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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11 ROY T. CAVELLINI, MARLENE)
12 MOREHEAD, and KANDY RINARD)
13 WILSON,)

14 Plaintiff,)

15 vs.)

16 MICHAEL F. HARRIS, HARRIS)
17 REALTY CO., INC., and HARRIS)
18 REALTY PENSION/PROFIT SHARING)
19 PLAN,)

20 Defendants.)
21

CASE NO. C-93-0057 SBA

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

22 TO DEFENDANT MICHAEL F. HARRIS:

23 YOU ARE ORDERED TO APPEAR personally before this court, or before a referee or
24 Magistrate Judge appointed by the court, to furnish information to aid in the enforcement of a
25 money judgment against you, and to bring with you all those certain books, letters, papers and
26 files which are listed on Exhibit "A" and incorporated by reference herein.

27 Date: August 15, 2013

28 Time: 11:00 a.m.

Courtroom: 4, 3rd Floor

Magistrate Judge: Kandis A. Westmore

Location: 1301 Clay Street, Oakland, CA 94612-5212

1 This order may be served by a Sheriff, Marshal, registered process server, or the following
2 specially appointed person: CARSON ATTORNEY SERVICE.

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

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

7 DATED: 7/17/13


Kandis A. Westmore
Magistrate Judge

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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 Debtor(s) to any person or party, outside the ordinary course of business at any time.

12. Any and all joint venture agreements, partnership agreements, agreements with any officer, director, shareholder, affiliate, subdivision, subsidiary of Judgment Debtor(s) to provide any goods or services, commence or prosecute any contract or other any business activity.

C. CORPORATE RECORDS

13. All Articles of Incorporation, Bylaws, Minutes of Meetings of Shareholders and Directors of Judgment Debtor(s).

14. All stock books, stock subscription agreements, issued shares of stock, agreements to pay any consideration for issuance of shares of stock, agreements with any shareholder for the issuance, sale or exchange of shares of stock to Judgment Debtor(s).

15. All permits, licenses or certificates of waivers of any permit, license or certificate with any state, federal or other government agency for the issuance of any shares of stock to any person on behalf of the Judgment Debtor(s).

D. LICENSES AND PERMITS

16. Any and all licenses issued by any state, county, city or other governmental entity by which to conduct any business of the Judgment Debtor.

17. Any fictitious business statement by, for and on behalf of the Judgment Debtor to conduct business of the Judgment Debtor.

18. Any professional license issued by any state licensing agency to conduct any business of the Judgment Debtor.

19. Any county or city health permit to conduct any business of the Judgment Debtor.

E. GENERAL RECORD REQUEST

20. All lists of assets of the Judgment Debtor.

21. All lists of liabilities of the Judgment Debtor.

22. All auto registrations and pink slips of the Judgment Debtor.

23. Any and all trust agreements of the Judgment Debtor.

24. Any and all agreements for any safety deposit boxes of the Judgment Debtor.

25. All employment agreements of the Judgment Debtor.

26. All accounts receivable records or billings of any type or nature.

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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.