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2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**  
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9 **Attorneys for Plaintiff**  
10 **G & G CLOSED CIRCUIT EVENTS, LLC**

11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**  
13 **SAN JOSE DIVISION**

14 **G & G CLOSED CIRCUIT EVENTS, LLC,**

15 **Case No. 3:12-cv-00631-MEJ**

16 **Plaintiff,**

17 **vs.**

18 **PLAINTIFF'S EX-PARTE**  
19 **APPLICATION FOR AN ORDER**  
20 **EXTENDING TIME TO COMPLETE**  
21 **SERVICE; AND ORDER (Proposed)**

22 **ZOE NAUMAN, ET AL.,**

23 **Defendant.**

24 **TO THE HONORABLE MARIA-ELENA JAMES, THE PARTIES, AND THEIR**  
25 **ATTORNEYS OF RECORD:**

26 As of this date, Plaintiff has been unable to successfully serve its initiating suit papers upon  
27 defendant Zoe Nauman, individually and d/b/a Godspeed Bar.

28 **WHEREFORE,** Plaintiff makes the following representations and recommendations:

1. On February 9, 2012 Plaintiff's Complaint was filed against Defendant Zoe Nauman.
2. Plaintiff has not yet perfected service of the initiating suit papers upon the Defendant, Zoe Nauman, despite diligent efforts to do so.

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**PLAINTIFF'S EX-PARTE APPLICATION FOR AN ORDER EXTENDING**  
**TIME TO COMPLETE SERVICE**

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3. As of this writing, Plaintiff's process server has made **eight (8) different attempts** to serve defendant Zoe Nauman with its suit papers. These attempts have been unsuccessful (Please find a true and correct copy of the process server's Status Reports attached hereto and made part hereof as Plaintiff's Exhibit 1).

4. Notwithstanding the difficulties incurred to date regarding service, Plaintiff has identified an address that it believes *will be* successful to serve its initiating suit papers upon these particular defendant, and has notified its process server of same.

**WHEREFORE**, Plaintiff respectfully requests that the Court permit an additional sixty (60) days from today's date to effectuate service of the Summons and Complaint filed in this matter, or to file a motion for service by publication, or in the alternative, a Notice of Voluntary Dismissal as to the Defendant.

Respectfully submitted,

Date: May 11, 2012

/s/ Thomas P. Riley  
**LAW OFFICES OF THOMAS P. RILEY, P.C.**  
By: Thomas P. Riley, Esquire  
Attorneys for Plaintiff  
G & G Closed Circuit Events, LLC

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# Exhibit 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):

TELEPHONE NO.:

FOR COURT USE ONLY

THOMAS P. RILEY, ESQ., Bar No.: 194706  
THOMAS P. RILEY, LAW OFFICES OF  
1114 FREMONT AVENUE  
SOUTH PASADENA, CA 91030

(626) 799-9797

tprlaw@att.net

Ref. No. or File No.

ATTORNEY FOR (Name):

PLAINTIFF

GODSPEED BAR 2-12-11 G&G

Insert name of court, judicial district or branch court, if any:

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT  
OAKLAND DIVISION  
1301 CLAY ST., SOUTH TOWER  
OAKLAND, CA 94612-5212

PLAINTIFF/PETITIONER:

G & G CLOSED CIRCUIT EVENTS, LLC

DEFENDANT/RESPONDENT:

NAUMAN

NOT FOUND OR NON SERVICE RETURN	DATE:	TIME:	DEPT/DIV:	CASE NUMBER: C12-00631
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I am and was on the dates herein mentioned at least 18 years of age and not a party to this action. I received the within process on February 24, 2012 and that after due search, careful inquiry and diligent attempts, I have been unable to effect service as indicated below. Costs for attempted service are recoverable under CCP §1033.5 (a)(4)(B).

Documents: SUMMONS & COMPLAINT; CIVIL COVER SHEET; CERTIFICATION AS TO INTERESTED PARTIES; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES

Party Served: ZOE NAUMAN, INDIVIDUALLY AND DBA GODSPEED BAR

Residence: Residence address was not known at the time of service.

Business: 5532 SAN PABLO AVENUE, OAKLAND, CA 94608

Process is being returned without service for the following reason(s):

February 29, 2012 01:20 pm THE GIVEN ADDRESS IS A MOTORCYCLE REPAIR SHOP. BUSINESS CLOSED, NO HOURS POSTED.

March 4, 2012 11:00 am BUSINESS CLOSED.

March 7, 2012 04:36 pm BUSINESS CLOSED.

March 12, 2012 02:50 pm BUSINESS CLOSED.

March 15, 2012 06:20 pm BUSINESS CLOSED.

March 18, 2012 01:09 pm BUSINESS CLOSED. MARKED DOOR.

March 21, 2012 06:45 pm BUSINESS CLOSED. MARK STILL ON DOOR.

March 24, 2012 02:00 pm BAD ADDRESS (BUSINESS): 5532 SAN PABLO AVENUE, OAKLAND, CA 94608. BUSINESS NO LONGER OPERATING. NEVER OPEN.

April 3, 2012 12:00 pm RETURN TO CLIENT.

Person who served papers

M. BLISS  
ABSOLUTE SERVICE OF LOS ANGELES  
1301 WEST SECOND STREET, SUITE 208  
LOS ANGELES, CA 90026  
(213) 481-7334

The fee for service was: \$84.75

I am: registered California process server.  
independent contractor  
Registration No.: 721  
County: ALAMEDA

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

Date: April 3, 2012

  
M. BLISS

1 **ORDER (Proposed)**

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3 The Court, upon review of Plaintiff's request and representations presented in the above-  
4 entitled matter hereby orders the following:

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6 Plaintiff is granted an additional sixty (60) days from <sup>May 11, 2012</sup> ~~today's date~~ to effectuate service of the  
7 Summons and Complaint filed in this matter, or to file a motion for service by publication, or in the  
8 alternative, a Notice of Voluntary Dismissal as to Defendant Zoe Nauman, where service has not  
9 been made or service by publication requested.

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11 **IT IS SO ORDERED:**

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Date: May 22, 2012

14 ~~Honorable Maria-Elena James~~ Maxine M. Chesney  
15 **United States District Court Judge**  
16 **Northern District of California**

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**PLAINTIFF'S EX-PARTE APPLICATION FOR AN ORDER EXTENDING  
TIME TO COMPLETE SERVICE**