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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT
DIVISION FIVE

REYNARD CAMPBELL,
Plaintiff and Respondent,
v.
CATHY E. CAMPBELL,
Defendant and Appellant.

A145237

**(Alameda County
Super. Ct. No. AF15758982)**

Cathy E. Campbell appeals in propria persona from a domestic violence restraining order (Fam. Code, § 6200 et seq., form DV-130) issued in April 2015 prohibiting her from, among other things, harassing or threatening her brother, Reynard Campbell.¹ Cathy contends the trial court erred by issuing the restraining order. We affirm.

FACTUAL AND PROCEDURAL BACKGROUND

Reynard and Cathy’s father died. Reynard was the coadministrator of his estate, which included several properties in Oakland (estate properties).

In 2015, Reynard filed a request for domestic violence restraining order (form DV-100) to keep Cathy away from him, his spouse, and the estate properties. Among other things, Reynard alleged Cathy: (1) repeatedly “got in [his] face[;]” shouted profanities at him, and threatened to stab him and his spouse “to death with a knife[;]” (2) “physically attacked” Reynard, ripping his shirt, and leaving lacerations on his neck and

¹ We refer to Cathy and Reynard by their first names for clarity and convenience.

chest; and (3) shattered a glass picture frame against him, leaving glass shards in Reynard's face and neck. Reynard felt threatened by Cathy's behavior. The court issued a temporary restraining order (form DV-110).

Reynard and his spouse testified at the hearing on the restraining order request.² Cathy also testified. At the conclusion of the April 2, 2015 hearing, the court issued a domestic violence prevention restraining order (form DV-130) precluding Cathy from: (1) harassing or threatening Reynard; and (2) going within 10 yards of the estate properties. The restraining order expires in April 2016.

DISCUSSION

Cathy contends the court erred by issuing the restraining order because: (1) Reynard "did not follow proper protocol" to obtain it; (2) the accusations against her are "false" and insufficient evidence supports the restraining order; and (3) the court considered inadmissible evidence at the hearing on the restraining order. Cathy's claims fail for at least two reasons. The first reason is Cathy "fail[ed] to provide us with a reporter's transcript" from the hearing on the request for restraining order "or any other adequate statement of the evidence. The record consists solely of a partial clerk's transcript Generally, appellants in ordinary civil appeals must provide a reporter's transcript at their own expense. [Citation.]" (*Foust v. San Jose Construction Co., Inc.* (2011) 198 Cal.App.4th 181, 186 (*Foust*)).

Numerous "appellate courts have refused to reach the merits of an appellant's claims because no reporter's transcript of a pertinent proceeding or a suitable substitute was provided. [Citations.] [¶] The reason for this follows from the cardinal rule of appellate review that a judgment or order of the trial court is presumed correct and prejudicial error must be affirmatively shown. [Citation.] 'In the absence of a contrary showing in the record, all presumptions in favor of the trial court's action will be made by the appellate court. "[I]f any matters could have been presented to the court below which would have authorized the order complained of, it will be presumed that such

² The reporter's transcript is not part of the appellate record, nor is Cathy's written response to the request for restraining order.

matters were presented.” [Citation.] . . . “A necessary corollary to this rule is that if the record is inadequate for meaningful review, the appellant defaults and the decision of the trial court should be affirmed.” [Citation.] ‘Consequently, [appellant] has the burden of providing an adequate record. [Citation.] Failure to provide an adequate record on an issue requires that the issue be resolved against [appellant].’ [Citation.]” (*Foust, supra*, 198 Cal.App.4th at pp. 186-187.)

Cathy’s claims “cannot be resolved on an appeal utilizing only” a partial “clerk’s transcript. Without a reporter’s transcript or the exhibits presented at [the hearing] we cannot undertake a meaningful review of [Cathy’s] argument on appeal. . . . [Cathy] seems to want this court to . . . reweigh the evidence presented below,” but we cannot. (*Foust, supra*, 198 Cal.App.4th at pp. 187-188; *Pringle v. La Chapelle* (1999) 73 Cal.App.4th 1000, 1003.) “By failing to provide an adequate record, [Cathy] cannot meet [her] burden to show error and we must resolve any challenge to the order against [her].” (*Hotels Nevada, LLC v. L.A. Pacific Center, Inc.* (2012) 203 Cal.App.4th 336, 348.)

We must reject Cathy’s claim for the additional reason that her opening brief provides “no citations to legal authority and no citations to the record.” (*Hasso v. Hapke* (2014) 227 Cal.App.4th 107, 154.) Points asserted without “adequate . . . legal analysis” are deemed forfeited. (*Singh v. Lipworth* (2014) 227 Cal.App.4th 813, 817, quoting *Placer County Local Agency Formation Com. v. Nevada County Local Agency Formation Com.* (2006) 135 Cal.App.4th 793, 814.) Parties are also “required to provide specific page citations to the record to support their factual recitations in their briefs. [Citation.] The court is not required to make an independent search of the record and may disregard any claims when no reference is furnished. [Citation.]” (*Jumaane v. City of Los Angeles* (2015) 241 Cal.App.4th 1390, 1406.)

DISPOSITION

The restraining order issued on April 2, 2015 is affirmed. In the interests of justice, the parties are to bear their own costs on appeal. (Cal. Rules of Court, rule 8.278(a)(5).)

Jones, P.J.

We concur:

Simons, J.

Bruiniers, J.

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