

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, state bar number, and address</i>): TELEPHONE NO.: _____ FAX NO.: _____ ATTORNEY FOR (<i>Name</i>): _____	FOR COURT USE ONLY
NAME OF COURT: STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PLAINTIFF: DEFENDANT:	
<input type="checkbox"/> RIGHT TO ATTACH ORDER AND ORDER FOR ISSUANCE OF WRIT OF ATTACHMENT AFTER HEARING <input type="checkbox"/> ORDER FOR ISSUANCE OF ADDITIONAL WRIT OF ATTACHMENT AFTER HEARING	CASE NUMBER:

1. a. The application of plaintiff (*name*):
 for a right to attach order and order for issuance of writ of attachment
 an order for issuance of additional writ of attachment
 against the property of defendant (*name*):
 came on for hearing as follows:
 (1) Judge (*name*):
 (2) Hearing date: _____ Time: _____ Dept.: Div.: Rm.:
- b. The following persons were present at the hearing:
 (1) Plaintiff (*name*): _____ (3) Plaintiff's attorney (*name*): _____
 (2) Defendant (*name*): _____ (4) Defendant's attorney (*name*): _____

FINDINGS

2. THE COURT FINDS
- a. Defendant (*specify name*): _____ is a natural person partnership
 unincorporated association corporation other (*specify*): _____
- b. The claim upon which the application is based is one upon which an attachment may be issued.
- c. Plaintiff has established the probable validity of the claim upon which the attachment is based.
- d. The attachment is not sought for a purpose other than the recovery on the claim upon which the attachment is based.
- e. The amount to be secured by the attachment is greater than zero.
- f. Defendant failed to prove that all the property described in plaintiff's application is exempt from attachment.
- g. The following property of defendant, described in plaintiff's application
 (1) is exempt from attachment (*specify*): _____
 (2) is not exempt from attachment (*specify*): _____
- h. The following property, not described in plaintiff's application, claimed by defendant to be exempt
 (1) is exempt from attachment (*specify*): _____
 (2) is not exempt from attachment (*specify*): _____
- i. An undertaking in the amount of: \$ _____ is required before a writ shall issue, and plaintiff
 has has not filed an undertaking in that amount.
- j. A Right to Attach Order was issued on (*date*): _____ pursuant to
 Code of Civil Procedure section 484.090 (on hearing) Code of Civil Procedure section 485.220 (ex parte)
- k. Other (*specify*): _____

SHORT TITLE: _____	CASE NUMBER: _____
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ORDER

3. THE COURT ORDERS

- a. Plaintiff has a right to attach property of defendant (*name*):
in the amount of: \$
- b. The property described in items 2g(1) and 2h(1) of the findings is exempt and shall not be attached.
- c. The clerk shall issue a writ of attachment an additional writ of attachment in the amount stated in item 3a
 forthwith upon the filing of an undertaking in the amount of: \$
 - (1) for any property of a defendant who is **not** a natural person for which a method of levy is provided.
 - (2) for the property of a defendant who is a natural person that is subject to attachment under Code of Civil Procedure section 487.010, described as follows (*specify*):

(3) for the property covered by a bulk sales notice with respect to a bulk transfer by defendant or the proceeds of sale of such property, described as follows (*specify*):

(4) for plaintiff's pro rata share of proceeds from an escrow in which defendant's liquor license is sold. The license number is (*specify*):

- d. Defendant shall transfer to the levying officer possession of
 - (1) any documentary evidence in defendant's possession of title to any property described in item 3c;
 - (2) any documentary evidence in defendant's possession of debt owed to defendant described in item 3c;
 - (3) the following property in defendant's possession (*specify*):

NOTICE TO DEFENDANT: FAILURE TO COMPLY WITH THIS ORDER MAY SUBJECT YOU TO ARREST AND PUNISHMENT FOR CONTEMPT OF COURT.

- e. Other (*specify*):
- f. Total number of boxes checked in item 3: _____

Date:

.....
(TYPE OR PRINT NAME)
▶

(SIGNATURE OF JUDGE OR MAGISTRATE JUDGE)