (Winteryear Studios)
Cc: Galibois, Michael B.; Graue, Emily H.; Gorospe, Valentino



11/4/2025

You replied to this message on 11/4/2025 12:12 PM.

Mr. Walsh:

Respectfully, it is not our obligation to provide you a list of what we have agreed to produce when Rokoko's written responses set that out. Please follow the Local Rules if you would like to meet and confer regarding the discovery responses and we will be prepared to do so.

Katherine J. Ellena | Senior Associate
kellena@reedsmith.com

ReedSmith LLP

515 Flower St., Suite 4300 | Los Angeles, CA 90071 | Direct: 213.457.8254 | Cell: 424.302.1476 |
Reception: 213.457.8000 | Fax: 213.457.8080
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Munich | New York | Paris | Philadelphia | Pittsburgh | Princeton | Richmond | San Francisco |
Shanghai | Silicon Valley | Singapore | Tysons | Washington DC | Wilmington

From: Matthew R. Walsh (Winteryear Studios) <matthew@winteryear.com>
Sent: Monday, November 3, 2025 11:59 PM
To: Ellena, Katherine J. <KEllena@reedsmith.com>
Subject: Re: Walsh v. Rokoko Electronics

External E-Mail - FROM matthew@winteryear.com <matthew@winteryear.com>

Lets meet and confer, i wish to once again move the court to compel responses.

Sent via [BlackBerry Hub+ Inbox for Android](#)

From: matthew@winteryear.com
Sent: November 3, 2025 11:26 PM
To: KEllena@reedsmith.com
Subject: RE: Walsh v. Rokoko Electronics

We can certainly meet and confer, however, an agreement on what you will produce should be in writing as I went back through your RFP responses and see one boilerplate objection after another.

Connected

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EXHIBIT 8

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1 MATTHEW R. WALSH
2 19197 GOLDEN VALLEY RD #333
3 SANTA CLARITA, CA 91387
4 (661) 644-0012

5 Plaintiff In Pro Per,

6 **UNITED STATES DISTRICT COURT**
7 **CENTRAL DISTRICT OF CALIFORNIA**

MATTHEW R. WALSH

Plaintiff In Pro Per,

vs.

ROKOKO ELECTRONICS
(AND DOES 1 THROUGH 50,
INCLUSIVE)

Defendant

Case No.: 2:25-CV-05340-ODW-RAO

*[Assigned to Hon. Otis D. Wright, II,
Courtroom 5D; Hon. Rozella A. Oliver,
Courtroom 590]*

**PLAINTIFF'S OPPOSITION TO
DEFENDANTS MOTION TO
COMPEL**

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9
10 Plaintiff informed Defendant about seven times that he cannot answer
11 discovery as the numbering overlapped (see L.R. 33-1, 34-1) (Ex. 1, 3) – they

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41 I declare under penalty of perjury under the laws of the United States that the
42 foregoing is true and correct.

43

44 Respectfully submitted,

45 Dated this December 3, 2025, in Santa Clarita, California.

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Matthew R. Walsh
Plaintiff In Pro Per

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