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Attorneys for Plaintiff  
Francisco Gudino Cardenas

IN THE SUPERIOR COURT OF CALIFORNIA  
FOR THE COUNTY OF ORANGE  
(UNLIMITED CIVIL)

FRANCISCO GUDINO CARDENAS, an  
individual

Plaintiff,

vs.

GHOST GUNNER INC., d/b/a  
GHOSTGUNNER.NET, et al.

Defendants.

No. 30-2019-01111797-CU-PO-CJC

PLAINTIFF'S APPLICATION AND  
DECLARATION OF COUNSEL FOR  
EXTENSION (THIRD) OF TIME TO  
SERVE DEFENDANTS

I, Ben Rosenfeld, declare as follows:

1. I am an attorney licensed to practice law throughout the State of California and before this Court. If called as a witness in this matter, I could and would testify as follows, based on my own knowledge and experience:

2. I followed this action against the above-named defendants on November 14, 2019.

3. My prior requests for extension of time to serve this complain were based on time needed to associate counsel. That task is now complete, and plaintiff's counsel team is formed. This request for extension is based on time needed to obtain a summons issuance from the Court

1 (no summons has been issued; I submitted a request today) and actually effectuate service, which  
2 I can begin as soon as I receive the issuance of summons.

3 4. CR 3.110(e) permits the Court, “on its own motion or on the application of a  
4 party, may extend or otherwise modify the times provided in” subdivision (b).

5 5. On February 2, 2020 I filed a first request on behalf of plaintiff, and on February  
6 10, 2020 the Court granted my request, to extend the deadline for service of this case until May  
7 13, 2020. On May 12, 2020, I submitted for filing a second such request. However, due to clerk  
8 error (acknowledged by the Court), the Clerk’s Office rejected that filing (twice, on May 28,  
9 2020 and June 2, 2020). I therefore resubmitted the request on May 30, 2020. On June 8, 2020,  
10 the Court plaintiff’s second request.

11 6. Since that time, I continued to work assiduously to secure associate counsel.  
12 Those efforts were slowed by the global covid19 pandemic. This association is now all but  
13 finalized, enabling me to begin service. However, as no summons has yet issued in this case, I  
14 first need to obtain a summons.

15 7. Thereafter, I need to serve 14 separate defendants. I have already assembled a  
16 service list. But I cannot be sure until I attempt service on each defendant whether my service  
17 list is fully current and effective.

18 8. In light of the foregoing, plaintiff respectfully requests a further extension for  
19 time for service of the summons and complaint on the named defendants in this case until  
20 November 20, 2020.

21 9. A proposed order accompanies this request.

22 I swear under penalty of perjury under the laws of the State of California that the  
23 foregoing is correct. Sworn and subscribed to in San Francisco, CA on August 21, 2020.

24 Respectfully Submitted,

25  
26   
27

28 Dated: August 21, 2020

By: Ben Rosenfeld  
Attorneys for Plaintiff Cardenas

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8 Attorneys for Plaintiff  
9 Francisco Gudino Cardenas

10  
11 IN THE SUPERIOR COURT OF CALIFORNIA  
12 FOR THE COUNTY OF ORANGE  
13 (UNLIMITED CIVIL)  
14

15 FRANCISCO GUDINO CARDENAS, an  
16 individual

17 Plaintiff,

18 vs.

19 GHOST GUNNER INC., d/b/a  
20 GHOSTGUNNER.NET, et al.

21 Defendants.  
22

No. 30-2019-01111797-CU-PO-CJC

[PROPOSED] ORDER GRANTING  
PLAINTIFF'S APPLICATION AND  
DECLARATION OF COUNSEL FOR  
EXTENSION (THIRD) OF TIME TO  
SERVE DEFENDANTS

23 The Court, having read and considered Plaintiff's Application And Declaration of  
24 Counsel For Extension (Third) Of Time To Serve Defendants And File Proofs Of Service, and  
25 for GOOD CAUSE SHOWN, hereby grants Plaintiff's motion.

26 Plaintiff shall have until November 20, 2020 to serve the summons and complaint on the  
27 named defendants in this matter.

28 IT IS SO ORDERED.

\_\_\_\_\_  
Date

\_\_\_\_\_  
SUPERIOR COURT JUDGE