



**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO**

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Case Number: CGC-15-543469

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EXECUTION FOR MONEY/POSSESSION/SALE RETURN

AMERICAN EXPRESS BANK, FBS, A FEDERAL SAVINGS BANK VS. STEPHEN H KENDRICK ET AL

001C05722259

Instructions:

Please place this sheet on top of the document to be scanned.

ATTORNEY OR PAF (Without Attorney, State Bar number and address):
 Lina M. Michael, Esq. SBN: 257842; Tiffanie Brown, Esq. SBN: 271230
 MICHAEL & ASSOCIATES, PC
 555 St. Charles Dr. #204
 Thousand Oaks, CA 91360

TELEPHONE NO.: (855) 785-4705

FAX NO.: (805) 379-8525

E-MAIL ADDRESS:

ATTORNEY FOR (Name): American Express Bank, FSB, a federal savings bank

ATTORNEY FOR JUDGMENT CREDITOR ASSESSOR OF RECORD

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, a federal savings bank

DEFENDANT: Stephen H Kendrick, et al.

WRIT OF EXECUTION (Money Judgment) POSSESSION OF Personal Property
 SALE Real Property

CASE NUMBER:

CGC-14-543469

Limited Civil Case Small Claims Case
 Unlimited Civil Case Other

1. To the Sheriff or Marshal of the County of: Ventura

You are directed to enforce the judgment described below with daily interest and your costs as provided by law.

2. To any registered process server: You are authorized to serve this writ only in accord with CCP 699.080 or CCP 715.040.

3. (Name): American Express Bank, FSB, a federal savings bank

is the judgment creditor assignee of record whose address is shown on this form above the court's name.

4. Judgment debtor (name, type of legal entity stated in judgment if not a natural person, and last known address):

Stephen H Kendrick, aka Stephen Hayes Kendrick, an individual;
 580 CALIFORNIA ST. STE., 1200
 SAN FRANCISCO, CA 94104

Additional judgment debtors on next page

5. Judgment entered on (date):

January 19, 2016

6. Judgment renewed on (dates):

7. Notice of sale under this writ

- a. has not been requested.
 b. has been requested (see next page).

8. Joint debtor information on next page.

9. See next page for information on real or personal property to be delivered under a writ of possession or sold under a writ of sale.

10. This writ is issued on a sister-state judgment.

11. Total judgment	\$	20,583.67
12. Costs after judgment (per filed order or memo CCP 685.090)	\$	0.00
13. Subtotal (add 11 and 12)	\$	20,583.67
14. Credits	\$	0.00
15. Subtotal (subtract 14 from 13)	\$	20,583.67
16. Interest after judgment (per filed affidavit CCP 685.050) (not on GC 6103.5 fees)	\$	0.00
17. Fee for issuance of writ	\$	25.00
18. Total (add 15, 16, and 17)	\$	20,608.67

19. Levying officer:

- (a) Add daily interest from date of writ (at the legal rate on 15) (not on GC 6103.5 fees) of
- (b) Pay directly to court costs included in 11 and 17 (GC 6103.5, 68637; CCP 699.520(i))

20. The amounts called for in items 11–19 are different for each debtor. These amounts are stated for each debtor on Attachment 20.

CLERK OF THE COURT

Clerk, by Madonna Caranto, Deputy

Issued on (date) JUN 30 2016

NOTICE TO PERSON SERVED: SEE NEXT PAGE FOR IMPORTANT INFORMATION.

PLAINTIFF: American Express Bank, FSB, a federal savings bank	CASE NUMBER:
DEFENDANT: Stephen H Kendrick, et al.	CGC-14-543469

— Items continued from page 1—

21. **Additional judgment debtor** (name, type of legal entity stated in judgment if not a natural person, and last known address):

Russian Hill Investors, a California Limited Partnership, adba Russian Hill Invstrs
580 CALIFORNIA ST. STE., 1200
SAN FRANCISCO, CA 94104

22. **Notice of sale** has been requested by (name and address):

23. **Joint debtor** was declared bound by the judgment (CCP 989–994)

a. on (date):

b. name, type of legal entity stated in judgment if not a natural person, and last known address of joint debtor:

a. on (date):

b. name, type of legal entity stated in judgment if not a natural person, and last known address of joint debtor:

- c. additional costs against certain joint debtors (itemize):

24. (**Writ of Possession or Writ of Sale**) **Judgment** was entered for the following:

- a. Possession of real property: The complaint was filed on (date):

(Check (1) or (2)):

- (1) The Prejudgment Claim of Right to Possession was served in compliance with CCP 415.46. The judgment includes all tenants, subtenants, named claimants, and other occupants of the premises.
- (2) The Prejudgment Claim of Right to Possession was NOT served in compliance with CCP 415.46.
- (a) \$ _____ was the daily rental value on the date the complaint was filed.
- (b) The court will hear objections to enforcement of the judgment under CCP 1174.3 on the following dates (specify):

- b. Possession of personal property.

If delivery cannot be had, then for the value (itemize in 24e) specified in the judgment or supplemental order.

- c. Sale of personal property.

- d. Sale of real property.

- e. Description of property:

NOTICE TO PERSON SERVED

WRIT OF EXECUTION OR SALE. Your rights and duties are indicated on the accompanying *Notice of Levy* (Form EJ-150). **WRIT OF POSSESSION OF PERSONAL PROPERTY.** If the levying officer is not able to take custody of the property, the levying officer will make a demand upon you for the property. If custody is not obtained following demand, the judgment may be enforced as a money judgment for the value of the property specified in the judgment or in a supplemental order.

WRIT OF POSSESSION OF REAL PROPERTY. If the premises are not vacated within five days after the date of service on the occupant or, if service is by posting, within five days after service on you, the levying officer will remove the occupants from the real property and place the judgment creditor in possession of the property. Except for a mobile home, personal property remaining on the premises will be sold or otherwise disposed of in accordance with CCP 1174 unless you or the owner of the property pays the judgment creditor the reasonable cost of storage and takes possession of the personal property not later than 15 days after the time the judgment creditor takes possession of the premises.

► A Claim of Right to Possession form accompanies this writ (unless the Summons was served in compliance with CCP 415.46).

Final Return to Court Writ of Execution

This return to court represents a report of the levying officer's actions and an accounting of amounts collected plus costs incurred pursuant to the requirements of Section 699.560 CCP or Section 488.130 CCP.

Court: **San Francisco Superior Court-McAllister**

Case No: **CGC-14-543469**

Case: **American Express Bank, FSB a federal savings bank**

Levying Officer **2016005882**

vs

File Number:

Stephen H Kendrick, et al.

Attorney: **Law Offices of Michael & Associates**
555 St Charles Drive Ste 204

Thousand Oaks, CA 91360

Amount
of All
Levies

<u>Judgment Debtor</u>	<u>Levy Date</u>	<u>Levy Type</u>	<u>Garnishee</u>	<u>Amount of All Levies</u>
Stephen H. Kendrick, aka Stephen Hayes Kendrick, an individual	7/22/2016	EXECUTION - BANK LEVY	Wells Fargo Bank	\$0.00

Remarks: **Writ Expired**

Collection of Money:

	Original/Accrued Amount(A)	Paid/ Credits(B)	Deficit(C)
1. Judgment Amount Due	\$20,583.67	\$0.00	\$20,583.67
2. Interest Calculated on Line 15b of Writ	\$0.00	\$0.00	\$0.00
3. Writ Fees	\$25.00	\$0.00	\$25.00
4. Reimbursable Fees and Expenses	\$40.00	\$0.00	\$40.00
6. Totals (Line 1 + 2 + 3 + 4)	\$20,648.67	\$0.00	\$20,648.67

Received from All Garnishments and Levies	Creditor Credit Bid	3rd Party Refund or Returned to Garnishee/Debtor by Exemption/Refund	Total Received/ Credits(6B)	
\$0.00	+	\$0.00	= \$0.00	
Total Received/ Credits(6B)	Creditor Credit Bid	Undistributed to Creditor/Attorney	Funds Retained to Cover Costs or Sent to Court	Paid to Creditor/Attorney
\$0.00	-	\$0.00	-	= \$0.00

Ventura, CA
1/12/2017

For the Writ Issued on: **6/30/2016**

Geoff Dean, Sheriff
County of Ventura
State of California

By: