

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): _____ _____ _____ _____  TELEPHONE NO.: _____ FAX NO.: _____ ATTORNEY FOR (Name): _____ NAME OF COURT: _____ STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	FOR COURT USE ONLY
PLAINTIFF: _____ DEFENDANT: _____	CASE NUMBER: _____
<b>EX PARTE</b> <input type="checkbox"/> <b>RIGHT TO ATTACH ORDER AND ORDER FOR ISSUANCE OF WRIT OF ATTACHMENT (RESIDENT)</b> <input type="checkbox"/> <b>ORDER FOR ISSUANCE OF ADDITIONAL WRIT OF ATTACHMENT (RESIDENT)</b>	CASE NUMBER: _____

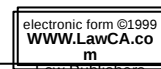
1. The application and supporting declaration or affidavit of plaintiff (name): \_\_\_\_\_  
 for an ex ☐ right to attach order and order for issuance of writ of attachment ☐ order for issuance of an additional writ of attachment ☐ has been considered by the court.

## 2. THE COURT FINDS

### FINDINGS

- a. Defendant (specify name): ☐ partnership ☐ unincorporated association ☐ corporation ☐ natural person ☐ person \_\_\_\_\_ is \_\_\_\_\_
- b. The claim upon which the application is based is one upon which an attachment may be issued under Code of Civil Procedure section 483.01.
- c. Plaintiff has established the probable validity of the claim upon which the attachment is based.
- d. The attachment is not sought for a purpose other than the recovery on the claim upon which the application is based.
- e. The amount to be secured by the attachment is greater than zero.
- f. The affidavit or declaration accompanying the application shows that the property sought to be attached, or the portions thereof to be specified in the writ, are not exempt from attachment.
- g. The portion of the property sought to be attached described in item 3b is not exempt from attachment.
- h. An undertaking in the amount of: \_\_\_\_\_ is required before a writ shall issue, and plaintiff \$ ☐ has not filed an undertaking in that amount.
- i. Great or irreparable injury will result to the plaintiff if issuance of the order is delayed until the matter can be heard on notice, based on the following:
- ( ☐ ) There is a danger that the property sought to be attached would be
- 1 ( ☐ ) concealed ( ☐ ) substantially impaired in value.
- ( ☐ ) **made unavailable to levy by other than concealment or impairment in**
- ( ☐ ) **Defendant has failed to pay the debt underlying the requested attachment and is insolvent as defined in Code of Civil**
- 2 **Procedure section 485.010, subdivision (b)(2), as set forth in the affidavit or declaration filed in support of this**
- ( ☐ ) **application, which specifies the defendant's known undisputed debts and the basis for plaintiff's determination that the**
- defendant's debts are undisputed.**
- ( ☐ ) **A bulk sales notice was recorded and published pursuant to Division 6 of the Commercial Code with respect**
- 3 **to a bulk transfer by the defendant.**
- ( ☐ ) **An escrow has been opened pursuant to the provisions of Business and Professions Code section 24074 with**
- 4 **respect to the sale by the defendant of a liquor license. The liquor license number is:**
- ( ☐ ) **Other circumstances (specify): \_\_\_\_\_**
- 5 \_\_\_\_\_
- j ☒ **A Right to Attach Order was issued on (date): \_\_\_\_\_ pursuant**
- ☐ **Code of Civil Procedure section 484.090 (on notice)** ☐ **Code of Civil Procedure section 485.220 (ex parte)**
- k ☐ **Other (specify): \_\_\_\_\_**

(Continued on reverse)



SHORT TITLE: _____	CASE NUMBER: _____
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ORDER

3. THE COURT

ORDE Plaintiff has a right to attach property of defendant \_\_\_\_\_  
 (name) in the amount of: \_\_\_\_\_  
 \$

b. The clerk shall ☐ a writ of attachment ☐ an additional writ of attachment in the amount stated in item 3a  
 issue ☐ forthwith ☐ upon the filing of an undertaking in the amount of: \_\_\_\_\_  
 ( ☐ for the property covered by a bulk sales notice with respect to a bulk transfer by defendant or the proceeds of the  
 1 sale of such property, described as follows (specify): \_\_\_\_\_  
 )  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

( ☐ for plaintiffs pro rata share of proceeds from an escrow in which defendant's liquor license is sold. The license  
 2 number \_\_\_\_\_  
 ) ☐ (specify):  
 3 ☐ for any property of a defendant who is not a natural person for which a method of levy is provided. for  
 4 ☐ property of a defendant who is a natural person subject to attachment under Code of Civil Procedure section  
 487.010 (specify):  
 )  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
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 \_\_\_\_\_  
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 \_\_\_\_\_  
 \_\_\_\_\_

c ☐ Defendant shall transfer to the levying officer possession of  
 ( ☐ any documentary evidence in defendant's possession of title to any property described in item 3b.  
 1 ☐ any documentary evidence in defendant's possession of debt owed to defendant described in item 3b.  
 2 ☐ the following property in defendant's possession (specify):  
 3 \_\_\_\_\_  
 )  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

NOTICE TO DEFENDANT: FAILURE TO COMPLY WITH THIS ORDER MAY SUBJECT YOU TO ARREST AND PUNISHMENT FOR CONTEMPT OF COURT.

d ☐ Other (specify):  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

e. Total number of boxes checked in item 3- \_\_\_\_\_

Date: \_\_\_\_\_