

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number and address):  
**Shaamini A. Babu (SBN: 230704)**  
**Saltzman & Johnson Law Corporation**  
**44 Montgomery Street, Suite 2110**  
**San Francisco, California 94104**

TELEPHONE NO.: **(415) 882-7900** FAX NO. (Optional): **(415) 882-9287**  
 E-MAIL ADDRESS (Optional): **sbabu@sjlawcorp.com**  
 ATTORNEY FOR (Name): **Operating Engineers Health & Welfare Trust Fund, et al**

ATTORNEY FOR  JUDGMENT CREDITOR  ASSIGNEE OF RECORD

**FOR COURT USE ONLY**

United States District Court  
 STREET ADDRESS: **450 Golden Gate Avenue**  
 MAILING ADDRESS:  
 CITY AND ZIP CODE: **San Francisco, California 94102**  
 BRANCH NAME: **Northern District of California**

PLAINTIFF: **Operating Engineers Health & Welfare Trust Fund, et al.**  
 DEFENDANT: **Statewide Concrete Barrier, Inc. and Charles Wells**

WRIT OF **EXECUTION (Money Judgment)**  
 **POSSESSION OF**  **Personal Property**  
 **SALE**  **Real Property**

CASE NUMBER:  
**C04-2559 JSW**

- To the Sheriff or Marshal of the County of:** United States District Court, Northern District of California  
 You are directed to enforce the judgment described below with daily interest and your costs as provided by law.
- To any registered process server:** You are authorized to serve this writ only in accord with CCP 699.080 or CCP 715.040.
- (Name): **Operating Engineers Health & Welfare Trust Fund, et al.**  
 is the  judgment creditor  assignee of record whose address is shown on this form above the court's name.

4. **Judgment debtor (name and last known address):**

**Statewide Concrete Barrier, Inc.**  
**4751 Grass Valley Road**  
**Oakland, California 94605**

**Charles Wells**  
**4751 Grass Valley Road**  
**Oakland, California 94605**

- See next page for information on real or personal property to be delivered under a writ of possession or sold under a writ of sale.
- This writ is issued on a sister-state judgment.
- Total judgment ..... \$ **222,066.54**
- Costs after judgment (per filed order or memo CCP 685.090) ..... \$
- Subtotal (add 11 and 12) ..... \$ **222,066.54**
- Credits ..... \$ **0**
- Subtotal (subtract 14 from 13) ..... \$
- Interest after judgment (per filed affidavit CCP 685.050) (not on GC 6103.5 fees) ... \$
- Fee for issuance of writ ..... \$
- Total (add 15, 16, and 17) ..... \$ 222,066.54**
- Levying officer:  
 (a) Add daily interest from date of writ (at the legal rate on 15) (not on GC 6103.5 fees) of. . . . . \$ **26.71** from **9/19/07**  
 (b) Pay directly to court costs included in 11 and 17 (GC 6103.5, 68511.3; CCP 699.520(i)) . . . . . \$
- The amounts called for in items 11–19 are different for each debtor. These amounts are stated for each debtor on Attachment 20.

- Additional judgment debtors on next page
- Judgment entered on (date):**  
**September 19, 2007**
  - Judgment renewed on (dates):**  
**N/A**
  - Notice of sale** under this writ  
 a.  has not been requested.  
 b.  has been requested (see next page).
  - Joint debtor information on next page.

[SEAL]

Issued on (date): **NOV 0 2007** Clerk, by **FRANK JUSTILIANO**, Deputy

**NOTICE TO PERSON SERVED: SEE NEXT PAGE FOR IMPORTANT INFORMATION.**

PLAINTIFF: Operating Engineers Health & Welfare Trust Fund, et al.	CASE NUMBER:
DEFENDANT: Statewide Concrete Barrier, Inc. and Charles Wells	C04-2559 JSW

— Items continued from page 1—

21.  **Additional judgment debtor** (*name and last known address*):  
 \_\_\_\_\_  
 \_\_\_\_\_
22.  **Notice of sale** has been requested by (*name and address*):  
 \_\_\_\_\_  
 \_\_\_\_\_
23.  **Joint debtor** was declared bound by the judgment (CCP 989-994)  
 a. on (*date*): \_\_\_\_\_ a. on (*date*): \_\_\_\_\_  
 b. name and address of joint debtor: \_\_\_\_\_ b. name and address of joint debtor: \_\_\_\_\_  
 \_\_\_\_\_  
 c.  additional costs against certain joint debtors (*itemize*):  
 \_\_\_\_\_

24.  (*Writ of Possession or Writ of Sale*) **Judgment** was entered for the following:
- a.  Possession of real property: The complaint was filed on (*date*):  
 (**Check (1) or (2)**):  
 (1)  The Prejudgment Claim of Right to Possession was served in compliance with CCP 415.46.  
 The judgment includes all tenants, subtenants, named claimants, and other occupants of the premises.  
 (2)  The Prejudgment Claim of Right to Possession was NOT served in compliance with CCP 415.46.  
 (a) \$ \_\_\_\_\_ was the daily rental value on the date the complaint was filed.  
 (b) The court will hear objections to enforcement of the judgment under CCP 1174.3 on the following  
 dates (*specify*): \_\_\_\_\_
- b.  Possession of personal property.  
 If delivery cannot be had, then for the value (*itemize in 9e*) specified in the judgment or supplemental order.
- c.  Sale of personal property.
- d.  Sale of real property.
- e. Description of property:

**NOTICE TO PERSON SERVED**

WRIT OF EXECUTION OR SALE. Your rights and duties are indicated on the accompanying *Notice of Levy* (Form EJ-150).

WRIT OF POSSESSION OF PERSONAL PROPERTY. If the levying officer is not able to take custody of the property, the levying officer will make a demand upon you for the property. If custody is not obtained following demand, the judgment may be enforced as a money judgment for the value of the property specified in the judgment or in a supplemental order.

WRIT OF POSSESSION OF REAL PROPERTY. If the premises are not vacated within five days after the date of service on the occupant or, if service is by posting, within five days after service on you, the levying officer will remove the occupants from the real property and place the judgment creditor in possession of the property. Except for a mobile home, personal property remaining on the premises will be sold or otherwise disposed of in accordance with CCP 1174 unless you or the owner of the property pays the judgment creditor the reasonable cost of storage and takes possession of the personal property not later than 15 days after the time the judgment creditor takes possession of the premises.

► A *Claim of Right to Possession* form accompanies this writ (unless the Summons was served in compliance with CCP 415.46).

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

KEN WALTERS, et al.,

Plaintiffs,

No. C 04-2559 JSW

v.

**FINAL JUDGMENT**

STATEWIDE CONCRETE BARRIER, INC.  
and CHARLES WELLS,

Defendants.

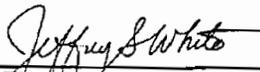
---

Pursuant to this Court's Order adopting Magistrate Judge James' Report and Recommendation re: Plaintiffs' amended motion for default judgment against Defendants Statewide Concrete Barrier, Inc. and Charles Wells, judgment is HEREBY ENTERED in favor of Plaintiffs and against Defendants in the amount of \$222,066.54, consisting of (1) \$14,019.14 in unpaid employer contributions owed for reported hours covered from the period of January 1, 1999 through December 2000; (2) \$128,081.41 in liquidated damages and interest incurred on delinquent contribution from January 1999 to May 5, 2005; (3) \$53,878.49 in additional interest incurred from the later date to March 25, 2007; (4) \$4,285.53 for costs; and (5) \$21,802.50 for attorneys' fees reasonably incurred by Plaintiffs in this action. Said money judgment thereafter shall bear the legal rate of interest until satisfied.

In addition, Plaintiffs' request for a renewed mandatory injunction is DENIED.

**IT IS SO ORDERED AND ADJUDGED.**

Dated: September 19, 2007

  
\_\_\_\_\_  
JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

United States District Court  
For the Northern District of California