

1 ERSKINE & TULLEY
 A PROFESSIONAL CORPORATION
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4 Attorneys for Plaintiffs
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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
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12 BOARD OF TRUSTEES OF THE AUTOMOTIVE)	NO. C 09 0468 CW(BZ)
13 INDUSTRIES, et al.)	
14)	
14 Plaintiffs,)	<u>ORDER OF EXAMINATION</u>
15 vs.)	
16 MARINA BUICK PONTIAC GMC, a)	
16 corporation)	
17)	
18 Defendant.)	
19)	

19 To: Mark B. Kane, Judgment Debtor
 20 Marina Buick Pontiac GMC
 892 Chateau Heights Court
 21 Pleasanton, CA 94566

22 You the above named judgment debtor ARE HEREBY ORDERED to
 23 appear personally on January 12, 2010 at 9:00 a.m. at 450 Golden Gate
 24 Avenue, San Francisco, CA , 94102 Conference Room G, 15th Floor,
 25 before the Magistrate Judge Beranrd Zimmerman then and there to be
 26 examined on oath concerning your property or other matters material
 27 to the proceedings.

28 You are ordered to bring with you the following documents:

- 1 1. The corporation's bylaws, share register and minute
2 book;
- 3 2. Title documents to all equipment and vehicles of debtor;
- 4 3. All lists and schedules of rented, leased and owned
5 equipment of debtor;
- 6 4. Copies of all real property and personal property leases
7 wherein debtor is a party;
- 8 5. Copies of all tax bills, deeds, contracts, deeds of
9 trust or deposit receipts relating to all real and personal property
10 in which any interest is held;
- 11 6. Annual Financial Statements for 2008 and all monthly
12 financial statements for 2008 and 2009;
- 13 7. Federal tax returns for the last two years;
- 14 8. All bank statements, deposit slips and canceled checks
15 for all accounts for 2009;
- 16 9. The last tax return filed with the Franchise Tax Board;
- 17 10. Cash Disbursement Journals for 2009;
- 18 11. All documents related to any loans to debtor or by
19 debtor by any present or former shareholders, officers or employees
20 of debtor;
- 21 12. All documents related to any completed, pending or
22 failed sale of substantially all corporate assets during the last
23 three years.
- 24 13. All personal guarantees made by any officer, agent or
25 shareholder for the benefit of debtor.

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1 NOTICE TO JUDGMENT DEBTOR. IF YOU FAIL TO APPEAR AT THE
2 TIME AND PLACE SPECIFIED IN THIS ORDER, YOU MAY BE SUBJECT TO ARREST
3 AND PUNISHMENT FOR CONTEMPT OF COURT AND THE COURT MAY MAKE AN ORDER
4 REQUIRING YOU TO PAY THE REASONABLE ATTORNEYS' FEES INCURRED BY THE
5 JUDGMENT CREDITOR IN THIS PROCEEDING.

6 Dated: November 24, 2009

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Magistrate Judge Bernard Zimmerman

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