

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number and address) William Bissell SBN 93527 14 Corporate Plaza Drive, Suite 120 Newport Beach, CA 92660 TELEPHONE NO. (949) 719-1159 FAX NO. (Optional) E-MAIL ADDRESS (Optional) wbissell@wgb-law.com ATTORNEY FOR (Name) Gary Humphreys & Karen Humphreys		FOR COURT USE ONLY FILED SUPERIOR COURT OF CALIFORNIA COUNTY OF ORANGE CENTRAL JUSTICE CENTER APR 20 2017 DAVID H. YAMASAKI, Clerk of the Court BY: <u>Apolinario</u> DEPUTY						
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE STREET ADDRESS 700 Civic Center Drive West MAILING ADDRESS CITY AND ZIP CODE Santa Ana, CA 92701 BRANCH NAME Central Justice Center								
PLAINTIFF The Spartan Associates, Inc.		CASE NUMBER 2015-00805807 Judge David Chaffee						
DEFENDANT Gary Humphreys, Karen Humphreys et al								
JUDGMENT <table><tr><td>☐ By Clerk</td><td>☐ By Default</td><td>☒ After Court Trial</td></tr><tr><td>☒ By Court</td><td>☐ On Stipulation</td><td>☐ Defendant Did Not Appear at Trial</td></tr></table>			☐ By Clerk	☐ By Default	☒ After Court Trial	☒ By Court	☐ On Stipulation	☐ Defendant Did Not Appear at Trial
☐ By Clerk	☐ By Default	☒ After Court Trial						
☒ By Court	☐ On Stipulation	☐ Defendant Did Not Appear at Trial						

JUDGMENT

1. ☐ **BY DEFAULT**
- Defendant was properly served with a copy of the summons and complaint.
 - Defendant failed to answer the complaint or appear and defend the action within the time allowed by law.
 - Defendant's default was entered by the clerk upon plaintiff's application
 - ☐ Clerk's Judgment (Code Civ. Proc., § 585(a)) Defendant was sued only on a contract or judgment of a court of this state for the recovery of money
 - ☐ Court Judgment (Code Civ. Proc., § 585(b)). The court considered
 - ☐ plaintiff's testimony and other evidence
 - ☐ plaintiff's written declaration (Code Civ. Proc., § 585(d)).
2. ☐ **ON STIPULATION**
- Plaintiff and defendant agreed (stipulated) that a judgment be entered in this case. The court approved the stipulated judgment and
 - ☐ the signed written stipulation was filed in the case
 - ☐ the stipulation was stated in open court ☐ the stipulation was stated on the record.
3. ☒ **AFTER COURT TRIAL**. The jury was waived. The court considered the evidence.
- The case was tried on (date and time): March 27, 2017 at 9.00 a.m. before (name of judicial officer): The Honorable David Chaffee
 - Appearances by:

☒ Plaintiff (name each) - The Spartan Associates, Inc. (2) ☐ Continued on Attachment 3b	☒ Plaintiff's attorney (name each): J. Scott Russo esq. (2)
☒ Defendant (name each): - Gary Humphreys - Karen Humphreys ☒ Continued on Attachment 3b.	☐ Defendant's attorney (name each): - William Bissell esq. - William Bissell esq.
 - ☐ Defendant did not appear at trial. Defendant was properly served with notice of trial.
 - ☒ A statement of decision (Code Civ. Proc., § 632) ☒ was not ☐ was requested.

PLAINTIFF The Spartan Associates, Inc.	CASE NUMBER 2015-00805807
DEFENDANT Gary Humphreys, Karen Humphreys et al	

JUDGMENT IS ENTERED AS FOLLOWS BY: ☒ THE COURT ☐ THE CLERK

4 ☐ Stipulated Judgment. Judgment is entered according to the stipulation of the parties

5. Parties. Judgment is

a ☐ for plaintiff (name each)

and against defendant (names):

☐ Continued on Attachment 5a.

b. ☒ for defendant (name each).

Gary Humphreys & Karen Humphreys

c ☒ for cross-complainant (name each).

Gary Humphreys & Karen Humphreys

and against cross-defendant (name each):

Adam Bereki

☐ Continued on Attachment 5c.

d ☐ for cross-defendant (name each):

6 Amount.

a. ☐ Defendant named in item 5a above must pay plaintiff on the complaint:

(1) ☐ Damages	\$
(2) ☐ Prejudgment interest at the annual rate of %	\$
(3) ☐ Attorney fees	\$
(4) ☐ Costs	\$
(5) ☐ Other (specify):	\$
(6) TOTAL	\$

c ☒ Cross-defendant named in item 5c above must pay cross-complainant on the cross-complaint:

(1) ☒ Damages	\$ 848,000.00
(2) ☐ Prejudgment interest at the annual rate of %	\$
(3) ☐ Attorney fees	\$
(4) ☒ Costs	\$
(5) ☐ Other (specify):	\$
(6) TOTAL	\$

b. ☒ Plaintiff to receive nothing from defendant named in item 5b.

☒ Defendant named in item 5b to recover costs \$
☐ and attorney fees \$

d ☐ Cross-complainant to receive nothing from cross-defendant named in item 5d.

☐ Cross-defendant named in item 5d to recover costs \$
☐ and attorney fees \$

7 ☒ Other (specify):

Causes of action two through eight of the first amended cross-complaint are dismissed without prejudice subject to a stipulation by the parties and entered on the record.

Date: APR 20 2017

☐

DAVID R. CHAFFEE

Date

☐

Clerk, by

Deputy

(SEAL)

CLERK'S CERTIFICATE (Optional)

I certify that this is a true copy of the original judgment on file in the court

Date:

Clerk, by

Deputy