



1 Taken together, California Code of Civil Procedure § 708.310-708.320 and Corporations  
2 Code § 16504 allow the court to impose a charging order against the judgment debtor's  
3 transferable partnership interest to satisfy any outstanding judgment against the debtor partner.<sup>1</sup>  
4 Safeco has submitted declarations from a Santa Clara Superior Court proceeding of both Defendant  
5 Douglas Raisch and Bryan Raisch, partner in the general partnership of R&R Farms.<sup>2</sup> While these  
6 declarations establish that at least as of August 20, 2012, Douglas Raisch had a 25% partnership  
7 interest in R&R Farms, it is unclear as to whether said partnership interest was transferable and  
8 whether Douglas Raisch still holds the interest.<sup>3</sup> Without deciding this issue, the court finds it  
9 appropriate to impose a charging order on any partnership interest that remains.  
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11 Any partnership interest Defendant and judgment debtor Douglas Raisch holds in R&R  
12 Farms is hereby charged with the unpaid balance of the judgment entered against Douglas Raisch  
13 in favor of Safeco on November 27, 2012, in the sum of \$298,329.81 plus interest at the rate of  
14 0.17% per annum calculated from the date of the judgment.<sup>4</sup>  
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16 Within 90 days of this order, R&R Farms shall provide to Safeco a written accounting of  
17 its assets and liabilities, along with sufficient backup documentation, to allow Safeco a meaningful  
18 opportunity to evaluate the financial strength of the partnership.  
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22 <sup>1</sup> See U.S. Fid. & Guar. Co. v. The Scott Companies, Inc., Case No. 03-5376SBAEMC, 2008 WL  
23 728874, at \*1 (N.D. Cal. Mar. 17, 2008).

24 <sup>2</sup> See Docket No. 35.

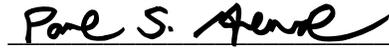
25 <sup>3</sup> See id.

26 <sup>4</sup> It is well-established that even in diversity cases, post-judgment interest is determined according  
27 to federal law. See Northrop Corp. v. Triad Int'l Mktg., S.A., 842 F.2d 1154, 1155 (9th Cir. 1988).  
28 The postjudgment interest rate therefore is calculated in compliance with 28 U.S.C. § 1961 and the  
weekly average 1-year constant maturity Treasury yield, as published by the Board of Governors of  
the Federal Reserve system for the week of November 23, 2012, which is the week preceding the  
judgment.

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IT IS SO ORDERED.

Dated: March 20, 2013



PAUL S. GREWAL  
United States Magistrate Judge