

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) Robert J. Nelson, Esq. SBN: Bar No. 132797 LEE, CABRASER, HEIMANN & BERNSTEIN 275 Battery Street 29th Floor San Francisco, CA 94111 TELEPHONE NO.: (415) 958-1000 FAX NO. (415) 958-1008 E-MAIL ADDRESS nelson@lchb.com ATTORNEY FOR (Name): Plaintiffs:	FOR COURT USE ONLY FILED Superior Court Of California, Sacramento 07/19/2021 mpipe
Superior Court Of California, County of Sacramento STREET ADDRESS: 720 Ninth Street CITY AND ZIP CODE: Sacramento, CA 95814 BRANCH NAME: Gordon D. Schaber County Courthouse	By _____, Deputy CASE NUMBER: 34-2021-00302934
PLAINTIFF/PETITIONER: Kelley O'Sullivan, et al. DEFENDANT/RESPONDENT: Ghost Gunner Inc. et al.	Ref. No. or File No.: 4162-0001
PROOF OF SERVICE OF SUMMONS	

(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
- e. ☐ Cross-Complaint
- f. ☒ other (specify documents): **Order Re: Delay in Scheduling Initial Case Management Conference**

3. a. Party served (specify name of party as shown on documents served):

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

- b. ☒ Person (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):

Alan Smith - Agent for service

4. Address where the party was served: **12272 Monarch St**
Garden Grove, CA 92841-2907

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): **7/14/2021** at (time): **1:41 PM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):
"John Doe" - Employee

Age: 36-40 | Weight: 201-220 Lbs | Hair: Brown | Sex: Male | Height: 5'7 - 6'0 | Eyes: | Race: Caucasian

- (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): from (city): or ☒ a declaration of mailing is attached.
- (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.

PETITIONER: Kelley O'Sullivan, et al.	CASE NUMBER:
RESPONDENT: Ghost Gunner Inc. et al.	34-2021-00302934

- 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) on (date): (2) from (city):
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (Attach completed *Notice and Acknowledgment of Receipt*.) (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. ☐ as occupant.
- d. ☒ On behalf of **BLACKHAWK MANUFACTURING GROUP INC., d/b/a 80PERCENTARMS.COM** under the following Code of Civil Procedure section:

- | | |
|---|---|
| <input checked="" type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.80 (minor) |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee) |
| <input type="checkbox"/> 416.40 (association or partnership) | <input type="checkbox"/> 416.90 (authorized person) |
| <input type="checkbox"/> 416.50 (public entity) | <input type="checkbox"/> 415.46 (occupant) |
| | <input type="checkbox"/> other: |

7. Person who served papers

- a. Name: **Frank Harrigan - Nationwide Legal, LLC REG: 12-234648**
- b. Address: **859 Harrison Street, Suite A San Francisco, CA 94107**
- c. Telephone number: **(415) 351-0400**
- d. The fee for service was: \$.00
- e. I am:

- (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.: **1530**
- (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: **7/14/2021**

N **Nationwide Legal, LLC**
859 Harrison Street, Suite A
San Francisco, CA 94107
(415) 351-0400
www.nationwideasap.com

Frank Harrigan
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

[Handwritten signature]

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) Robert J. Nelson, Esq. SBN: Bar No. 132797 LIEFF, CABRASER, HEIMANN & BERNSTEIN 275 Battery Street 29th Floor San Francisco, CA 94111 TELEPHONE NO.: (415) 956-1000 FAX NO.: (415) 956-1008 E-MAIL ADDRESS: nelson@lchb.com ATTORNEY FOR (Name): Plaintiffs:	FOR COURT USE ONLY
Superior Court Of California, County of Sacramento STREET ADDRESS: 720 Ninth Street MAILING ADDRESS: CITY AND ZIP CODE: Sacramento, CA 95814 BRANCH NAME: Gordon D. Schaber County Courthouse	
PLAINTIFF/PETITIONER: Kelley O'Sullivan, et al. DEFENDANT/RESPONDENT: Ghost Gunner Inc. et al.	CASE NUMBER: 34-2021-00302934
DECLARATION OF DILIGENCE	Ref. No. or File No.: 4162-0001

I, Frank Harrigan, declare: I am a Registered Process Server and was retained to serve process in the above-referenced matter on the following person or entity: BLACKHAWK MANUFACTURING GROUP INC., d/b/a 80PERCENTARMS.COM as follows:

Documents:

Summons; Complaint; Alternative Dispute (ADR) package; Civil Case Cover Sheet; Order Re: Delay In Scheduling Initial Case Management Conference;

I attempted personal service on the following dates and times with the following results:

Date	Time	Location	Results
7/14/2021	1:41 PM	Business	The tourist office are closed and locked. There's a ring camera doorbell system and "John Doe" responded. He said he have never heard of listed agent before and would not confirm if location was correct for company but he was wearing company shirt and information was on the outside of the building. He said nobody would take the service so I told him I was serving the documents on him as a "John Doe" 12272 Monarch St, Garden Grove, CA 928412907
7/14/2021	1:41 PM	Business	Substituted service on: BLACKHAWK MANUFACTURING GROUP INC., d/b/a 80PERCENTARMS.COM; 12272 Monarch St, Garden Grove, CA 92841-2907; by serving: "John Doe" - Employee, Caucasian Male 36-40 201-220 Lbs Brown 5'7 - 6'0 .

Fee for Service: \$.00

N County: Orange
 Registration No.: 1530
 Nationwide Legal, LLC
 859 Harrison Street, Suite A
 San Francisco, CA 94107
 (415) 351-0400



I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on July 14, 2021.

Signature: _____

Frank Harrigan

AFFIDAVIT OF REASONABLE DILIGENCE

Order#: SF53269

Attorney or Party without Attorney: Robert J. Nelson, Esq., SBN: Bar No. 132797 LIEFF, CABRASER, HEIMANN & BERNSTEIN 275 Battery Street 29th Floor San Francisco, CA 94111 TELEPHONE No.: (415) 956-1000 E-MAIL ADDRESS (Optional): rnelson@lchb.com FAX No. (Optional): (415) 956-1008 Attorney for: Plaintiffs			FOR COURT USE ONLY	
Rel No. or File No.: 4162-0001				
Insert name of Court, and Judicial District and Branch Court: Superior Court Of California, County of Sacramento - Gordon D. Schaber County Courthouse				
Petitioner: Kelley O'Sullivan, et al. Respondent: Ghost Gunner Inc. et al.				
PROOF OF SERVICE BY MAIL	HEARING DATE:	TIME:	DEPT.:	CASE NUMBER: 34-2021-00302934

- I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
- I served copies of the Summons; Complaint; Alternative Dispute (ADR) package; Civil Case Cover Sheet; Order Re: Delay in Scheduling Initial Case Management Conference;
- By placing a true copy thereof enclosed in a sealed envelope, with First Class postage thereon fully prepaid, in the United States Mail at San Francisco, California, addressed as follows:

a. Date of Mailing: **July 14, 2021**
 b. Place of Mailing: **San Francisco, CA**
 c. Addressed as follows: **BLACKHAWK MANUFACTURING GROUP INC., d/b/a 80PERCENTARMS.COM**
ATTENTION: Alan Smith - Agent for service
12272 Monarch St
Garden Grove, CA 92841-2907

I am readily familiar with the firm's practice for collection and processing of documents for mailing. Under that practice, it would be deposited within the United States Postal Service, on that same day, with postage thereon fully prepaid at San Francisco, California in the ordinary course of business.

Fee for Service: \$.00

Nationwide Legal, LLC REG: 12-234648
859 Harrison Street, Suite A
San Francisco, CA 94107
(415) 351-0400
www.nationwideasap.com

I declare under penalty of perjury under the laws of the
 The State of California that the foregoing information
 contained in the return of service and statement of
 service fees is true and correct and that this declaration
 was executed on July 14, 2021.

Signature: _____

Sergio Guerrero

PROOF OF SERVICE BY MAIL

Order#: SF53269/mailproof