ORDER FOR APPEARANCE AND EXAMINATION UNDER FRCP 69(a) AND UNDER C.C.P. § 708.110(a) -

CASE NO. 3:09-cv-00218-MMC

This order may be served by a sheriff, marshal, registered process server, or the following specially appointed person: ATTORNEY SERVICE OF SAN FRANCISCO

This order must be served not less than 10 days before the date set for the examination.

NOTICE TO JUDGMENT DEBTOR: If you fail to appear at the time and place specified in this order, you may be subject to arrest and punishment for contempt of court, and the court may make an order requiring you to pay the reasonable attorney fees incurred by the judgment creditor in this proceeding.

DATED: September 17, 2014



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#### **EXHIBIT "A"**

## DESCRIPTIVE LIST OF RECORDS OF THE JUDGMENT DEBTOR TO BE PRODUCED AT THE HEARING ON THE JUDGMENT DEBTOR EXAMINATION OF THE JUDGMENT DEBTOR UNDER C.C.P. § 708.110 ETC.

#### A. FINANCIAL RECORDS

- 1. All financial statements for the last three years of the judgment debtor, including balance sheets, profit and loss statements, income statements.
  - 2. All general ledgers and journals for the last three years of the judgment debtor.
- 3. All canceled checks, bank statements and other items which appear in any bank statement, check registers, check books, bank reconciliations, deposit slips for any deposit, copies of any checks deposited in any bank account, copies of checks which are cashed, receipts of purchases of any cashiers checks, confirmation or notifications of any wire transfers of any type or nature and notes or reports from bookkeepers pertaining to any bank statement of the Judgment Debtor(s).
- 4. All loan files for the loan of any money from any person or party of the Judgment Debtor.

#### **B. AGREEMENTS**

- 5. Any contracts, agreements, leases and other business files of the Judgment Debtor.
- 6. All applications for credit with any vendor, financial institutions, creditors and third parties of the Judgment Debtor.
  - 7. All vendor contracts of the Judgment Debtor.
  - 8. All leases for the lease or rental for office space of the Judgment Debtor.
- 9. All agreements with any and all officers, directors, employees, independent contracts of Judgment Debtor(s).
- 10. All bills, dunning notices, claims for payment of money, statements, demands, lawsuits, vendor contracts to and from any vendor, supplier, employee, creditor who has supplied goods or services to Judgment Debtor(s).
- 11. Any and all agreements, notices, letters, correspondence, written memorandum, bulk sales notices, notice of transfer, disposition, lien, mortgage of any assets of Judgment

26. All accounts receivable records or billings of any type or nature. 27. All documents which refer to any money owing to the Judgment Debtor(s). 28. All Federal and State Income tax returns for the last three (3) years of the Judgment Debtor. 

1	PROOF OF SERVICE
2 3	JOSE MAXIMILIANO MONTECINOS doing business as Coco's Bar 4541 Mission Street San Francisco, CA 94112
<ul><li>4</li><li>5</li><li>6</li></ul>	MARIA ALICIA MONTECINO doing business as Coco's Bar 4541 Mission Street San Francisco, CA 94112
7	I declare:
8 9	I am employed in the County of San Francisco, California. I am over the age of eighteen (18) years and not a party to the within cause. My business address is 165 Fell Street, San Francisco, CA 94102. On the date set forth below, I served the attached:
10 11	SECOND APPLICATION FOR APPEARANCE AND EXAMINATION UNDER FRCP 69(a) AND UNDER C.C.P. § 708.110(a) [ENFORCEMENT OF JUDGMENT-JUDGMENT DEBTOR]
12 13	ORDER FOR APPEARANCE AND EXAMINATION UNDER FRCP 69(a) AND UNDER C.C.P. § 708.110(a) [ENFORCEMENT OF JUDGMENT-JUDGMENT DEBTOR]
14	on the above-named person(s) by:
15 16	<u>XXX</u> (BY MAIL) Placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California, addressed to the person(s) served above.
17	I declare under penalty of perjury that the foregoing is true and correct.
18	Executed on September 17, 2014.
19	/a/ - Warrana Ian
20	<u>/s/ Karene Jen</u> Karene Jen
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