

UD COMPLAINT

SAMPLE

Use the samples to help
you complete the packet
of blank forms.

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

FOR COURT USE ONLY

YOUR NAME
YOUR ADDRESS

TELEPHONE NO.: YOUR PHONE# FAX NO.:
ATTORNEY FOR (Name): I N P R O P E R

SUPERIOR COURT OF CALIFORNIA, COUNTY OF **Santa Clara**
STREET ADDRESS: CHECK WITH STAFF
MAILING ADDRESS:
CITY AND ZIP CODE:
BRANCH NAME: **Civil Division**

CASE NAME: Your Last Name VS Tenant ' s Last Name

SAMPLE ONLY
Do not write on
this copy!

CIVIL CASE COVER SHEET
 Unlimited (Amount demanded exceeds \$25,000) Limited (Amount demanded is \$25,000 or less)

Complex Case Designation
 Counter Joinder
Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

CASE NUMBER: Leave Blank
JUDGE: Leave Blank
DEPT.: Leave Blank

Items 1-6 below must be completed (see instructions on page 2).

1. Check **one** box below for the case type that best describes this case:

<p>Auto Tort</p> <input type="checkbox"/> Auto (22) <input type="checkbox"/> Uninsured motorist (46) <p>Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort</p> <input type="checkbox"/> Asbestos (04) <input type="checkbox"/> Product liability (24) <input type="checkbox"/> Medical malpractice (45) <input type="checkbox"/> Other PI/PD/WD (23) <p>Non-PI/PD/WD (Other) Tort</p> <input type="checkbox"/> Business tort/unfair business practice (07) <input type="checkbox"/> Civil rights (08) <input type="checkbox"/> Defamation (13) <input type="checkbox"/> Fraud (16) <input type="checkbox"/> Intellectual property (19) <input type="checkbox"/> Professional negligence (25) <input type="checkbox"/> Other non-PI/PD/WD tort (35) <p>Employment</p> <input type="checkbox"/> Wrongful termination (36) <input type="checkbox"/> Other employment (15)	<p>Contract</p> <input type="checkbox"/> Breach of contract/warranty (06) <input type="checkbox"/> Rule 3.740 collections (09) <input type="checkbox"/> Other collections (09) <input type="checkbox"/> Insurance coverage (18) <input type="checkbox"/> Other contract (37) <p>Real Property</p> <input type="checkbox"/> Eminent domain/Inverse condemnation (14) <input type="checkbox"/> Wrongful eviction (33) <input type="checkbox"/> Other real property (26) <p>Unlawful Detainer</p> <input type="checkbox"/> Commercial (31) <input checked="" type="checkbox"/> Residential (32) <input type="checkbox"/> Drugs (38) <p>Judicial Review</p> <input type="checkbox"/> Asset forfeiture (05) <input type="checkbox"/> Petition re: arbitration award (11) <input type="checkbox"/> Writ of mandate (02) <input type="checkbox"/> Other judicial review (39)	<p>Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403)</p> <input type="checkbox"/> Antitrust/Trade regulation (03) <input type="checkbox"/> Construction defect (10) <input type="checkbox"/> Mass tort (40) <input type="checkbox"/> Securities litigation (28) <input type="checkbox"/> Environmental/Toxic tort (30) <input type="checkbox"/> Insurance coverage claims arising from the above listed provisionally complex case types (41) <p>Enforcement of Judgment</p> <input type="checkbox"/> Enforcement of judgment (20) <p>Miscellaneous Civil Complaint</p> <input type="checkbox"/> RICO (27) <input type="checkbox"/> Other complaint (not specified above) (42) <p>Miscellaneous Civil Petition</p> <input type="checkbox"/> Partnership and corporate governance (21) <input type="checkbox"/> Other petition (not specified above) (43)
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2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:
- | | |
|--|--|
| a. <input type="checkbox"/> Large number of separately represented parties | d. <input type="checkbox"/> Large number of witnesses |
| b. <input type="checkbox"/> Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve | e. <input type="checkbox"/> Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court |
| c. <input type="checkbox"/> Substantial amount of documentary evidence | f. <input type="checkbox"/> Substantial postjudgment judicial supervision |
3. Remedies sought (check all that apply): a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive
4. Number of causes of action (specify): **ONE**
5. This case is is not a class action suit. **CHECK WHICH BOX(ES) APPLY**
6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: Today' s Date

Print Your Name _____
(TYPE OR PRINT NAME)

Sign Your Name _____
(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you **must** complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check **one** box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES

Auto Tort

Auto (22)-Personal Injury/Property Damage/Wrongful Death
Uninsured Motorist (46) (*if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto*)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort

Asbestos (04)
Asbestos Property Damage
Asbestos Personal Injury/Wrongful Death
Product Liability (*not asbestos or toxic/environmental*) (24)
Medical Malpractice (45)
Medical Malpractice-Physicians & Surgeons
Other Professional Health Care Malpractice
Other PI/PD/WD (23)
Premises Liability (e.g., slip and fall)
Intentional Bodily Injury/PD/WD (e.g., assault, vandalism)
Intentional Infliction of Emotional Distress
Negligent Infliction of Emotional Distress
Other PI/PD/WD

Non-PI/PD/WD (Other) Tort

Business Tort/Unfair Business Practice (07)
Civil Rights (e.g., discrimination, false arrest) (*not civil harassment*) (08)
Defamation (e.g., slander, libel) (13)
Fraud (16)
Intellectual Property (19)
Professional Negligence (25)
Legal Malpractice
Other Professional Malpractice (*not medical or legal*)
Other Non-PI/PD/WD Tort (35)

Employment

Wrongful Termination (36)
Other Employment (15)

Contract

Breach of Contract/Warranty (06)
Breach of Rental/Lease Contract (*not unlawful detainer or wrongful eviction*)
Contract/Warranty Breach-Seller Plaintiff (*not fraud or negligence*)
Negligent Breach of Contract/Warranty
Other Breach of Contract/Warranty
Collections (e.g., money owed, open book accounts) (09)
Collection Case-Seller Plaintiff
Other Promissory Note/Collections Case
Insurance Coverage (*not provisionally complex*) (18)
Auto Subrogation
Other Coverage
Other Contract (37)
Contractual Fraud
Other Contract Dispute

Real Property

Eminent Domain/Inverse Condemnation (14)
Wrongful Eviction (33)
Other Real Property (e.g., quiet title) (26)
Writ of Possession of Real Property
Mortgage Foreclosure
Quiet Title
Other Real Property (*not eminent domain, landlord/tenant, or foreclosure*)

Unlawful Detainer

Commercial (31)
Residential (32)
Drugs (38) (*if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential*)

Judicial Review

Asset Forfeiture (05)
Petition Re: Arbitration Award (11)
Writ of Mandate (02)
Writ-Administrative Mandamus
Writ-Mandamus on Limited Court Case Matter
Writ-Other Limited Court Case Review
Other Judicial Review (39)
Review of Health Officer Order
Notice of Appeal-Labor
Commissioner Appeals

Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400-3.403)

Antitrust/Trade Regulation (03)
Construction Defect (10)
Claims Involving Mass Tort (40)
Securities Litigation (28)
Environmental/Toxic Tort (30)
Insurance Coverage Claims (*arising from provisionally complex case type listed above*) (41)

Enforcement of Judgment

Enforcement of Judgment (20)
Abstract of Judgment (Out of County)
Confession of Judgment (*non-domestic relations*)
Sister State Judgment
Administrative Agency Award (*not unpaid taxes*)
Petition/Certification of Entry of Judgment on Unpaid Taxes
Other Enforcement of Judgment Case

Miscellaneous Civil Complaint

RICO (27)
Other Complaint (*not specified above*) (42)
Declaratory Relief Only
Injunctive Relief Only (*non-harassment*)
Mechanics Lien
Other Commercial Complaint Case (*non-tort/non-complex*)
Other Civil Complaint (*non-tort/non-complex*)

Miscellaneous Civil Petition

Partnership and Corporate Governance (21)
Other Petition (*not specified above*) (43)
Civil Harassment
Workplace Violence
Elder/Dependent Adult Abuse
Election Contest
Petition for Name Change
Petition for Relief from Late Claim
Other Civil Petition

PLAINTIFF <i>(Name)</i> : YOUR NAME	CASE NUMBER:
DEFENDANT <i>(Name)</i> : TENANT' S NAME(S	LEAVE BLANK

6. **Unlawful detainer assistant** *(complete if plaintiff has received any help or advice for pay from an unlawful detainer assistant)*:
- a. Assistant's name:
 - b. Telephone no.:
 - c. Street address, city, and zip:

 - d. County of registration:
 - e. Registration no.:
 - f. Registration expires on *(date)*:

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

FOR COURT USE ONLY

YOUR NAME
YOUR ADDRESS

TELEPHONE NO.: YOUR PHONE#

FAX NO. (Optional):

E-MAIL ADDRESS (Optional):

ATTORNEY FOR (Name): I N P R O P E R

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Santa Clara

STREET ADDRESS: CHECK WITH STAFF

MAILING ADDRESS:

CITY AND ZIP CODE:

BRANCH NAME: Civil Division

PLAINTIFF: Your Name

DEFENDANT: Tenant ' s Name(s)

 DOES 1 TO _____

COMPLAINT - UNLAWFUL DETAINER*

 COMPLAINT AMENDED COMPLAINT (Amendment Number) : _____

CASE NUMBER:

Leave Blank

Jurisdiction (check all that apply) :

 ACTION IS A LIMITED CIVIL CASEAmount demanded does not exceed \$10,000 exceeds \$10,000 but does not exceed \$25,000ARE YOU ASKING FOR
MORE OR LESS THAN \$10,000 ACTION IS AN UNLIMITED CIVIL CASE (amount demanded exceeds \$25,000) ACTION IS RECLASSIFIED by this amended complaint or cross-complaint (check all that apply) : from unlawful detainer to general unlimited civil (possession not in issue) from limited to unlimited from unlawful detainer to general limited civil (possession not in issue) from unlimited to limited

1. PLAINTIFF (name each) : Your Name

alleges causes of action against DEFENDANT (name each) :
Tenant ' s Name(s)

2. a. Plaintiff is
- (1) an individual over the age of 18 years. (4) a partnership.
- (2) a public agency. (5) a corporation.
- (3) other (specify) :

b. Plaintiff has complied with the fictitious business name laws and is doing business under the fictitious name of (specify) :3. Defendant named above is in possession of the premises located at (street address, apt. no., city, zip code, and county) :
ADDRESS OF RENTAL PROPERTY4. Plaintiff's interest in the premises is as owner other (specify) ← Are you the owner or manager

5. The true names and capacities of defendants sued as Does are unknown to plaintiff. of the property?

6. a. On or about (date) Date Tenant (s) signed lease defendant (name each) : List Tenant (s) Name(s) you contracted with

Check the boxes to describe the rental agreement (# 6a. and 6b.)

(1) plaintiff.(3) plaintiff's predecessor in interest.(2) plaintiff's agent.(4) other (specify) :

*NOTE: Do not use this form for evictions after sale (Code Civ. Proc., § 1161a).

Page 1 of 3

If there was a written rental agreement attach a copy of it to this complaint

PLAINTIFF (Name) : Your Name DEFENDANT (Name) : Tenant ' s Name(s)	CASE NUMBER: Leave Blank
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6. c. The defendants not named in item 6a are
- (1) subtenants.
 - (2) assignees.
 - (3) other (specify) :
- d. The agreement was later changed as follows ()
- e. A copy of the written agreement, including any addenda or attachments that form the basis of this complaint, is attached and labeled
- f. (For residential property) A copy of the written agreement is **not** attached because (specify reason) :
- (1) the written agreement
 - (2) this action is solely for nonpayment of rent (Code Civ. Proc., § 1101(2)).

Are there any other people living in the rental unit that are not on the rental agreement? Who are they?

If there was a change to the lease, check the box and describe the change (EX. Rent went up or down)

If you have a copy of the rental agreement mark this box and attach a copy and label it "Exhibit 1"

If you don't have a copy of the rental agreement, why? Mark box "f" and check "(1)" or "(2)"

7. a. Defendant (name each) : **Tenant ' s Name(s)**

Tenant (s) name(s) you gave notice to. Describe how you gave notice to the tenant (s). Check the box that applies below

was served the following notice on the same date and in the same manner:

- (1) 3-day notice to pay rent or quit
- (4) 3-day notice to perform covenants or quit
- (2) 30-day notice to quit
- (5) 3-day notice to quit
- (3) 60-day notice to quit
- (6) Other (specify) :

- b. (1) On (date) : **DATE NOTICE ENDED** the period stated in the notice expired at the end of the day.
 (2) Defendants failed to comply with the requirements of the notice by that date.

c. All facts stated in the notice are true

d. Mark "e" if it applies to you.

e. A copy of the notice is attached and labeled Exhibit 2. (Required for residential property. See Code Civ. Proc., § 1166.)

Attach a copy of the notice

f. One or more defendants were served (1) with a different notice, (2) on a different date, or (3) in a different manner, as stated in Attachment 8c. (Check item 8c and attach a statement providing the information required by items 7a-e and 8 for each defendant.)

8. a. The notice in item 7a was served on the defendant named in item 7a as follows:

- (1) by personally handing a copy to defendant on (date) :
- (2) by leaving a copy with (name or description) :
 a person of suitable age and discretion, on (date) :
 residence business AND mailing a copy to defendant at defendant's place of residence on (date) :
 because defendant cannot be found at defendant's residence or usual place of business.
- (3) by posting a copy on the premises on (date) : AND giving a copy to a person found residing at the premises AND mailing a copy to defendant at the premises on (date) :
 (a) because defendant's residence and usual place of business cannot be ascertained OR
 (b) because no person of suitable age or discretion can be found there.
- (4) (Not for 3-day notice; see Civil Code, § 1946 before using) by sending a copy by certified or registered mail addressed to defendant on (date) :
- (5) (Not for residential tenancies; see Civil Code, § 1953 before using) in the manner specified in a written commercial lease between the parties.

DESCRIBE HOW THE NOTICE WAS GIVEN TO THE TENANT.

CHECK HERE AND FILL OUT IF THIS APPLIES TO YOU

- b. was served on behalf of all defendants who signed a joint written rental agreement.
 c. Information about service of notice on the defendants alleged in item 7f is stated in Attachment 8c.
 d. Proof of service of the notice in item 7a is attached and labeled Exhibit 3.

ATTACH PROOF OF SERVICE OF THE NOTICE

PLAINTIFF (Name) : Your Name DEFENDANT (Name) : Tenant's Name(s)	CASE NUMBER: Leave Blank
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9. Plaintiff demands possession from each defendant because of expiration of a fixed-term lease.
10. At the time the 3-day notice to pay rent or quit was served, the amount of **rent due** was \$
11. The fair rental value of the premises is \$ MONTHLY RENT DIVIDED BY 30 per day. FILL IN IF YOU GAVE A 3-DAY NOTICE
12. Defendant's continued possession is malicious, and plaintiff is entitled to statutory damages under Code of Civil Procedure section 1174(b). (State specific facts supporting a claim up to \$600 in Attachment 12.)
13. A written agreement between the parties provides for attorney fees.
14. Defendant's tenancy is subject to the local rent control or eviction control ordinance of (city or county, title of ordinance, and date of passage) :

Plaintiff has met all applicable requirements of the ordinances.

15. Other allegations are stated in Attachment 15.
16. Plaintiff accepts the jurisdictional limit, if any, of the court.

17. PLAINTIFF REQUESTS

- | | |
|---|--|
| a. possession of the premises.
b. costs incurred in this proceeding.
c. <input checked="" type="checkbox"/> past-due rent of \$ AMOUNT ON 3-DAY NOTICE
d. <input type="checkbox"/> reasonable attorney fees.
e. <input checked="" type="checkbox"/> forfeiture of the agreement. | f. <input checked="" type="checkbox"/> damages at the rate stated in item 11 from (date) : FILL IN for each day that defendants remain in possession through entry of judgment.
g. <input type="checkbox"/> statutory damages up to \$600 for the conduct alleged in item 12.
h. <input type="checkbox"/> other (specify) : |
|---|--|

DATE AFTER RENT 3-DAY NOTICE COVERS

18. Number of pages attached (specify) : FILL IN

UNLAWFUL DETAINER ASSISTANT (Bus. & Prof. Code, §§ 6400-6415)

19. (Complete in all cases.) An unlawful detainer assistant did not did for compensation give advice or assistance with this form. (If plaintiff has received any help or advice for pay from an unlawful detainer assistant, state:)
- | | |
|--|---|
| a. Assistant's name:
b. Street address, city, and zip code: | c. Telephone No.:
d. County of registration:
e. Registration No.:
f. Expires on (date) : |
|--|---|

Date: **TODAY'S DATE**

PRINT YOUR NAME HERE <small>(TYPE OR PRINT NAME)</small>	▶	SIGN YOUR NAME HERE <small>(SIGNATURE OF PLAINTIFF OR ATTORNEY)</small>
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VERIFICATION

(Use a different verification form if the verification is by an attorney or for a corporation or partnership.)

I am the plaintiff in this proceeding and have read this complaint. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **TODAY'S DATE**

PRINT YOUR NAME HERE <small>(TYPE OR PRINT NAME)</small>	▶	SIGN YOUR NAME HERE <small>(SIGNATURE OF PLAINTIFF)</small>
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ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) : YOUR NAME YOUR ADDRESS TELEPHONE NO.: YOUR PHONE# FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): I N P R O P E R	FOR COURT USE ONLY SAMPLE ONLY Do not write on this copy!
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Santa Clara STREET ADDRESS: CHECK WITH STAFF MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME: Civil Division	
PLAINTIFF/PETITIONER: Your Name DEFENDANT/RESPONDENT: Tenant's Name(s)	CASE NUMBER: Leave Blank
PROOF OF SERVICE OF SUMMONS	Ref. No. or File No.:

(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) :
3. a. Party served (specify name of party as shown on documents served) :
TENANT'S NAME
(YOU MUST DO A PROOF OF SERVICE FOR EACH TENANT.)
- 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):

4. Address where the party was served: **SERVER FILLS IN ADDRESS WHERE TENANT WAS HANDED THE FORMS**

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) : DATE SERVER SERVED (2) at (time) : TIME SERVER SERVED
 - b. **by substituted service.** On (date) : _____ at (time) : _____ I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3) :

- (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.



PLAINTIFF/PETITIONER: **Your Name**

CASE NUMBER:

Leave Blank

DEFENDANT/RESPONDENT: **Tenant's Name(s)**

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) 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 (*specify*) :

under the following Code of Civil Procedure section:

- | | |
|---|---|
| <input type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.60 (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: **NAME OF PERSON WHO GAVE THE PAPERS TO THE TENANT (NOT YOU!)**
- b. Address: **ADDRESS OF PERSON WHO GAVE THE PAPERS TO THE TENANT (NOT YOU!)**
- c. Telephone number: **PHONE NUMBER OF THE SERVER.**
- d. **The fee** for service was: \$
- 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.:
- (iii) County:

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: **DATE SIGNED**

PRINT NAME OF PERSON WHO SERVED

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

SIGNATURE OF PERSON WHO SERVED

(SIGNATURE)