

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address): Michael & Associates 555 St. Charles Dr Suite 204 Thousand Oaks, CA 91360 TELEPHONE NO.: 805-379-8506 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): AMERICAN EXPRESS BANK, FSB, a federal savings bank	FOR COURT USE ONLY ELECTRONICALLY FILED <i>Superior Court of California,</i> <i>County of San Francisco</i> 03/18/2015 Clerk of the Court BY: ROSSALY DELAVEGA Deputy Clerk
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO STREET ADDRESS: 400 McAllister Street, Room 103 MAILING ADDRESS: CITY AND ZIP CODE: San Francisco 94102 BRANCH NAME: Civic Center Courthouse	
PLAINTIFF/PETITIONER: AMERICAN EXPRESS BANK, FSB, a federal savings bank	CASE NUMBER: CGC-14-543469
DEFENDANT/RESPONDENT: STEPHEN H KENDRICK, AKA STEPHEN HAYES KENDRICK, AN INDIVIDUAL; RUSSIAN HILL INVESTORS, A A CALIFORNIA LIMITED PARTNERSHIP, ADAA RUSSIAN HILL INVSTRS; Does 1 through 20, Inclusive	
PROOF OF SERVICE OF SUMMONS	Ref. No. or File No.: 14125910-803/TC751

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of (specify documents):
SUMMONS; COMPLAINT; CIVIL CASE COVER SHEET; Alternative Dispute Resolution (ADR) Packet
3. a. Party served (specify name of party as shown on documents served):
RUSSIAN HILL INVESTORS, A A CALIFORNIA LIMITED PARTNERSHIP, ADAA RUSSIAN HILL INVSTRS
- b. ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served:
580 CALIFORNIA ST STE 1200, SAN FRANCISCO, CA 94104
5. I served the party (check proper box)
 - a. ☐ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): _____ at (time): _____
 - b. ☒ by substituted service. On (date): **03/16/2015** at (time): **11:11 AM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):
John Doe, FRONT DESK, PERSON IN CHARGE, who tried to refuse service, an Asian male approx. 25-35 years of age, 5'4"-5'6" tall, weighing 160-180 lbs with black hair with glasses address confirmed.
 - (1) ☒ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
 - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
 - (3) ☐ (physical address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
 - (4) ☒ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): _____ from (city): _____ or ☒ a declaration of mailing is attached.
 - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.

BY FAX



• PLAINTIFF/PETITIONER: AMERICAN EXPRESS BANK, FSB, a federal savings bank DEFENDANT/RESPONDENT: STEPHEN H KENDRICK, AKA STEPHEN HAYES KENDRICK, AN INDIVIDUAL; RUSSIAN HILL INVESTORS, A A CALIFO...	CASE NUMBER: CGC-14-543489.
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- c. ☐ by mail and acknowledgement of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): (2) from (city):
- (3) ☐ with two copies of the Notice and Acknowledgement of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgement of Receipt.) (Code Civ. Proc., § 415.30)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)
- d. ☐ by other means (specify means of service and authorizing code section):
- ☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify):
- c. ☐ as occupant.
- d. ☐ On behalf of (specify)

under the following Code of Civil Procedure section: **RUSSIAN HILL INVESTORS, A.A CALIFORNIA LIMITED PARTNERSHIP, ADGA RUSSIAN HILL INVESTORS**

- | | |
|---|---|
| <input type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.60 (minor) |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee) |
| <input checked="" type="checkbox"/> 416.40 (association or partnership) | <input type="checkbox"/> 416.90 (authorized person) |
| <input type="checkbox"/> 416.50 (public entity) | <input type="checkbox"/> 415.46 (occupant) |
| | <input type="checkbox"/> other: |

7. Person who served papers

- a. Name: **Billy Pena**
- b. Address: **304 12th St, Suite 4A, Oakland, CA 94607**
- c. Telephone number: **510-832-0701**
- d. The fee for service was: **\$ 105.00**
- e. I am:

- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:

- (i) ☐ owner ☐ employee ☒ independent contractor. For: **ABC Legal Services, Inc.**
- (ii) ☒ Registration No.: **1432** Registration #: **6779**
- (iii) ☒ County: **Santa Clara** County: **Los Angeles**

8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: **3/16/15**

Billy Pena

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

[Signature]

(SIGNATURE)



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address): Michael & Associates 555 St. Charles Dr Suite 204 Thousand Oaks, CA 91320 TELEPHONE NO.: 805-379-8508 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): AMERICAN EXPRESS BANK, FSB, a federal savings bank		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO STREET ADDRESS: 400 McAllister Street, Room 103 MAILING ADDRESS: CITY AND ZIP CODE: San Francisco 94102 BRANCH NAME: Civic Center Courthouse		
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DECLARATION OF REASONABLE DILIGENCE		CASE NUMBER: CGC-14-543469 Ref. No. or File No.: 14125910-803/TC751

Party to Serve:

RUSSIAN HILL INVESTORS, A A CALIFORNIA LIMITED PARTNERSHIP, ADBA RUSSIAN HILL INVSTRS

Documents:

SUMMONS; COMPLAINT; CIVIL CASE COVER SHEET; Alternative Dispute Resolution (ADR) Packet

Service Address:

580 CALIFORNIA ST STE 1200, SAN FRANCISCO, CA 94104

I declare the following attempts were made to effect service by personal delivery:

Person who performed diligence:

Billy Pena

304 12th St Suite 4A, Oakland, CA 94607

510-832-0701

I am a registered California process server

Registration No.: 1432

County: Santa Clara

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct.

Date: 3/16/15

Billy Pena

(NAME OF PERSON WHO PERFORMED DILIGENCE)


(SIGNATURE)

BY FAX



