

1 BEN ROSENFELD (SBN 203845)  
ATTORNEY AT LAW  
2 115 ½ Bartlett Street  
San Francisco, CA 94110  
3 Tel: (415) 285-8091  
Fax: (415) 285-8092  
4 ben.rosenfeld@comast.net

5 GERALD B. SINGLETON (SBN 208783)  
SINGLETON LAW FIRM  
6 450 A Street, 5th Floor  
San Diego, CA 92101  
7 Tel: (619) 586-5820  
Fax: (619) 255-1515  
8 gerald@SLFfirm.com

9 Attorneys for Plaintiff  
Francisco Gudino Cardenas  
10  
11  
12

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
14 COUNTY OF ORANGE  
15

16 FRANCISCO GUDINO CARDENAS, an  
17 individual,

18 Plaintiff,

19 v.

20 GHOST GUNNER INC., d/b/a  
GHOSTGUNNER.NET;

21 DEFENSE DISTRIBUTED d/b/a  
22 GHOSTGUNNER.NET

23 CODY WILSON d/b/a GHOSTGUNNER.NET

24 BLACKHAWK MANUFACTURING GROUP  
INC., d/b/a 80PERCENTARMS.COM;

25 RYAN BEEZLEY and BOB BEEZLEY, d/b/a  
26 RBTACTICALTOOLING.COM;

27 GHOST AMERICA LLC, d/b/a  
GHOSTGUNS.COM;

28 GHOST FIREARMS LLC, d/b/a GRID

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

**APPLICATION TO SERVE  
DEFENDANT BLACKHAWK  
MANUFACTURING GROUP INC. d/b/a  
80PERCENTARMS.COM TO THE  
SECRETARY OF STATE (Cal. Corp.  
Code § 17701.16(c))**

1 DEFENSE and GHOSTRIFLES.COM;  
2 JUGGERNAUT TACTICAL INC., d/b/a  
3 JTACTICAL.COM;  
4 MFY TECHNICAL SOLUTIONS LLC, d/b/a  
5 5DTACTICAL.COM;  
6 TACTICAL GEAR HEADS LLC, d/b/a 80-  
7 LOWER.COM; AR-  
8 15LOWERRECEIVERS.COM; and  
9 80LOWERJIG.COM;  
10 JAMES TROMBLEE, JR., d/b/a  
11 USPATRIOTARMORY.COM;  
12 INDUSTRY ARMAMENT INC., d/b/a  
13 AMERICANWEAPONSCOMPONENTS.CO  
14 M;  
15 THUNDER GUNS LLC, d/b/a  
16 THUNDERTACTICAL.COM;  
17 DOES 1-100, Inclusive  
18  
19 Defendants.  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 I, BEN ROSENFELD, declare:

2 I am an attorney at law duly authorized to practice before all courts of the State of  
3 California, attorneys of record for plaintiffs. The matters which are embraced within my  
4 Declaration are matters within my personal knowledge and if called upon I would and could  
5 competently testify as follows:

6 Plaintiffs, by and through their counsel of record, respectfully request that this Court  
7 issue an Order permitting plaintiffs to serve defendant Blackhawk Manufacturing Group Inc.,  
8 d/b/a 80percentarms.com a corporation, via the California Secretary of State.

9 This request is based on this Application and Declaration, Exhibits A hereto, the  
10 Complaint for Damages on file with this Court, and any additional records or evidence on file  
11 with this Court.

12 Defendant Blackhawk Manufacturing Group Inc. is a properly named defendant, and this  
13 court has subject matter jurisdiction over this case, since the amount of the claims exceeds  
14 \$25,000.00. (CCP § 88.)

15 Further, venue is proper in this court because several of the defendants, namely  
16 BLACKHAWK MANUFACTURING GROUP INC. ("BLACKHAWK"), d/b/a  
17 80PERCENTARMS.COM, GHOST AMERICA LLC ("GHOST AMERICA"), d/b/a  
18 GHOSTGUNS.COM, and JUGGERNAUT TACTICAL INC. ("JUGGERNAUT"), d/b/a  
19 JTACTICAL.COM, are California based companies whose principal places of business are  
20 located in the County of Orange, State of California. (CCP §395 et seq.).

21 I am informed and believe that Defendant Blackhawk is a registered corporation. As  
22 such, it is required to designate an agent for service of process with the Secretary of State. (Corp.  
23 Code § 17701.13(a)(2)). Here, Blackhawk designated Alan Smith as authorized to accept  
24 service. A true and correct copy of the Secretary of State Registration and Statement of  
25 Information is attached hereto and incorporated herein as Exhibit A.

26 In addition, plaintiff's process server has been endeavoring, to no avail, to serve the  
27 person whom plaintiff is informed and believes is Blackhawk's Operations Manager, Jeff  
28 Phillips, at the same address.

1           However, I am informed and believes that no person can be located and service cannot be  
2 affected at the listed address, despite reasonable diligence having been exercised to accomplish  
3 service by means established by the Code, as follows:

4           On November 17, 2020, process service manager Ara Kazarian at USA Legal Networks  
5 informed me that the process server attempted to effectuate service on Jeff Philips on behalf of  
6 Blackhawk by personally serving him. His notes are as follow: This facility has cameras  
7 everywhere. Front door is locked and need to ring buzzer in order to be let in. Per posted sign,  
8 went to next door. Spoke to Kevin, assembly line employee, (Caucasian male, 6'0", 215 lbs, 25-  
9 30 years old, blonde hair), who said that Jeff Phillips or any other manager are not available to  
10 accept documents.

11           On November 17, 2020, process service manager Ara Kazarian at USA Legal Networks  
12 informed me that the process server attempted to effectuate service on Jeff Philips on behalf of  
13 Blackhawk by personally serving him. His notes are as follow: Front door to building is locked.  
14 Pressed intercom and a woman asked who I was here to see. I said I had some documents and  
15 asked for Jeff Phillips or any manager that's in charge. She responded by saying "Sorry, there is  
16 nobody here to take those documents."

17           On November 19, 2020, plaintiff's process server went to Blackhawk's business address  
18 to try to find someone to try to substitute service on. Report from Ara Kazarian form USA  
19 Legal: "2:00pm Tried using other entrance of building where I spoke to an employee on  
20 Tuesday. Rang "RING" doorbell but no response. Knocked on door but no answer either. Waited  
21 20 minutes to see if a vendor would stop by so I could approach entrance but no luck. There are  
22 multiple cameras on building."

23           On November 20, 2020, plaintiff's process server waited at Blackhawk's business  
24 address for about 45 minutes. No one would answer the intercom. The process server stepped  
25 away from the cameras to see if anyone would come in or out, but there was no activity.

26           Also on November 20, 2020, plaintiff's process server attempted service at a residential  
27 address believed to be that of Blackhawk's Chairman, Tilden Smith. This attempt was  
28 unsuccessful.

1 As of this writing, plaintiff's process server is still out attempting service on Blackhawk.

2 In addition, I am informed and believe in the companion case of *McFadyen v. Ghost*  
3 *Gunner Inc.*, brought in San Bernardino County Superior Court against all of the same  
4 defendants, Case No. CIV-DS1935422 (motion to coordinate/consolidate pending in this Court),  
5 plaintiffs in that case tried and were able to serve Mr. Phillips personally at the same address to  
6 which plaintiff's process server in this case has attempted service.

7 Based on the foregoing, plaintiffs are applying for an order authorizing service to be  
8 made upon Blackhawk by delivery to the Secretary of the State consistent with Corp. Code  
9 § 17701.16(c). A proposed order is filed in conjunction herewith.

10 I declare under penalty of perjury that the foregoing is true and correct. Executed this  
11 day of November 20, 2020, at Honolulu, Hawaii.

12  
13 Dated: November 20, 2020

BEN ROSENFELD (SBN 203845)  
ATTORNEY AT LAW  
115 ½ Bartlett Street  
San Francisco, CA 94110  
Tel: (415) 285-8091  
Fax: (415) 285-8092  
ben.rosenfeld@comast.net

17 

18  
19 

---

BEN ROSENFELD  
Attorneys for Plaintiff  
Francisco Gudino Cardenas

20  
21  
22  
23  
24  
25  
26  
27  
28

PROOF OF SERVICE

*Cardenas v. Ghost Gunner Inc. et al.*

Case No. 30-2019-01111797-CU-PO-CJC (Orange County Superior Court)

I, the undersigned, hereby declare and state that I am over the age of 18, employed in the City of San Francisco, California, and not a party to the within action. My business address is 115 ½ Bartlett Street, San Francisco, CA 94110.

On the date set forth below, I caused or will cause the following document(s)

APPLICATION TO SERVE DEFENDANT BLACKHAWK, d/b/a  
80PERCENTARMS.COM BY DELIVERY TO THE SECRETARY OF  
STATE

to be served via the following methods, on the following recipients:

☒ Email  
☐ U.S.P.S. First Class or Priority Mail  
☐ U.S.P.S. Express Mail  
☐ Personal Delivery  
☐ Facsimile

Sean A. Brady, Esq.  
MICHEL & ASSOCIATES, P.C.  
180 E. Ocean Blvd., Suite 200  
Long Beach, CA 90802  
[sbrady@michellawyers.com](mailto:sbrady@michellawyers.com)

Howard Schilsky, Esq.  
Renzulli Law Firm, LLP  
One North Broadway, Suite 1005  
White Plains, NY 10601  
[hschilsky@renzullilaw.com](mailto:hschilsky@renzullilaw.com)

Justin Felton, Esq.  
Petit Kohn  
5901 W Century Blvd, Ste 1100  
Los Angeles, CA 90045-5435  
[jfelton@pettitkohn.com](mailto:jfelton@pettitkohn.com)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on November 20, 2020, at San Francisco, California.



Ben Rosenfeld, Attorney

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**EXHIBIT A**



1 OF 1 RECORD(S)

## California Secretary of State

### Corporate Filing

#### Business Information

**Filing Number:** C3566095  
**Name:** BLACKHAWK MANUFACTURING GROUP INC.  
**Name Type:** LEGAL  
**STANDARD MAILING Address:** 12272 MONARCH ST  
GARDEN GROVE, CA 92841-2907  
**ORIGINAL MAILING Address:** 12272 MONARCH ST  
GARDEN GROVE, CA 92841  
US  
  
**Business Type:** CORPORATION  
**Filing Type:** ARTICLES OF INCORPORATION  
**Status:** ACTIVE  
**Place Incorporated:** CALIFORNIA  
**Date Incorporated:** 05/02/2013  
**Foreign/Domestic:** DOMESTIC  
**Terms:** PERPETUAL  
**Tax Program:** NOT SUSPENDED-IN GOOD STANDING  
**Date Last Seen:** 10/01/2019

#### Registered Agent

**Name:** SMITH, ALAN  
**Registered Agent Address:** 12272 MONARCH ST  
GARDEN GROVE, CA 92841-2907

### Historical Name(s)

80 PERCENT ARMS INC.

### Stock Information

#### Stock

**Additional Information:** STOCK

### Historical Registered Agents

**Name:** SMITH, ALAN  
**Registered Agent Address:** 12272 MONARCH ST  
GARDEN GROVE, CA 92841-2907

**Name:** SMITH, TILDEN A  
**Registered Agent Address:** 3480 W WARNER AVE STE N  
SANTA ANA, CA 92704-5363

### Officers

**Name:** SMITH, TILDEN  
**Contact Type:** CHIEF EXECUTIVE OFFICER

**Standard Address:** Type: CONTACT  
12272 MONARCH  
GARDEN GROVE, CA 92841-2907  
**Original Address:** 12272 MONARCH ST



## Officers

GARDEN GROVE, CA 92841  
US

## Historical Contacts

**Name:** SMITH, TILDEN A  
**Contact Type:** CHIEF EXECUTIVE OFFICER

**Standard Address:** Type: CONTACT  
3480 W WARNER STE N  
SANTA ANA, CA 92704-5363

**Original Address:** 3480 W WARNER AVE STE N  
SANTA ANA, CA 92704  
US

## Filing History

**Filing Date:** 05/29/2019  
**Filing Type:** FILING TRANSACTION DATE  
**Ref No:** A0829185  
**Corp No.:** C3566095  
**Description:** CERTIFICATE OF AMENDMENT; NAME CHANGE FROM:, OLD NAME: 80 PERCENT ARMS INC.

**Filing Date:** 05/20/2019  
**Filing Type:** FILING  
**Ref No:** G664256  
**Description:** STATEMENT OF OFFICERS INFORMATION

**Filing Date:** 05/15/2015  
**Filing Type:** FILING  
**Ref No:** 0064570  
**Description:** STATEMENT OF OFFICERS INFORMATION

**Important:** The Public Records and commercially available data sources used on reports have errors. Data is sometimes entered poorly, processed incorrectly and is generally not free from defect. This system should not be relied upon as definitively accurate. Before relying on any data this system supplies, it should be independently verified. For Secretary of State documents, the following data is for information purposes only and is not an official record. Certified copies may be obtained from that individual state's Department of State.

Your DPPA Permissible Use: I have no permissible use

Your GLBA Permissible Use: I have no permissible use

Copyright© 2019 LexisNexis, a division of Reed Elsevier Inc. All rights reserved.