

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>WILSON CHAN</b> <b>19 CANTERBURY AVE</b> <b>DALY CITY</b> <b>CA 94015</b> TELEPHONE NO: 415-517-1034 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>IN PRO PER</b>		FOR COURT USE ONLY <b>ENDORSED</b> <b>FILED</b> <b>ALAMEDA COUNTY</b> <b>NOV 16 2012</b> CLERK OF THE SUPERIOR COURT By <u>Frances Wilson</u>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA</b> STREET ADDRESS: <b>1225 FALLON STREET</b> MAILING ADDRESS: <b>1225 FALLON STREET</b> CITY AND ZIP CODE: <b>OAKLAND CA 94612</b> BRANCH NAME: <b>SUPERIOR COURT OF ALAMEDA</b>		CASE NUMBER: <b>RG12656305</b>
PLAINTIFF/PETITIONER: <b>WILSON CHAN</b> DEFENDANT/RESPONDENT: <b>CLINTON ANDERSON</b>		Ref. No. or File No.:
<b>PROOF OF SERVICE OF SUMMONS</b>		

(Separate proof of service is required for each party served.)

- At the time of service I was at least 18 years of age and not a party to this action.
- I served copies of:
  - summons
  - complaint
  - Alternative Dispute Resolution (ADR) package
  - Civil Case Cover Sheet (served in complex cases only)
  - cross-complaint
  - other (specify documents):
- Party served (specify name of party as shown on documents served):  
**CLINTON ANDERSON**
  - 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 on whom substituted service was made): (specify name and relationship to the party named in item 3a):
- Address where the party was served:  
**4131 WILSON AVE, CASTRO VALLEY CA 94546**
- I served the party (check proper box)
  - 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): **11/15/12** (2) at (time): **6 PM**
  - by substituted service.** On (date): \_\_\_\_\_ at (time): \_\_\_\_\_ 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):
    - (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.
    - (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.
    - (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.
    - 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.
    - I attach a declaration of diligence stating actions taken first to attempt personal service.



\*10979884\*

FOR COURT USE ONLY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  
**WILSON CHAN**  
**19 Canterbury Ave**  
**Daly City CA 94015**  
 TELEPHONE NO.: **415-517-1034** FAX NO. (Optional):  
 E-MAIL ADDRESS (Optional):  
 ATTORNEY FOR (Name): **IN PRO PER**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF **Alameda**  
 STREET ADDRESS: **1225 Fallon St**  
 MAILING ADDRESS: **1225 Fallon St**  
 CITY AND ZIP CODE: **Oakland CA 94612**  
 BRANCH NAME: **Rene C Davidson Courthouse**

PLAINTIFF/PETITIONER: **WILSON CHAN**  
 DEFENDANT/RESPONDENT: **CLINTON ANDERSON SR.**

REQUEST FOR (Application)  Entry of Default  Clerk's Judgment  Court Judgment

CASE NUMBER: **RG 1265 6305**

FILED  
 ALAMEDA COUNTY  
 NOV 21 2012  
 CLERK OF THE SUPERIOR COURT  
 By Kim Dutton Deputy

1. TO THE CLERK: On the complaint or cross-complaint filed
- a. on (date): **11/15/2012**
  - b. by (name): **WILSON CHAN**
  - c.  Enter default of defendant (names): **CLINTON ANDERSON SR.**
  - d.  I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):

(Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)

- e.  Enter clerk's judgment
  - (1)  for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)  
 Include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The *Prejudgment Claim of Right to Possession* was served in compliance with Code of Civil Procedure section 415.46.
  - (2)  under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 5).)
  - (3)  for default previously entered on (date):

2. Judgment to be entered.

	Amount	Credits acknowledged	Balance
a. Demand of complaint	\$ <u>4,400</u>	\$	\$
b. Statement of damages *			
(1) Special	\$	\$	\$
(2) General	\$	\$	\$
c. Interest	\$	\$	\$
d. Costs (see reverse)	\$	\$	\$
e. Attorney fees	\$	\$	\$
f. TOTALS	\$ <u>4,400</u>	\$	\$

g. Daily damages were demanded in complaint at the rate of: \$ \_\_\_\_\_ per day beginning (date): \_\_\_\_\_  
 (\* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)

3.  (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).

Date: Wilson Chan (TYPE OR PRINT NAME)      Wilson Ch (SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

FOR COURT USE ONLY

(1)  Default entered as requested on (date): **NOV 21 2012**  
 (2)  Default NOT entered as requested (state reason):  
 Clerk, by Kim Dutton Deputy

SHERIFF'S FILE  
NO. 12-11982



FOR COURT USE ONLY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number and address):  
**WILSON CHAN**  
 19 Canterbury Ave  
 Daly City CA 94015  
 TELEPHONE NO.: 415-517-1034 FAX NO. (Optional):  
 E-MAIL ADDRESS (Optional):  
 ATTORNEY FOR (Name): **IN PRO PER**

RECEIVED  
 2012 NOV 26 PM 12:17  
 ALAMEDA COUNTY  
**FILED**  
 ALAMEDA COUNTY  
 NOV 21 2012  
 CLERK OF THE SUPERIOR COURT  
 By Kim Dutton Deputy

SUPERIOR COURT OF CALIFORNIA, COUNTY OF **Alameda**  
 STREET ADDRESS: 1225 Fallon St  
 MAILING ADDRESS: 1225 Fallon St  
 CITY AND ZIP CODE: Oakland CA 94612  
 BRANCH NAME: Rene C. Davidson Courthouse

PLAINTIFF/PETITIONER: **WILSON CHAN**  
 DEFENDANT/RESPONDENT: **CLINTON ANDERSON SR.**

REQUEST FOR (Application)  
 Entry of Default  
 Clerk's Judgment  
 Court Judgment

CASE NUMBER:  
**RG 1265 6305**

1. TO THE CLERK: On the complaint or cross-complaint filed  
 a. on (date): **11/15/2012**  
 b. by (name): **WILSON CHAN**  
 c.  Enter default of defendant (names): **CLINTON ANDERSON SR.**  
 d.  I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):

**EVICTON WILL BE SCHEDULED  
 THE WEEK OF 12-10  
 You will be contacted 6 business days prior to  
 the eviction with the date and time.**

(Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)

- e.  Enter clerk's judgment  
 (1)  for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)  
 Include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The Prejudgment Claim of Right to Possession was served in compliance with Code of Civil Procedure section 415.46.  
 (2)  under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 5).)  
 (3)  for default previously entered on (date):

2. Judgment to be entered.

	Amount	Credits acknowledged	Balance
a. Demand of complaint	\$ 4,400	\$	\$
b. Statement of damages *			
(1) Special	\$	\$	\$
(2) General	\$	\$	\$
c. Interest	\$	\$	\$
d. Costs (see reverse)	\$	\$	\$
e. Attorney fees	\$	\$	\$
f. TOTALS	\$ 4,400	\$	\$

g. Daily damages were demanded in complaint at the rate of: \$ \_\_\_\_\_ per day beginning (date): \_\_\_\_\_  
 (\* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)

3.  (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).

Date: WILSON CHAN (TYPE OR PRINT NAME)      Wilson Ch (SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

FOR COURT USE ONLY

(1)  Default entered as requested on (date): **NOV 21 2012**  
 (2)  Default NOT entered as requested (state reason):  
 Clerk, by Kim Dutton Deputy

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number and address):  
**WILSON CHAN**  
**19 Canterbury Ave**  
**Daly City CA 94015**

TELEPHONE NO.: **415-517-1034** FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): **IN PRO PER**

ATTORNEY FOR  JUDGMENT CREDITOR  ASSIGNEE OF RECORD

SUPERIOR COURT OF CALIFORNIA, COUNTY OF **Alameda**

STREET ADDRESS: **1225 Fallon St**  
MAILING ADDRESS: **1225 Fallon St**  
CITY AND ZIP CODE: **Oakland CA 94612**  
BRANCH NAME: **Rene C Davidson Courthouse**

PLAINTIFF: **WILSON CHAN**

DEFENDANT: **CLINTON ANDERSON SR.**

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

CASE NUMBER: **RG1265 6305 LIMITED**

1. To the Sheriff or Marshal of the County of: **ALAMEDA**

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): **WILSON CHAN**

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

4. Judgment debtor (name and last known address):

**CLINTON ANDERSON SR.**  
**4131 WILSON AVE**  
**CASTRO VALLEY CA 94546**

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	\$	<b>4,400.00</b>
12. Costs after judgment (per filed order or memo CCP 685.090)	\$	
13. Subtotal (add 11 and 12)	\$	<b>4,400.00</b>
14. Credits	\$	
15. Subtotal (subtract 14 from 13)	\$	
16. Interest after judgment (per filed affidavit CCP 685.050) (not on GC 6103.5 fees)	\$	
17. Fee for issuance of writ	\$	<b>25.00</b>
18. Total (add 15, 16, and 17)	\$	<b>25.00</b>

Additional judgment debtors on next page

5. Judgment entered on (date): **11/21/2012**

6.  Judgment renewed on (dates):

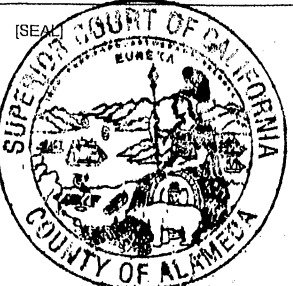
7. Notice of sale under this writ

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

8.  Joint debtor information on next page.

- 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, 68511.3; 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.



**PAT S. SWEETEN**

Issued on (date): **NOV 21 2012** Clerk, by **Judith de Jesus** Deputy

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

# SHERIFF'S INSTRUCTIONS

(Process Service & Writ Enforcement)

Complete and deliver to:

Gregory J. Ahern, Sheriff / Marshal

1225 Fallon Street, Room 104 - Oakland, CA 94612-4216

(510) 272-6910

Case Title WILSON CHAN vs. CLINTON ANDERSON SR. JR  
Plaintiff / Judgment Creditor Defendant / Judgment Debtor

Court Case No. RG 12656305 Sheriffs File No. (if known) \_\_\_\_\_

The Sheriff of Alameda County is hereby instructed to attempt service of the following:

- |   |  |
|---|--|
| <input type="checkbox"/> Claim of Defendant & Order                   | <input type="checkbox"/> Summons & Complaint or Summons & Petition         |
| <input type="checkbox"/> Claim of Plaintiff & Order                   | <input type="checkbox"/> Order of Examination                              |
| <input type="checkbox"/> Order to Show Cause                          | <input type="checkbox"/> Temporary Restraining Order / Order to Show Cause |
| <input type="checkbox"/> Order to Show Cause & TRO (Civil Harassment) | <input type="checkbox"/> Temporary Restraining Order for Domestic Violence |
| <input type="checkbox"/> Writ of Execution                            | <input type="checkbox"/> Writ of Attachment                                |
| <input type="checkbox"/> Subpoena                                     | <input checked="" type="checkbox"/> Writ of Possession (Eviction)          |
| <input type="checkbox"/> Other: _____                                 |  |

By authority of the accompanying writ or civil process, you are hereby instructed to perform the following:  
Include ① type of service or levy to be performed, ② name and street address of person(s) or entity to be served, and ③ any special instructions.

① PERSONEL DELIVERY, POSTING, MAILING IF APPROPRIATE

② CLINTON ANDERSON SR, DONNA MACCUS, TENANTS IN POSSESSION  
CLINTON ANDERSON JR.

ADDRESS = 4131 WILSON AVE, CASTRO VALLEY 94546  continued on reverse side

Office hours / best times for service: after 5pm IF POSSIBLE ; OTHERWISE, I DECIDE

- Substitute service is authorized pursuant to CCP section 415.20 (additional copy of process required for mailing)
- Photo is provided (not returnable).  Key is provided (to be returned at eviction).

Physical description of person:  Male  Female Age: 40+ DOB: UNKNOWN Height: 5<sup>feet</sup> Weight: 180 pound  
Race: UNKNOWN Other Characteristics: WITH A DOG INSIDE

## SAFETY INFORMATION:

- Guns on Premises  Vicious Animals  Threats to Landlord/Tenants/Police (circle one) SON ONLY.
- Drugs/Alcohol  Mental Health Issues  Probation/Parole  Prior Law Enforcement Activity
- Other: \_\_\_\_\_

- PLEASE FILL OUT COMPLETELY -

Attorney or Plaintiff without Attorney:

Name: WILSON CHAN Daytime Phone No.: 415-517-1034  
Address: 600 International Blvd  
City: Oakland Signature: X Wilson Chan  
State: CA ZIP: 94612 Title: \_\_\_\_\_  
E-Mail Address: \_\_\_\_\_ Date: \_\_\_\_\_

# SHERIFF'S INSTRUCTIONS

(Process Service & Writ Enforcement)

Complete and deliver to:

Gregory J. Ahern, Sheriff / Marshal

1225 Fallon Street, Room 104 - Oakland, CA 94612-4216

(510) 272-6910

Case Title \_\_\_\_\_ vs. \_\_\_\_\_  
Plaintiff / Judgment Creditor Defendant / Judgment Debtor

Court Case No. \_\_\_\_\_ Sheriffs File No. (if known) \_\_\_\_\_

The Sheriff of Alameda County is hereby instructed to attempt service of the following:

- |   |  |
|---|--|
| <input type="checkbox"/> Claim of Defendant & Order                   | <input type="checkbox"/> Summons & Complaint or Summons & Petition         |
| <input type="checkbox"/> Claim of Plaintiff & Order                   | <input type="checkbox"/> Order of Examination                              |
| <input type="checkbox"/> Order to Show Cause                          | <input type="checkbox"/> Temporary Restraining Order / Order to Show Cause |
| <input type="checkbox"/> Order to Show Cause & TRO (Civil Harassment) | <input type="checkbox"/> Temporary Restraining Order for Domestic Violence |
| <input type="checkbox"/> Writ of Execution                            | <input type="checkbox"/> Writ of Attachment                                |
| <input type="checkbox"/> Subpoena                                     | <input type="checkbox"/> Writ of Possession (Eviction)                     |
| <input type="checkbox"/> Other: _____                                 |  |

By authority of the accompanying writ or civil process, you are hereby instructed to perform the following:  
Include ① type of service or levy to be performed, ② name and street address of person(s) or entity to be served, and ③ any special instructions.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

continued on reverse side

Office hours / best times for service: \_\_\_\_\_

- Substitute service is authorized pursuant to CCP section 415.20 (additional copy of process required for mailing)  
 Photo is provided (not returnable).  Key is provided (to be returned at eviction).

Physical description of person:  Male  Female Age: \_\_\_\_\_ DOB: \_\_\_\_\_ Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Race: \_\_\_\_\_ Other Characteristics: \_\_\_\_\_

## SAFETY INFORMATION:

- Guns on Premises  Vicious Animals  Threats to Landlord/Tenants/Police (circle one)  
 Drugs/Alcohol  Mental Health Issues  Probation/Parole  Prior Law Enforcement Activity  
 Other: \_\_\_\_\_

- PLEASE FILL OUT COMPLETELY -

Attorney or Plaintiff without Attorney:

Name: \_\_\_\_\_ Daytime Phone No.: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ Signature: X \_\_\_\_\_  
State: \_\_\_\_\_ ZIP: \_\_\_\_\_ Title: \_\_\_\_\_  
E-Mail Address: \_\_\_\_\_ Date: \_\_\_\_\_



County of Alameda  
 Sheriff's Civil Unit

Receipt of Payment

Service(s) Requested By  
 Wilson Chan

Gregory J. Ahern  
 Sheriff-Coroner

Transaction #	Workstation	Clerk	Date/Time
00003186	013	ASP0497	11/26/2012 12:17:25 PM

File #	Service/Parties	Waiver	Fee	Deposit	Item Total
2012011982	Notice of Eviction Wilson Chan Clinton Anderson Sr et al	N	\$75.00	\$50.00	\$125.00

Item Total	\$125.00
Counter Cash	\$125.00
Tender Total	\$125.00
Amount Due	\$0.00

**EVICITION WILL BE SCHEDULED  
 THE WEEK OF 12-10  
 You will be contacted 1 business day prior to  
 the evicition with the date and time.**