

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address): Michael & Associates Lina M Michael CBN# 237842 555 St. Charles Dr Suite 204 Thousand Oaks, CA 91360 TELEPHONE NO.: 805-379-8505 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): AMERICAN EXPRESS BANK, FSB		FOR COURT USE ONLY ELECTRONICALLY FILED Superior Court of California, County of San Francisco 10/01/2015 Clerk of the Court BY:KIMBERLY CLAUSSEN 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 DEFENDANT/RESPONDENT: STEPHEN H KENDRICK, AKA STEPHEN HAYES KENDRICK, AN INDIVIDUAL; RUSSIAN HILL INVESTORS, A CALIFORNIA LIMITED PARTNERSHIP, ADBA RUSSIAN HILL INVSTRS		
AMENDED PROOF OF SERVICE OF SUMMONS		CASE NUMBER: CGC-14-543469 Ref. No. or File No.: 14125910-803/TC-751

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 ON FIRST AMENDED COMPLAINT; FIRST AMENDED COMPLAINT FOR DAMAGES; CIVIL CASE COVER SHEET; Alternative Dispute Resolution (ADR) Packet
3. a. Party served (specify name of party as shown on documents served):
STEPHEN H KENDRICK, AKA STEPHEN HAYES KENDRICK, AN INDIVIDUAL
- 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 STREET, 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): **07/17/2015** at (time): **10:36 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):
Kahn Doe, EMPLOYEE, EMPLOYEE, who accepted service, an Asian male approx. 35-45 years of age, 5'6"-5'8" tall, weighing 180-200 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 caused to be 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). Documents were mailed 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



REF: 14125910-803/TC-751

Handwritten signature

AMENDED PROOF OF SERVICE OF SUMMONS

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 Code of Civil Procedure, § 417.10
 Tracking #: 0007902823



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.: 805-379-8505 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): AMERICAN EXPRESS BANK, FSB	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	
PLAINTIFF/PETITIONER: AMERICAN EXPRESS BANK, FSB	CASE NUMBER:
DEFENDANT/RESPONDENT: STEPHEN H KENDRICK, AKA STEPHEN HAYES KENDRICK, AN INDIVIDUAL; RUSSIAN HILL INVESTORS, A CALIFORNIA LIMITED PARTNERSHIP, ADBA RUSSIAN HILL INVSTRS	CGC-14-543469
AMENDED DECLARATION OF REASONABLE DILIGENCE	Ref. No. or File No.: 14125910-803/TC-751

Party to Serve:

STEPHEN H KENDRICK, AKA STEPHEN HAYES KENDRICK, AN INDIVIDUAL

Documents:

SUMMONS ON FIRST AMENDED COMPLAINT; FIRST AMENDED COMPLAINT FOR DAMAGES; CIVIL CASE COVER SHEET; Alternative Dispute Resolution (ADR) Packet

Service Address:

580 CALIFORNIA STREET, STE 1200, SAN FRANCISCO, CA 94104

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

7/10/2015 6:36 PM: No access to subject's door - business closed.

7/11/2015 7:53 AM: No access to subject's door - business closed.

7/15/2015 11:16 AM: Per KAHN DOE, WHO REFUSED TO GIVE NAME, EMPLOYEE, an Asian male contact approx. 35-45 years of age, 5'6"-5'8" tall, weighing 180-200 lbs with black hair with glasses state subject is not available. Subjects home address is unknown

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: 7/24/2015

Billy Pena

(NAME OF PERSON WHO PERFORMED DILIGENCE)

[Signature]

(SIGNATURE)

BY FAX



PLAINTIFF/PETITIONER: AMERICAN EXPRESS BANK, FSB	CASE NUMBER:
DEFENDANT/RESPONDENT: STEPHEN H KENDRICK, AKA STEPHEN HAYES KENDRICK, AN INDIVIDUAL; RUSSIAN HILL INVESTORS, A CALIFORN...	CGC-14-543469

- 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:

- | | |
|---|---|
| <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 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: \$ 65.00
- 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.
- (ii) ☒ Registration No.: 1432
- (iii) ☒ County: Santa Clara

For: ABC Legal Services, Inc.
Registration #: 6779
County: Los Angeles

BY FAX

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: 9/21/2015

Billy Pena

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

(SIGNATURE)



REF: 14125910-803/TC-751

AMENDED PROOF OF SERVICE OF SUMMONS

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Tracking #: 0007902823



ATTORNEY OR PARTY WITHOUT ATTORNEY (Please Print Name, Bar number, and address): Michels & Associates 355 St. Charles Dr Suite 204 Thousand Oaks, CA 91320 TELEPHONE NO.: 805-579-5505 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): AMERICAN EXPRESS BANK, FSB		FOR COURT USE ONLY
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DECLARATION OF MAILING		Ret. No. or File No.: 14125910-803/TC-751

The undersigned hereby declares; that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 2014 10th St, Sacramento, CA 95818.

That on July 22, 2015, after substituted service was made, I mailed the following documents: **SUMMONS ON FIRST AMENDED COMPLAINT; FIRST AMENDED COMPLAINT FOR DAMAGES; CIVIL CASE COVER SHEET; Alternative Dispute Resolution (ADR) Packet** to the server in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Sacramento, CA.

That I addressed the envelope as follows:

**STEPHEN H KENDRICK, AKA STEPHEN HAYES KENDRICK, AN INDIVIDUAL
 580 CALIFORNIA STREET STE 1200
 SAN FRANCISCO, CA 94104**

BY FAX

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

That I executed this declaration on JUL 23 2015 at Sacramento, CA.

Russell Duane

Declarant: Russell Duane



REF: 14125910-803/TC-751

Tracking #: 0007902820

