

1 ERSKINE & TULLEY
 A PROFESSIONAL CORPORATION
 2 MICHAEL J. CARROLL (St. Bar #50246)
 220 Montgomery Street, Suite 303
 3 San Francisco, CA 94104
 Telephone: (415) 392-5431

4 Attorneys for Plaintiffs

5
 6
 7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA

10	BOARD OF TRUSTEES OF THE NORTHERN)	NO. C 09 4509 WHA (DMR)
	CALIFORNIA SHEET METAL WORKERS, et)	
11	al.,)	
)	
12	Plaintiffs,)	<u>ORDER OF EXAMINATION</u>
	vs.)	
13)	
)	
14	TERMINAL MANUFACTURING CO., a)	
	Limited Liability Company)	
15)	
)	
16)	
	Defendant.)	
17)	

18 To: Steve Mellinger, an Officer and Custodian of Records
 Terminal Manufacturing Co.,
 19 707 Gilman Street
 Berkeley, CA 94710

21 You the above named judgment debtor ARE HEREBY ORDERED to
 22 appear personally on October 13, 2010 at 9:00 a.m. at 1301 Clay
 23 Street, Courtroom 4, 3rd Floor, Oakland CA, 94612, before the
 24 Magistrate Donna M. Ryu then and there to be examined on oath
 25 concerning your property or other matters material to the proceedings.

26 You are ordered to bring with you the following documents:
 27 1. The corporation's bylaws, share register and minute
 28 book;

- 1 2. Title documents to all equipment and vehicles of debtor;
- 2 3. All lists and schedules of rented, leased and owned
- 3 equipment of debtor;
- 4 4. Copies of all real property and personal property leases
- 5 wherein debtor is a party;
- 6 5. Copies of all tax bills, deeds, contracts, deeds of
- 7 trust or deposit receipts relating to all real and personal property
- 8 in which any interest is held;
- 9 6. Annual Financial Statements for the 2009 and all
- 10 monthly financial statements for 2010;
- 11 7. Federal tax returns for the last year reported;
- 12 8. All bank statements, deposit slips and canceled checks
- 13 for all accounts for 2010;
- 14 9. The last tax return filed with the Franchise Tax Board;
- 15 10. Copies of all purchase orders, change orders accepted
- 16 bids, and contracts which relate in any way to work performed by
- 17 debtor during the period from January 1, 2010 to date;
- 18 11. All accounts receivable lists generated by the Company
- 19 in 2010;
- 20 12. Cash Disbursement Journals for 2010;
- 21 13. All documents related to any loans to debtor or by
- 22 debtor by any present or former shareholders, officers or employees
- 23 of debtor;
- 24 14. All documents related to any completed, pending or
- 25 failed sale of substantially all corporate assets during the last
- 26 three years.
- 27 15. All personal guarantees made by any officer, agent or
- 28 shareholder for the benefit of debtor.

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

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 ATTORNEYS' FEES INCURRED BY THE
JUDGMENT CREDITOR IN THIS PROCEEDING.

Dated: September 10, 2010


Magistrate Judge Donna M. Ryu