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Attorneys for Plaintiff  
TODD THOLKE

E-Filed

FILED  
2012 OCT -4 P 2:27  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TODD THOLKE, an individual,  
Plaintiff,  
v.  
THE SAILING VESSEL ENERGY TEAM  
AC45, her sails, tackle, equipment, and  
furnishings,  
Defendant.

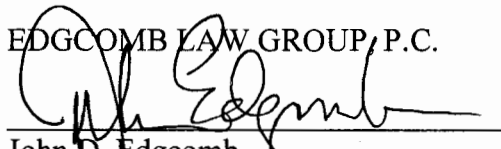
Civil No. 12 5162  
RS

INSTRUCTIONS TO THE UNITED  
STATES MARSHAL FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

See attached Form USM-285, Exhibit A.

Dated: October 4, 2012

EDGCOMB LAW GROUP, P.C.

  
John D. Edgcomb  
Attorneys for Plaintiff

{00038554.DOC-1 }

U.S. Department of Justice  
United States Marshals Service

**PROCESS RECEIPT AND RETURN**  
See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF TODD THOLKE	COURT CASE NUMBER
DEFENDANT SAILING VESSEL ENERGY TEAM AC45	TYPE OF PROCESS IN REM ARREST WARRANT

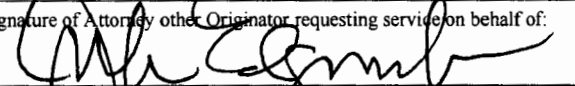
**SERVE AT** { NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN  
SAILING VESSEL ENERGY TEAM AC45  
ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)  
PIER 30/32, PORT OF SAN FRANCISCO, CA

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW	Number of process to be served with this Form 285	1
JOHN D. EDGCOMB EDGCOMB LAW GROUP, P.C. One Post Street, Suite 2100 San Francisco, CA 94104	Number of parties to be served in this case	1
	Check for service on U.S.A.	

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold Fold

Plaintiff Tholke requests that issuance of process by the U.S. Marshal's office be held in abeyance until requested by counsel for plaintiff, and at the time requested, that the U.S. Marshall serve the arrest warrant, complaint, summons and first set of interrogatories on the persons having custody of the SAILING VESSEL ENERGY TEAM AC45 and prevent it from leaving its mooring off Pier 30/32 or within the Pier 30/32 staging area if disassembled or wherever it might then be found.

Signature of Attorney or other Originator requesting service on behalf of: 	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER 415-399-1555, 676-8525	DATE 10/4/12
--	---	--	-----------------

**SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE**

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin	District to Serve	Signature of Authorized USMS Deputy or Clerk	Date
		No. _____	No. _____		

I hereby certify and return that I  have personally served,  have legal evidence of service,  have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.

I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode
Address (complete only different than shown above)	Date _____ Time _____ <input type="checkbox"/> am <input type="checkbox"/> pm
	Signature of U.S. Marshal or Deputy

Service Fee	Total Mileage Charges including endeavors	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Refund*)
					<b>\$0.00</b>

REMARKS:

**PRINT 5 COPIES:**

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT\*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED