

FILED
San Francisco County Superior Court

NOV 04 2010

CLERK OF THE COURT
BY: *Margaret S. Scott*
Deputy Clerk

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2 **ROBERT J. PERKISS, ESQ (State Bar # 62386)**
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12 File No. 53,958

13 Attorneys for Plaintiff
14 **COAST OIL COMPANY, LLC**

15 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**
16 **COUNTY OF SAN FRANCISCO**
17 **LIMITED CIVIL JURISDICTION**

18 **COAST OIL COMPANY, LLC, a limited**)
19 **liability company,**)
20 **Plaintiff,**)
21 **vs.**)
22 **INTERNATIONAL MARINE FUELS**)
23 **GROUP, INC., a California corporation**)
24 **dba San Francisco Petroleum Inc. and dba**)
25 **San Francisco Petroleum Co. Inc. and dba**)
26 **San Francisco Petroleum; ROBERT A.**)
27 **FALCHE, individually and dba San**)
28 **Francisco Petroleum Inc. and dba San**)
Francisco Petroleum Co. Inc. and dba San)
Francisco Petroleum,)
AND DOES I THROUGH X, AND)
EACH OF THEM, INCLUSIVE,)
Defendants.)

CASE NO. CGC 10 497107

**[PROPOSED] ORDER GRANTING MOTION
FOR ASSIGNMENT OF RIGHTS,
RESTRAINING ORDER, AND TURNOVER
ORDER**

Date: November 4, 2010
Time: 9:00 a.m.
Dept.: 301
Judge: Peter Busch

29 Said notice of motion and motion for assignment of rights having come on regularly for
30 hearing this 4th day of November 2010, at 9:00a.m. before the Honorable Peter Busch, Judge of the
31 Superior Court, and Nathaniel L. Dunn, appearing on behalf of Plaintiff, and ~~ROBERT A.~~

NO appearance on

PSD

1 ~~FALCHE, appearing on~~ behalf of the Defendant, and no claim of exemption having been filed
2 therein, and for good cause appearing, therefore,

3 IT IS HEREBY ORDERED that the motion for assignment of rights, turnover order, and
4 restraining order is hereby granted.

5 IT IS FURTHER ORDERED that all accounts, accounts receivable, rights to payment of
6 money, contingent rights, contract rights, deposits and deposit accounts, claims against third
7 parties, monies due from third parties, due and in favor of and for the benefit of Defendants
8 INTERNATIONAL MARINE FUELS GROUP, INC., a California corporation dba San Francisco
9 Petroleum Inc. and dba San Francisco Petroleum Co. Inc. and dba San Francisco Petroleum;
10 ROBERT A. FALCHE, individually and dba San Francisco Petroleum Inc. and dba San Francisco
11 Petroleum Co. Inc. and dba San Francisco Petroleum, or any of Defendants' partners, assignees,
12 and other persons acting on his behalf, hereinafter collectively "Defendants," are assigned to
13 are hereby assigned to Plaintiff, care of its attorney, David J. Cook, Cook Collection Attorneys,
14 P.L.C., 165 Fell Street, Third Floor, San Francisco, CA 94102 for purposes of payment of the
15 Judgment in the amount of \$28,655.10, plus interest and costs as may be allowed.

16 IT IS FURTHER ORDERED that Defendants are restrained from the sale, alienation,
17 mortgage, lien, encumbrance, advancement, cashing or negotiation, or receipt or exploitation of
18 any of the accounts under C.C.P. § 708.520(a).

19 IT IS FURTHER ORDERED that Defendants turn over any and all documentary evidence
20 of any of the accounts, including but not limited to, any checks, drafts, money orders, deposits,
21 deposit accounts, books, records, papers or files, listing of accounts, accounts receivable ledgers or
22 journals, to and on behalf of the SHERIFF, COUNTY OF SAN FRANCISCO, ATTN: CIVIL
23 DIVISION, City Hall, Rm. 456, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

24 IT IS FURTHER ORDERED that Defendant is hereby stayed, prohibited and enjoined,
25 from cashing, negotiating, advancing, collecting, any and all accounts, accounts receivable, rights
26 to payment of money, claims for payment of money due from third parties, or other rights subject
27 to the assignment herein.

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1 IT IS FURTHER ORDERED that Defendant is hereby prohibited, stayed and enjoined,
2 from the assignment, mortgage, lien, or sale of any of the accounts, accounts receivable, rights to
3 payment of money, and claims for payment of money due from third parties, the subject matter of
4 the assignment hereunder.

5 IT IS FURTHER ORDERED that Defendant shall deliver all checks, cash, notes,
6 instruments, deposits, deposit accounts, checks, drafts or warrants, to the Sheriff.

7
8
9 DATED: 11/4/10

Peter J. Busch
10 JUDGE OF THE SUPERIOR COURT
11 PETER J. BUSCH

12
13 **NOTICE TO JUDGMENT DEBTOR**

14 PLEASE TAKE NOTICE THAT THE COURT HAS ENTERED AN ORDER
15 ASSIGNING CERTAIN RIGHTS AND PROVIDING FOR A RESTRAINING ORDER, AND
16 OTHER RELIEF. FAILURE TO COMPLY WITH THIS ORDER MAY RESULT IN
17 CONTEMPT IN WHICH YOU MAY BE INCARCERATED IN THE COUNTY JAIL OF NOT
18 MORE THAN 5 DAYS AND PAYMENT OF NOT MORE THE SUM OF \$1,000 PURSUANT
19 TO CALIFORNIA CODE OF CIVIL PROCEDURE SECTION 1209.