

ATTORNEY OR PARTY WITHOUT ATTORNEY (name and Address) <b>SQUIRE, SANDERS &amp; DEMPSEY L.L.P.</b> <b>JAMES H. BRODERICK, JR. ( SBN 97448 )</b> <b>CHRISTOPHER J. PETERSEN ( SBN 251439 )</b> <b>555 SOUTH FLOWER STREET, 31<sup>ST</sup> FLOOR</b> <b>LOS ANGELES, CA 90071</b>  TELEPHONE NO.: (213) 624-2500      FAX NO. (Optional): (213) 623-4581 E-MAIL ADDRESS (Optional) : <a href="mailto:jbroderick@ssd.com">jbroderick@ssd.com</a> ATTORNEY FOR (Name): <b>PLAINTIFF</b>	FOR COURT USE ONLY <b>CONFORMED COPY</b> <b>OF ORIGINAL FILED</b> Los Angeles Superior Court  DEC 03 2010  John A. Clarke, Executive Officer/Clerk By <b>A. WILLIAMS</b> DEPUTY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: 1725 MAIN STREET MAILING ADDRESS: 1725 MAIN STREET CITY AND ZIP CODE: SANTA MONICA, 90401 BRANCH NAME: WEST DISTRICT	
PLAINTIFF/PETITIONER: <b>HIROSHI HORIIKE, an individual</b>  DEFENDANT/RESPONDENT: <b>COLDWELL BANKER RESIDENTIAL BROKERAGE COMPANY, a California corporation</b>	CASE NUMBER: <b>SC110477</b>
<b>PROOF OF SERVICE OF SUMMONS</b>	Ref. No. or File No.: <b>752696</b>

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of :
  - a.  Summons
  - b.  Complaint
  - c.  Alternative Dispute Resolution (ADR) package
  - d.  Civil Case Cover Sheet (served in complex cases only)
  - e.  cross-complaint
  - f.  other (specify documents): **CIVIL CASE COVER SHEET ADDENDUM; NOTICE OF CASE ASSIGNMENT TO INDIVIDUAL CALENDAR COURT**
3.
  - a. Party served: (specify name of party as shown on documents served):  
**COLDWELL BANKER RESIDENTIAL BROKERAGE COMPANY, a California corporation**
  - b. Person served (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made)(specify name and relationship to the party named in item 3a):  
**BECKY DEGEORGE - CLERK, CSC**
4. Address where the party was served: **2730 GATEWAY OAKS DRIVE #100  
SACRAMENTO, CA 95833**
5. I served the party (check proper box)
  - a.  **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **NOVEMBER 29, 2010** (2) at: (time) **3:15 P.M.**
  - b.  **by substituted service.** On (date): \_\_\_\_\_ at: (time) \_\_\_\_\_ I left the documents listed in item 2 with or in the presence of (name and title or relationship to the person indicated in item 3b):
    - (1)  **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2)  **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3)  **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4)  I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): \_\_\_\_\_ (city): \_\_\_\_\_ or  a declaration of mailing is attached.
    - (5)  I attach a **declaration of diligence** stating actions taken first to attempt personal service.

COPY

PLANTIFF/PETITIONER: HIROSHI HORIIKE, an individual	CASE NUMBER:
DEFENDANT/RESPONDENT: COLDWELL BANKER RESIDENTIAL BROKERAGE COMPANY, a California corporation	SC110477

5. c.  by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,

- (1) (date): \_\_\_\_\_ (1) (city): \_\_\_\_\_  
 (3)  with two copies of the *Notice and Acknowledgment of Receipt* (form 982(a)(4)) and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgement of Receipt (form 982(a)(4).)*) (Code Civ. Proc., § 415.30.)  
 (4)  to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)

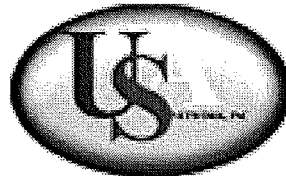
d.  by other means (specify means of service and authorizing code section):  
 Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a.  as an individual defendant  
 b.  as the person sued under the fictitious name of (specify):  
 c.  on behalf of (specify): COLDWELL BANKER RESIDENTIAL BROKERAGE COMPANY, a California corporation under the following Code of Civil Procedure section:  
 416.10 (corporation)  415.95 (business organization, form unknown)  
 416.20 (defunct corporation)  416.60 (minor)  
 416.30 (joint stock company/association)  416.70 (ward or conservatee)  
 416.40 (association or partnership)  416.90 (authorized person)  
 416.50 (public entity)  415.46 (occupant)  
 other:

7. Person who served papers

- a. Name: JEFF KING  
 b. Address: 800 W. 1<sup>ST</sup> STREET, SUITE 200-B  
 LOS ANGELES, CALIFORNIA 90071  
 c. Telephone number: (213) 346-1000  
 d. The fee for service was: \$



- e. I am:  
 (1)  not a registered California process server.  
 (2)  exempt from registration under Business and Professions Code section 22350(b).  
 (3)  registered California process server:  
 (i)  owner  Employee  independent contractor.  
 (ii)  Registration No.: 2006-60  
 (iii)  County: SACRAMENTO

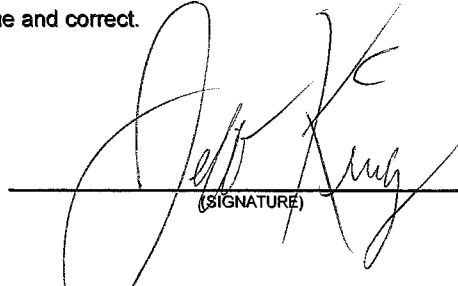
8.  I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.  
 Or

9.  I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: NOVEMBER 30, 2010

**JEFF KING**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHALL)

  
 \_\_\_\_\_  
 (SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (name and Address) <b>JAMES H. BRODERICK, JR. (SBN 97448)</b> <b>CHRISTOPHER J. PETERSON (SBN 251439)</b> <b>SQUIRE SANDERS &amp; DEMPSEY LLP</b> <b>555 S. FLOWER ST., 31<sup>ST</sup> FLOOR</b> <b>LOS ANGELES, CA 90071</b>  TELEPHONE NO.: (213) 624-2500      FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>PLAINTIFF</b>	FOR COURT USE ONLY  <b>CONFORMED COPY</b> <b>OF ORIGINAL FILED</b> <b>Los Angeles Superior Court</b>  <b>DEC 03 2010</b>  <b>John A. Clarke, Executive Officer/Clerk</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: 1725 MAIN STREET MAILING ADDRESS: CITY AND ZIP CODE: SANTA MONICA 90401 BRANCH NAME: WEST DISTRICT	By <b>A. WILLIAMS</b> <b>DEPUTY</b>
PLAINTIFF/PETITIONER: <b>HIROSHI HORIIKE</b>  DEFENDANT/RESPONDENT: <b>COLDWELL BANKER RESIDENTIAL BROKERAGE COMPANY, A CALIFORNIA CORPORATION, ET AL.</b>	CASE NUMBER: <b>SC110477</b>
<b>PROOF OF SERVICE OF SUMMONS</b>	Ref. No. or File No.: <b>752697</b>

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of :
  - a.  Summons
  - b.  Complaint
  - c.  Alternative Dispute Resolution (ADR) package
  - d.  Civil Case Cover Sheet (served in complex cases only)
  - e.  cross-complaint
  - f.  other (specify documents): **CIVIL CASE COVER SHEET ADDENDUM; NOTICE OF CASE ASSIGNMENT**
3.
  - a. Party served: (specify name of party as shown on documents served):  
**CHRIS CORTAZZO, AN INDIVIDUAL**
  - b. Person served (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made)(specify name and relationship to the party named in item 3a):
4. Address where the party was served: **29178 HEATHERCLIFF DRIVE**  
**MALIBU, CA 90265**
5. I served the party (check proper box)
  - a.  **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **11-30-10** (2) at: (time) **11:10 AM**
  - b.  **by substituted service.** On (date): \_\_\_\_\_ at: (time) \_\_\_\_\_ I left the documents listed in item 2 with or in the presence of (name and title or relationship to the person indicated in item 3b):
    - (1)  **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2)  **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3)  **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4)  I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): \_\_\_\_\_ (city): \_\_\_\_\_ or  a declaration of mailing is attached.
    - (5)  I attach a **declaration of diligence** stating actions taken first to attempt personal service.

PLANTIFF/PETITIONER:	CASE NUMBER:
DEFENDANT/RESPONDENT:	

5. c.  **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,

- (1) (date): \_\_\_\_\_ (1) (city): \_\_\_\_\_  
 (3)  with two copies of the *Notice and Acknowledgment of Receipt* (form 982(a)(4)) and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgement of Receipt (form 982(a)(4).)* (Code Civ. Proc., § 415.30.)  
 (4)  to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)

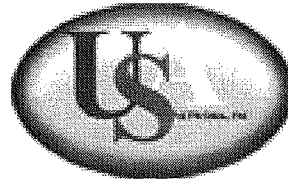
d.  **by other means** (specify means of service and authorizing code section):  
 Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a.  as an individual defendant  
 b.  as the person sued under the fictitious name of (specify):  
 c.  on behalf of (specify):  
 under the following Code of Civil Procedure section:  
 416.10 (corporation)  415.95 (business organization, form unknown)  
 416.20 (defunct corporation)  416.60 (minor)  
 416.30 (joint stock company/association)  416.70 (ward or conservatee)  
 416.40 (association or partnership)  416.90 (authorized person)  
 416.50 (public entity)  415.46 (occupant)  
 other:

7. **Person who served papers**

- a. Name: ERNEST HERRERA  
 b. Address: **800 W. 1<sup>ST</sup> STREET, SUITE 200-B  
 LOS ANGELES, CALIFORNIA 90071**  
 c. Telephone number: **(213) 346-1000**  
 d. The fee for service was: \$



- e. I am:  
 (1)  not a registered California process server.  
 (2)  exempt from registration under Business and Professions Code section 22350(b).  
 (3)  registered California process server:  
 (i)  owner  Employee  independent contractor.  
 (ii)  Registration No.:5997  
 (iii)  County: LOS ANGELES

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

Or

9.  I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: DECEMBER 1, 2010

**ERNEST HERRERA**

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHALL)

\_\_\_\_\_  
 (SIGNATURE)