

ATTORNEY OR PARTY WITHOUT ATTORNEY (name and Address) <b>BEN ROSENFELD, (SBN: 203845)</b> ATTORNEY AT LAW 115 1/2 BARTLETT STREET SAN FRANCISCO, CA 94110  TELEPHONE NO.: <b>(415) 285-8091</b> FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>PLAINTIFF, FRANCISCO GUDINO CARDENAS</b>	FOR COURT USE ONLY          
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE</b> STREET ADDRESS: 700 W. CIVIC CENTER DRIVE MAILING ADDRESS: CITY AND ZIP CODE: SANTA ANA, CA 92702 BRANCH NAME: CENTRAL JUSTICE CENTER	
PLAINTIFF/PETITIONER: FRANCISCO GUDINO CARDENAS, ETC.  DEFENDANT/RESPONDENT: GHOST GUNNER INC., ETC., ET AL.	CASE NUMBER: <b>30-2019-01111797-CU-PO-CJC</b>
<b>PROOF OF SERVICE OF SUMMONS</b>	Ref. No. or File No.: <b>1121311CS</b>

*(Separate proof of service is required for each party served.)*

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of :
  - a. ☒ Summons
  - b. ☒ Complaint
  - c. ☐ Alternative Dispute Resolution (ADR) package
  - d. ☐ Civil Case Cover Sheet *(served in complex cases only)*
  - e. ☐ cross-complaint
  - f. ☒ other *(specify documents)*: NOTICE OF HEARING; CLERK'S CERTIFICATE OF SERVICE BY MAIL; PLAINTIFF'S NOTICE OF ERRATA AND CORRECTION IN STATEMENT OF JURISDICTION IN COMPLAINT
3.
  - a. Party served: *(specify name of party as shown on documents served)*:  
**BLACKHAWK MANUFACTURING GROUP INC., d/b/a 80PERCENTARMS.COM**
  - b. Person served (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made)*(specify name and relationship to the party named in item 3a)*:  
**TILDEN SMITH, CHIEF EXECUTIVE OFFICER**
4. Address where the party was served: **12272 MONARCH ST.  
GARDEN GROVE, CA 92841**
5. I served the party *(check proper box)*
  - a. ☐ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on *(date)*: (2) at: *(time)*
  - b. ☒ **by substituted service.** On *(date)*: **NOVEMBER 20, 2020** at: *(time)* **4:09PM**. I left the documents listed in item 2 with or in the presence of (name and title or relationship to the person indicated in item 3): **BY POSTING A DOCUMENTS ON THE DOOR.**
    - (1) ☒ **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ **(home)** a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ **(physical address unknown)** a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☒ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on *(date)*: *(city)*: or ☒ a declaration of mailing is attached.
    - (5) ☒ I attach a **declaration of diligence** stating actions taken first to attempt personal service.

PLANTIFF/PETITIONER: FRANCISCO GUDINO CARDENAS, ETC.

CASE NUMBER:

DEFENDANT/RESPONDENT: GHOST GUNNER INC., ETC., ET AL.

30-2019-01111797-CU-PO-CJC

5. c. ☐ **by mail and acknowledgment of receipt of service.** I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,

- (1) (date): (1) (city):  
(3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* (form 982(a)(4)) and a postage-paid return envelope addressed to me. (*Attach completed Notice and Acknowledgement of Receipt (form 982(a)(4).)* (Code Civ. Proc., § 415.30.)  
(4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)

- d. ☐ **by other means** (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant  
b. ☐ as the person sued under the fictitious name of (specify):  
c. ☒ on behalf of (specify): BLACKHAWK MANUFACTURING GROUP INC., d/b/a 80PERCENTARMS.COM  
under the following Code of Civil Procedure section:  
☒ 416.10 (corporation) ☐ 415.95 (business organization, form unknown)  
☐ 416.20 (defunct corporation) ☐ 416.60 (minor)  
☐ 416.30 (joint stock company/association) ☐ 416.70 (ward or conservatee)  
☐ 416.40 (association or partnership) ☐ 416.90 (authorized person)  
☐ 416.50 (public entity) ☐ 415.46 (occupant)  
☐ other:

7. **Person who served papers**

- a. Name: ANTHONY ARCHE  
b. Address: 800 W. 1<sup>ST</sup> STREET, SUITE 200-B  
LOS ANGELES, CALIFORNIA 90012  
c. Telephone number: (213) 607-9000  
d. The fee for service was: \$ 516.50  
e. I am:



USA Legal Network

- (1) ☐ not a registered California process server.  
(2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
(3) ☒ registered California process server:  
(i) ☐ owner ☐ Employee ☒ independent contractor.  
(ii) ☒ Registration No.: PSC-22770  
(iii) ☒ County: ORANGE

8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: NOVEMBER 20, 2020

ANTHONY ARCHE

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHALL)

(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar Number & Address): BEN ROSENFELD, (SBN: 203845) ATTORNEY AT LAW 115 1/2 BARTLETT STREET SAN FRANCISCO, CA 94110		TELEPHONE NO.: (213) 629-2020		FOR COURT USE ONLY
ATTORNEY FOR (Name): PLAINTIFF, FRANCISCO GUDINO CARDENAS		TRACKING NO.: 1121311 CS		
NAME OF COURT & DISTRICT/BRANCH, IF ANY: ORANGE COUNTY SUPERIOR COURT				
SHORT TITLE OF CASE: FRANCISCO GUDINO CARDENAS, ETC. VS. GHOST GUNNER INC., ETC., ET AL.				
DECLARATION OF DILIGENCE	HEARING DATE:	TIME:	DEPT./DIV.:	CASE NUMBER: 30-2019-0111797-CU-PO-CJC

1. I attempted to serve the:
  - a. **SUMMONS; COMPLAINT; NOTICE OF HEARING; CLERK'S CERTIFICATE OF SERVICE BY MAIL; PLAINTIFF'S NOTICE OF ERRATA AND CORRECTION IN STATEMENT OF JURISDICTION IN COMPLAINT**
  - b. on (name): N/A
  - c. by serving: BY POSTING THE DOCUMENTS ON THE DOOR
  - d. by delivery: ☐ TO RESIDENCE ☒ TO BUSINESS ☐ OTHER ( )
    1. date: NOVEMBER 20, 2020
    2. time:
    3. address: 12272 MONARCH ST.  
GARDEN GROVE, CA 92841
2. Manner of service: SUBSTITE SERVICE BY POSTING DOCUMENTS ON THE DOOR.
3. Previous Attempts:
  - a. 11/19/20 2:00pm Tried using other entrance of building where I spoke to an employee on Tuesday. Rang "RING" doorbell but no response. Knocked on door but no answer either. Waited 20 minutes to see if a vendor would stop by so I could approach entrance but no luck. There are multiple cameras on building.
  - b. 11/20/20 10:15am Arrived at 8:45am. Rang buzzer at main entrance and got no response. Went to the other side of building and rang "RING" doorbell and also no response. been waiting for over an hour and has seen no foot traffic going in or coming out. Will come back later this morning to try again.
  - c. 11/20/20 2:30pm Arrived at location, went to the front office entrance and doors are locked. No one was there. I also tried the other entrance of building and the doors are locked as well. There are cameras around the whole building. While I was waiting around I noticed there was a FedEx truck arriving on the other side of the building to drop off deliveries. I ran over to where the packages were being delivered and whoever was there shut the door and did not received any package. The FedEx delivery man kept knocking and they would not open. They had already closed the door. I also rang the door bell and they did not open. Waited for an hour and no one has opened the door. Fedex package was not delivered either.
  - d. 11/20/20 4:08pm Doors remain locked. Still no activity.
  - e. 11/20/20 4:09pm Posted documents on the door.
4. At the time of service/attempt(s), I was at least 18 years old and not a party to the action.
5. Process Server:
 

ANTHONY ARCHE  
 800 W. 1<sup>ST</sup> St., Suite 200B  
 Los Angeles, CA 90012  
 (213) 607-9000

☐ Not A Registered California Process Server  
☒ Registered California Process Server  
☐ Owner ☐ Employee ☒ Independent Contractor  
☒ Registration No.: PSC-22770  
☒ County: ORANGE ☒ Fee for service: \$ 516.50



USA Legal Network

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on :

Date: NOVEMBER 20, 2020

Signature

*hh*

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar Number & Address): <b>BEN ROSENFELD, (SBN: 203845)</b> <b>ATTORNEY AT LAW</b> <b>115 1/2 BARTLETT STREET</b> <b>SAN FRANCISCO, CA 94110</b>		TELEPHONE NO.: <b>(213) 629-2020</b>		<b>FOR COURT USE ONLY</b>	
ATTORNEY FOR (Name): <b>PLAINTIFF, FRANCISCO GUDINO CARDENAS</b>		TRACKING NO.: <b>1121311 CS</b>			
NAME OF COURT & DISTRICT/BRANCH, IF ANY: <b>ORANGE COUNTY SUPERIOR COURT</b>					
SHORT TITLE OF CASE: <b>FRANCISCO GUDINO CARDENAS, ETC. VS. GHOST GUNNER INC., ETC., ET AL.</b>					
<b>DECLARATION OF MAILING</b>		HEARING DATE:	TIME:	DEPT./DIV.:	CASE NUMBER: <b>30-2019-0111797-CU-PO-CJC</b>

At the time of service attempt(s), I was at least 18 years old and not a party to the above noted action

1. I served the:

- a. documents: **SUMMONS; COMPLAINT; NOTICE OF HEARING; CLERK'S CERTIFICATE OF SERVICE BY MAIL; PLAINTIFF'S NOTICE OF ERRATA AND CORRECTION IN STATEMENT OF JURISDICTION IN COMPLAINT**
- b. on (name): **BY POSTING DOCUMENTS ON THE DOOR**
- c. address: **12272 MONARCH ST.  
GARDEN GROVE, CA 92841**
- d. by mailing
  1. date: **NOVEMBER 20, 2020**
  2. from: **LOS ANGELES, CA**

2. Manner of service:

- ☒ **FIRST CLASS, POSTAGE PREPAID MAILING**  
☐ **CERTIFIED**   ☐ **NOT CERTIFIED**

3. At the time of service I was at least 18 years old and not a party to the action.

Process Server:  
**CARLOS SANZ**  
**800 W. 1<sup>ST</sup> St., Suite 200-B**  
**Los Angeles, CA 90012**  
**(213) 607-9000**

- ☒ **Not A Registered California Process Server**  
☐ **Registered California Process Server**  
☐ **Registration No.:**  
☐ **County:**  
☒ **Fee for service: \$ 516.50**



**USA Legal Network**

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on :

Date: **NOVEMBER 20, 2020**

Signature \_\_\_\_\_



1 PROOF OF SERVICE

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

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

4 I, the undersigned, hereby declare and state that I am over the age of 18, employed in the  
5 City of San Francisco, California, and not a party to the within action. My business address is  
6 115 ½ Bartlett Street, San Francisco, CA 94110.

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

8 PROOF OF SERVICE on Defendant BlackHawk Manufacturing  
9 Group Inc., d/b/a 80percentarms.com

10  
11 to be served via the following methods, on the following recipients:

12   X   Email (due to Covid19 pandemic)  
13        U.S.P.S. First Class or Priority Mail  
14        U.S.P.S. Express Mail  
15        Personal Delivery  
16        Facsimile


17 Sean A. Brady, Esq.  
18 MICHEL & ASSOCIATES, P.C.  
19 180 E. Ocean Blvd., Suite 200  
20 Long Beach, CA 90802  
21 [sbrady@michellawyers.com](mailto:sbrady@michellawyers.com)

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Craig A. Livingston  
Livingston Law Firm  
1600 South Main Street, Suite 280  
Walnut Creek, CA 94596  
[clivingston@livingstonlawyers.com](mailto:clivingston@livingstonlawyers.com)

27 I declare under penalty of perjury under the laws of the State of California that the  
28 foregoing is true and correct. Executed on November 29, 2020, at San Francisco, California.



Ben Rosenfeld, Attorney