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UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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RUSSELL E. BURNS, et al.,
 12 Plaintiffs,
 v.
 13 HALOPOFF & SONS, a California Corporation;
 14 JOHN HALOPOFF, an individual
 15 Defendants.

Case No.: C13-3968 YGR

[PROPOSED] RIGHT TO ATTACH ORDER AND ORDER FOR ISSUANCE OF WRIT OF ATTACHMENT

AS MODIFIED BY THE COURT

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The Court has considered the application of Plaintiffs, Russell E. Burns, et al., for a right to
 20 attach order and order for issuance of writ of attachment against the property of Defendants,
 21 Halopoff & Sons, a corporation qualified to do business in California, and John Halopoff, a
 22 natural person who resides in California.

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1 Pursuant to California Code of Civil Procedure Section 485.220, and based on Plaintiffs'
2 application, memorandum of points and authorities, and accompanying Declarations of Shivani
3 Nanda (Dkt. No. 52) and David E. Hayner (Dkt. No. 51), the Court finds:


- 4 1. The claim upon which Plaintiffs' application is based is one upon which an attachment
5 may be issued.
- 6 2. Plaintiffs have established the probable validity of the claim upon which the
7 attachment is based.
- 8 3. The attachment is not sought for a purpose other than the recovery on the claim upon
9 which the attachment is based.
- 10 4. The amount to be secured by the attachment is greater than zero.

11 For the reasons stated above, Plaintiffs application for ex parte right to attach is
12 GRANTED.

13 Plaintiffs have the right to attach the property of Defendants Halopoff & Sons and John
14 Halopoff in the amount of \$338,403.64. No later than **January 20, 2015**, plaintiffs will file a
15 proposed form of writ. The temporary protective order issued on January 5, 2015, is extended
16 until January 20, 2015.

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19 **IT IS SO ORDERED.**

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21 Dated: January 14, 2015


22 Hon. Yvonne Gonzalez Rogers
23 United States District Judge
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