3

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

2.7

CIFOXEDO

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

KEY BANK, N.A.,

Case No.: CV 09-2930 JE

AMENDED WARRANT FOR
ARREST

V.

MARK T. DENHAM, In Personam; S/V 247
VILLA DEL MAR, Official No. 1190022, its
Engines, Tackle, Machinery, Furniture,
Apparel, Appurtenances, etc., In Rem, and
DOES 1-10.

TO THE UNITED STATES MARSHAL OF THIS DISTRICT:

WHEREAS a Verified Complaint has been filed in the United States District Court for the Northern District of California by plaintiff KEY BANK, N.A. against the defendant Vessel S/V 247 VILLA DEL MAR, Official No. 1190022, its Engines, Tackle, Machinery, Furniture, Apparel, and Appurtenances, etc., setting forth admiralty and maritime claims; and

WHEREAS, the Verified Complaint prays for the arrest of the defendant Vessel pursuant to process issued from this Court, and the Court, after due consideration, has signed an Order for the Issuance of this Warrant of Arrest, at true and correct copy of which is attached hereto;

YOU ARE HEREBY COMMANDED to arrest the above-named Vessel and her

28

COX, WOOTTON, GRIFFIN, HANSEN & POULOS, LLP

> THE EMBARCADERO AN FRANCISCO, CA 94103 TEL: 415-418-4600 FAX: 415-438-4601

PAV,SF Spirit

-1-

Case No. CV 09-2950 JL

Defendants.

COX, WOOTTON, GRIFFIN, HANSEN & POULOS, LLP

EL: 415-438-4600

PAV.SF Spirit

appurtenances forthwith and to detain said Vessel in your custody until further Order of the Court respecting the Vessel, or upon express authorization from Plaintiff's attorney, in accordance with the Supplemental Rules for Admiralty Rule E, Federal Rules of Civil Procedure.

YOU ARE FURTHER COMMANDED to file this process with the Court upon your return thereon promptly after its execution; and, to mail a copy of this process and the return thereon to Plaintiff's attorney at: Max L. Kelley, Cox, Wootton, Griffin, Hansen & Poulos, LLP, 190 The Embarcadero, San Francisco, California, 94105.

DATED: ___ JAN 2 2 2010

Sindows Vieking By: GORDANA MACIC

Clerk, United States District Court