

Clerk stamps date here when form is filed.

Filed
January 21, 2022
Clerk of the Court
Superior Court of CA
County of Santa Clara
22CH010523
By: msorum

ORIGINAL

1 Petitioner (Employer)

a. Name: Apple Inc.
Lawyer for Petitioner (if any, for this case):
Name: Todd Boyer State Bar No.: 203132
Firm Name: Boyer Wenter LLP
b. Your Address (If you have a lawyer, give your lawyer's information.):
Address: 1585 N. Fourth Street, Suite N
City: San Jose State: CA Zip: 95112
Telephone: 669.296.0323 Fax:
E-Mail Address: tboyer@boyerwenter.com

Fill in court name and street address:

Superior Court of California, County of Santa Clara
Downtown San Jose Courthouse
191 N. First Street
San Jose, CA 95113

2 Employee (Protected Person)

Full Name: Jose Berrera

Court fills in case number when form is filed.

3 Respondent (Restrained Person)

Full Name: Julia Lee Choi
Description:

Case Number:
22 CH010523

Sex: [ ] M [x] F Height: 5'4" Weight: 120 Date of Birth: March 1976
Hair Color: Black Eye Color: Brown Age: 45 Race: Asian/Korean
Home Address (if known): 7902 Tyson One Place #615
City: McLean State: VA Zip: 22102
Relationship to Employee: none

4 [x] Additional Protected Persons

In addition to the employee, the following family or household members or other employees are protected by the temporary orders indicated below:

Table with columns: Full Name, Sex, Age, Household Member?, Relation to Employee. Row 1: See Attachment 4, [ ] Yes [x] No, None; subject to/victims

[x] Additional protected persons are listed at the end of this Order on Attachment 4.

5 Expiration Date

This Order expires at the end of the hearing scheduled for the date and time below:

Date: 3-29-22 Time: 9:00 [x] a.m. [ ] p.m.

This is a Court Order.



**To the Respondent:**

The court has issued the temporary orders checked as granted below. If you do not obey these orders, you can be arrested and charged with a crime. You may have to go to jail for up to one year, pay a fine of up to \$1,000, or both.

**6 Personal Conduct Orders**

Not Requested     Denied Until the Hearing     **Granted as Follows:**

a. You are ordered **not** do the following things to the employee

and to the other protected persons listed in **(4)**:

- (1)  Harass, molest, strike, assault (sexually or otherwise), batter, abuse, destroy personal property of, or disturb the peace of the person.
- (2)  Commit acts of violence or make threats of violence against the person.
- (3)  Follow or stalk the person during work hours or to or from the place of work.
- (4)  Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by e-mail, by fax, or by other electronic means.
- (5)  Enter the workplace of the person.
- (6)  Take any action to obtain the person's address or locations. If this item is not checked, the court has found good cause not to make this order.
- (7)  Other (*specify*):

Other personal conduct orders are attached at the end of this Order on Attachment 6a(7).  
Contact any person listed in (4) by any electronic means, including any attempt to directly message or "tag" a person listed in (4) on social media or any messaging service, including but not limited to, LinkedIn, Twitter, Facebook, Snapchat, WhatsApp, Instagram, WeChat, or TikTok. This prohibition includes the Protected Person in section (2).

b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order. However, you may have your papers served by mail on the petitioner.

**7 Stay-Away Order**

Not Requested     Denied Until the Hearing     **Granted as Follows:**

a. You must stay at least 200 yards away from (*check all that apply*):

- (1)  The employee
- (2)  Each other protected person listed in **(4)**
- (3)  The employee's workplace
- (4)  The employee's home
- (5)  The employee's school
- (6)  The employee's children's school
- (7)  The employee's children's place of child care
- (8)  The employee's vehicle
- (9)  Other (*specify*):  
The persons and locations listed in Attachment 4a and 10a, including the personal residences of those individuals.

b. This stay-away order does not prevent you from going to or from your home or place of employment.

**This is a Court Order.**



8 No Guns or Other Firearms and Ammunition

- a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.
b. You must:
(1) Sell to or store with a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms in your immediate possession or control. This must be done within 24 hours of being served with this Order.
(2) File a receipt with the court within 48 hours of receiving this Order that proves that your guns or firearms have been turned in, sold, or stored. (You may use form WV-800, Proof of Firearms Turned In, Sold, or Stored for the receipt.)
c. [ ] The court has received information that you own or possess a firearm.

9 Other Orders

- [X] Not Requested [ ] Denied Until the Hearing [ ] Granted as Follows (specify):

[ ] Additional orders are attached at the end of this Order on Attachment 9.

To the Petitioner:

10 Mandatory Entry of Order into CARPOS Through CLETS

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):

- a. [ ] The clerk will enter this Order and its proof-of-service form into CARPOS.
b. [X] The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
c. [ ] By the close of business on the date that this Order is made, the employer or the employer's lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agencies listed below to enter into CARPOS:

Name of Law Enforcement Agency

Address (City, State, Zip)

[ ] Additional law enforcement agencies are listed at the end of this Order on Attachment 10.

11 No Fee to Serve (Notify) Restrained Person [X] Ordered [ ] Not Ordered

The sheriff or marshal will serve this Order without charge because:

- a. [X] The Order is based on a credible threat of violence or stalking.
b. [ ] The petitioner is entitled to a fee waiver.

This is a Court Order.



Signed: 1/21/2022 09:30 AM

⑫ Number of pages attached to this Order, if any: 2

Date: 1-21-2021

Carol Clinton  
Judicial Officer

**Warnings and Notices to the Restrained Person in ②**

**You Cannot Have Guns or Firearms**

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, or ammunition while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer or turn in to a law enforcement agency any guns or other firearms that you have or control as stated in item ⑧ above. The court will require you to prove that you did so.

**Notice Regarding Nonappearance at Hearing and Service of Order**

If you have been personally served with this Temporary Restraining Order and form WV-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in item ③.

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

**After You Have Been Served With a Restraining Order**

- Obey all the orders. Any intentional violation of this Order is a misdemeanor punishable by a fine or by imprisonment in a county jail, or by both fine and imprisonment. (Pen. Code, § 273.6.)
- Read form WV-120-INFO, *How Can I Respond to a Petition for Orders to Stop Workplace Violence?*, to learn how to respond to this Order.
- If you want to respond, fill out form WV-120, *Response to Petition for Workplace Violence Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response if the petition claims that you threatened violence against or stalked the employee, or placed the employee in reasonable fear of violence.
- You must have form WV-120 served on the petitioner or the petitioner's attorney by mail. You cannot do this yourself. The person who does the service should complete and sign form WV-250, *Proof of Service of Response by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at [www.courts.ca.gov/forms](http://www.courts.ca.gov/forms). If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to three years. Tell the judge why you disagree with the orders requested.

**This is a Court Order.**



**Instructions for Law Enforcement****Enforcing the Restraining Order**

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). Agencies are encouraged to enter violation messages into CARPOS. If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

**Start Date and End Date of Orders**

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in item 5 on page 1.

**If the Protected Person Contacts the Restrained Person**

Even if the protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)

**Conflicting Orders—Priorities for Enforcement**

**If more than one restraining order has been issued, the orders must be enforced according to the following priorities:** (See Pen. Code, § 136.2, Fam. Code, §§ 6383(h)(2), 6405(b).)

1. *EPO*: If one of the orders is an *Emergency Protective Order* (form EPO-001) and is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. *No Contact Order*: If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence over any other restraining or protective order.
3. *Criminal Order*: If none of the orders includes a no contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. *Family, Juvenile, or Civil Order*: If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

*(Clerk will fill out this part.)*

**—Clerk's Certificate—**

*Clerk's Certificate*  
[seal]

I certify that this *Temporary Restraining Order* is a true and correct copy of the original on file in the court.

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy

**This is a Court Order.**

SHORT TITLE: Apple Inc. v. Julia Lee Choi	CASE NUMBER: 22 CH010523
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ATTACHMENT (Number): 4a*(This Attachment may be used with any Judicial Council form.)***Attachment 4. Additional Protected Persons and Locations:**

(1) All individuals whom Respondent knows is a current Apple employee, including, but not limited to any and all employees working at or for Apple's corporate groups, including, but not limited to, those who work at Apple's corporate campuses located at 1 Apple Park Way, Cupertino, CA, 1 Infinite Loop, Cupertino, CA, 20525 Mariani Ave, Cupertino, CA.

(a) Apple requests that Respondent be prohibited from entering any real property owned or possessed by Apple, including but not limited to, the corporate locations listed herein.

(2) Apple's CEO individually, all his work locations, and personal residence at 745 Webster Street, Palo Alto, CA.

*(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)*

Page 1 of 1*(Add pages as required)*