

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address):  
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E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): American Express Bank, FSB

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO

STREET ADDRESS: 400 McAllister St

MAILING ADDRESS:

CITY AND ZIP CODE: San Francisco 94102

BRANCH NAME: Civic Center

PLAINTIFF: American Express Bank, FSB, et al.

DEFENDANT: Stephen H Kendrick; Russian Hill Investors, et al.

FOR COURT USE ONLY

DEFAULT JUDGMENT  
ENTEREDELECTRONICALLY  
FILEDSuperior Court of California,  
County of San Francisco

01/19/2016

Clerk of the Court

BY:NADITA MASON

Deputy Clerk

JUDGMENT				CASE NUMBER:
<input checked="" type="checkbox"/> By Clerk	<input checked="" type="checkbox"/> By Default	<input type="checkbox"/> After Court Trial	<input type="checkbox"/> Defendant Did Not Appear at Trial	CGC-14-543469
<input type="checkbox"/> By Court	<input type="checkbox"/> On Stipulation			

## JUDGMENT

1.  BY DEFAULT

- a. Defendant was properly served with a copy of the summons and complaint.
- b. Defendant failed to answer the complaint or appear and defend the action within the time allowed by law.
- c. Defendant's default was entered by the clerk upon plaintiff's application.
- d.  **Clerk's Judgment** (Code Civ. Proc., § 585(a)). Defendant was sued only on a contract or judgment of a court of this state for the recovery of money.
- e.  **Court Judgment** (Code Civ. Proc., § 585(b)). The court considered
  - (1)  plaintiff's testimony and other evidence.
  - (2)  plaintiff's written declaration (Code Civ. Proc., § 585(d)).

2.  ON STIPULATION

- a. Plaintiff and defendant agreed (stipulated) that a judgment be entered in this case. The court approved the stipulated judgment and
- b.  the signed written stipulation was filed in the case.
- c.  the stipulation was stated in open court  the stipulation was stated on the record.

3.  AFTER COURT TRIAL. The jury was waived. The court considered the evidence.

- a. The case was tried on (date and time):

before (name of judicial officer):

- b. Appearances by:

 Plaintiff (name each):

(1)

(2)

 Continued on Attachment 3b. Plaintiff's attorney (name each):

(1)

(2)

 Defendant (name each):

(1)

(2)

 Continued on Attachment 3b. Defendant's attorney (name each):

(1)

(2)

- c.  Defendant did not appear at trial. Defendant was properly served with notice of trial.

- d.  A statement of decision (Code Civ. Proc., § 632)  was not  was requested.

PLAINTIFF: American Express Bank, FSB, et al.

CASE NUMBER:

DEFENDANT: Stephen H Kendrick; Russian Hill Investors, et al.

CGC-14-543469

JUDGMENT IS ENTERED AS FOLLOWS BY:  THE COURT  THE CLERK

4.  **Stipulated Judgment.** Judgment is entered according to the stipulation of the parties.

5. **Parties.** Judgment is

a.  for plaintiff (name each):

American Express Bank, FSB, a federal savings bank

and against defendant (names):

Stephen H Kendrick, aka Stephen Hayes Kendrick, an individual; Russian Hill Investors, a California Limited Partnership, adba Russian Hill Invstrs

Continued on Attachment 5a.

Continued on Attachment 5c.

b.  for defendant (name each):

d.  for cross-defendant (name each):

6. **Amount.**

a.  Defendant named in item 5a above must pay plaintiff on the complaint:

(1) <input checked="" type="checkbox"/>	Damages	\$	20,108.67
(2) <input type="checkbox"/>	Prejudgment interest at the annual rate of	%	
(3) <input type="checkbox"/>	Attorney fees	\$	
(4) <input checked="" type="checkbox"/>	Costs	\$	475.00
(5) <input type="checkbox"/>	Other (specify):	\$	
(6) <b>TOTAL</b>		\$	20,583.67

c.  Cross-defendant named in item 5c above must pay cross-complainant on the cross-complaint:

(1) <input type="checkbox"/>	Damages	\$	
(2) <input type="checkbox"/>	Prejudgment interest at the annual rate of	%	
(3) <input type="checkbox"/>	Attorney fees	\$	
(4) <input type="checkbox"/>	Costs	\$	
(5) <input type="checkbox"/>	Other (specify):	\$	
(6) <b>TOTAL</b>		\$	

b.  Plaintiff to receive nothing from defendant named in item 5b.

Defendant named in item 5b to recover costs \$  
 and attorney fees \$

d.  Cross-complainant to receive nothing from cross-defendant named in item 5d.

Cross-defendant named in item 5d to recover costs \$  
 and attorney fees \$

7.  Other (specify):

Date:

JUDICIAL OFFICER

Date:

Clerk, by \_\_\_\_\_, Deputy

(SEAL)

**CLERK'S CERTIFICATE (Optional)**

I certify that this is a true copy of the original judgment on file in the court.

Date:

Clerk, by \_\_\_\_\_, Deputy