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FILED
LOS ANGELES SUPERIOR COURT

DEC 01 2011

JOHN A. CLARKE, CLERK
BY RAUL SANCHEZ, DEPUTY

8 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

10 **DAVID COPPEDGE**, an individual;

11 Plaintiff,

12 vs.

13 **JET PROPULSION LABORATORY**, form
14 unknown; **CALIFORNIA INSTITUTE OF**
15 **TECHNOLOGY**, form unknown; **GREGO-**
16 **RY CHIN**, an Individual; **CLARK A.**
17 **BURGESS**, an Individual; **KEVIN KLENK**,
an Individual; and **Does 1** through **25**, inclu-
sive,

18 Defendants.

Case No. BC435600

The Honorable Ernest M. Hiroshige, Dept. 54

**PLAINTIFF DAVID COPPEDGE'S
PROPOSED SPECIALLY-PREPARED
JURY INSTRUCTION NO. 4: TYPES OF
EVIDENCE BEARING UPON
LIABILITY FOR RETALIATION**

FSC: December 2, 2011
HEARING TIME: 8:30 a.m.
DEPT: 54

Trial Date: December 14, 2011

BY FAX

20 You may consider both direct evidence and circumstantial evidence to evaluate whether
21 Defendant had an intent to retaliate against Plaintiff. For example, direct evidence of retaliation
22 may consist of remarks made by decision-makers displaying a retaliatory motive. Circumstantial
23 evidence typically relates to such factors as the plaintiff's job performance, the timing of events,
24 and how Plaintiff was treated in comparison to other workers.

27 Source: *Colarossi v. Coty US Inc.* (2002) 97 Cal.App.4th 1142, 1153 (citing and quoting author-
28 ities).

1 DATED: November 30, 2011

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Esq
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4 By:

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