

JUD-100

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|---|---|
| <p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address):<br/> <b>SHADI ALAI SHAFFER, ESQ. (SBN 220773)</b><br/> <b>PHANCAO &amp; SHAFFER, LLP</b><br/> <b>3151 Airway Avenue, Suite E2, Costa Mesa, CA 92626</b><br/>         TELEPHONE NO: (714) 966-2646 FAX NO. (Optional): (714) 754-4148<br/>         E-MAIL ADDRESS (Optional):<br/>         ATTORNEY FOR (Name): <b>Plaintiff Four Star Meat Co.</b></p> | <p>FOR COURT USE ONLY</p> <p><b>FILED</b><br/>         LOS ANGELES SUPERIOR COURT<br/>         AUG 26 2008<br/>         JOHN A. CLARKE, CLERK<br/> <i>J. Clarke</i></p> |
| <p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES<br/>         STREET ADDRESS: 505 Centre Street<br/>         MAILING ADDRESS: 505 Centre Street<br/>         CITY AND ZIP CODE: San Pedro, California 90731<br/>         BRANCH NAME: SOUTH DISTRICT, San Pedro Courthouse</p>  | <p>RECEIVED<br/>         JUN 25<br/>         B. HARRIS</p>  |
| <p>PLAINTIFF: <b>FOUR STAR MEAT CO., a California Corporation</b><br/>         DEFENDANT: <b>JOHN DAVILAS, CHRISTINA DAVILAS, etc., et al.</b></p>  |   |
| <p style="text-align: center;"><b>JUDGMENT</b></p> <p> <input type="checkbox"/> By Clerk    <input type="checkbox"/> By Default    <input type="checkbox"/> After Court Trial<br/> <input checked="" type="checkbox"/> By Court    <input type="checkbox"/> On Stipulation    <input type="checkbox"/> Defendant Did Not Appear at Trial         </p> <p>CASE NUMBER: <b>NC 050577</b></p>  |   |

**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:
 

|   |  |
|---|--|
| <input type="checkbox"/> Plaintiff (name each):<br>(1)<br>(2) | <input type="checkbox"/> Plaintiff's attorney (name each):<br>(1)<br>(2) |
| <input type="checkbox"/> Continued on Attachment 3b.          |  |
| <input type="checkbox"/> Defendant (name each):<br>(1)<br>(2) | <input type="checkbox"/> Defendant's attorney (name each):<br>(1)<br>(2) |
| <input type="checkbox"/> Continued on Attachment 3b.          |  |
  - 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.

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| PLAINTIFF: FOUR STAR MEAT CO., a California Corporation, | CASE NUMBER: |
| DEFENDANT: JOHN DAVILAS, CHRISTINA DAVILAS, etc., et al. | NC 050577    |

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*):  
 Four Star Meat Co., a California Corporation  
 and against defendant (*names*):  
 John Davilas, Christina Davilas, John's Foods
- c.  for cross-complainant (*name each*):  
 and against cross-defendant (*name each*):

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

|           |   |  |                             |
|-----------|---|--|-----------------------------|
| (1)       | <input checked="" type="checkbox"/> Damages   |  | \$ 89,677.11                |
| (2)       | <input checked="" type="checkbox"/> Prejudgment interest at the annual rate of 10 % |  | \$ 8,716.25                 |
| (3)       | <input checked="" type="checkbox"/> Attorney fees                                   |  | \$ 7,758.50                 |
| (4)       | <input checked="" type="checkbox"/> Costs   |  | \$ 485.50                   |
| (5)       | <input type="checkbox"/> Other ( <i>specify</i> ):                                  |  | \$                          |
| (6) TOTAL |   |  | \$ 107,887.36<br>103,637.36 |

|           |   |  |    |
|-----------|---|--|----|
| (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 ( <i>specify</i> ):                    |  | \$ |
| (6) TOTAL |   |  | \$ |

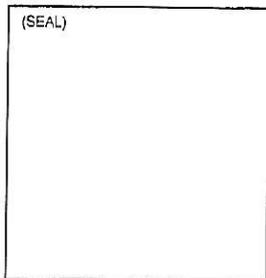
- b.  Plaintiff to receive nothing from defendant named in item 5b.  
 Defendant named in item 5b to recover costs \$  
 and attorney fees \$
- d.  Cross-complainant to receive nothing from cross-defendant named in item 5d.  
 Cross-defendant named in item 5d to recover costs \$  
 and attorney fees \$

7.  Other (*specify*):

Date: 8-26-08

  
 JUDICIAL OFFICER  
 Judge Tracy Grant

Date: \_\_\_\_\_ Clerk, by \_\_\_\_\_, Deputy



**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