ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER:	*FOR COURT USE ONLY*
NAME:		
FIRM NAME:		
STREET ADDRESS:		
CITY:	STATE: ZIP CODE:	
TELEPHONE NO.:	FAX NO.:	
E-MAIL ADDRESS:		
ATTORNEY FOR (*name*):		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF		
STREET ADDRESS:		
MAILING ADDRESS:		
CITY AND ZIP CODE:		
BRANCH NAME:		
PLAINTIFF:		
DEFENDANT:		
DECLARATION FOR EX PARTE WRIT OF POSSESSION		CASE NUMBER:

1. ☐ A showing that the defendant* gained possession of the property described in the application, which was not entrusted to the defendant, by feloniously taking such property from the plaintiff* by means other than by false or fraudulent representation, pretense, or embezzlement is made in the ☐ verified complaint. ☐ attached declaration. ☐ as follows:

2. ☐ A showing that the property described in the application is a credit card is made in the ☐ verified complaint. ☐ attached declaration. ☐ as follows:

3. ☐ A showing that the defendant acquired possession of the property described in the application in the ordinary course of trade or business for commercial purposes, and (a) the property is not necessary for the support of the defendant or the defendant's family; (b) there is an immediate danger that the property will become unavailable to levy by reason of being transferred, concealed or removed from the state, or will become substantially impaired in value by acts of destruction, or by failure to take care of the property in a reasonable manner; and (c) the ex parte issuance of a writ of possession is necessary to protect the property is made in the ☐ verified complaint. ☐ attached declaration. ☐ as follows:

4. The plaintiff ☐ has ☐ has not filed an undertaking under Code of Civil Procedure section 515.010.

5. Number of pages attached:

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

Date: _____

_____
(TYPE OR PRINT PLAINTIFF'S NAME)

▶ _____
(PLAINTIFF'S SIGNATURE)

* "Plaintiff" includes cross-complainant, and "defendant" includes cross-defendant.

Form Adopted for Mandatory Use
Judicial Council of California
CD-180 [Rev. January 1, 2006]

DECLARATION FOR EX PARTE WRIT OF POSSESSION
(Claim and Delivery)

Code Civ. Proc., §§ 512.010; 512.020
www.courtinfo.ca.gov

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