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ATTORNEY FOR (Name): Plaintiffs/Judgment Creditors

NAME OF COURT: MARIN SUPERIOR COURT

STREET ADDRESS: 3501 Civic Center Drive

MAILING ADDRESS:

CITY AND ZIP CODE: San Rafael, CA 94903

BRANCH NAME:

PLAINTIFF: CHURCH OF SCIENTOLOGY

INTERNATIONAL

DEFENDANT: GERALD ARMSTRONG, ET AL.

CASE NUMBER:

157680

## NOTICE OF APPLICATION AND HEARING FOR

- RIGHT TO ATTACH ORDER  
 ORDER FOR ISSUANCE OF  
 WRIT OF ATTACHMENT  
 ADDITIONAL WRITS OF ATTACHMENT

1. Notice to defendant (name): Michael Walton

2. Plaintiff has filed an application for

- a.  a right to attach order and writ of attachment. (Check items 4a, 4b, and 4d(1).)  
b.  a writ of attachment. (Check item 4d(2).)  
c.  an additional writ of attachment. (Check item 4d(2).)

3. A hearing on plaintiff's application will be held in this court as follows:

date: June 6, 1997

time: 9:00

 dept. 1 div. rm.

4. You are notified that

- a.  A right to attach order will be issued if the court finds that plaintiff's claim is probably valid and the other requirements for issuing the order are established. This hearing is not for the purpose of determining whether the claim is actually valid. Determination of the actual validity of the claim will be made in subsequent proceedings in the action and will not be affected by the decision at the hearing on the application for the order.
- b.  If you desire to oppose the issuance of a right to attach order or object to the amount to be secured by the attachment as provided in CCP 484.016, you must file with this court and serve on plaintiff (no later than five days prior to the date set for hearing in item 3) a notice of opposition and supporting affidavit as required by CCP 484.060.
- c. If a right to attach order is or has been issued, a writ of attachment will be issued to attach your property described in plaintiff's application unless the court determines that the property is exempt from attachment or that its value clearly exceeds the amount necessary to satisfy the amount to be secured by the attachment. However, since the right to attach order will not necessarily be limited to your property described in plaintiff's application, a writ of attachment may later be issued to attach other nonexempt property of yours.
- d. If you claim that all or some portion of the property described in plaintiff's application is exempt from attachment, you must no later than five days prior to this hearing
- (1)  include your claim of exemption in your notice of opposition filed and served pursuant to CCP 484.060 or file and serve a separate claim of exemption with respect to the property as provided in CCP 484.070.
- (2)  file with the court and serve on plaintiff a claim of exemption with respect to the property as provided in CCP 484.350.

If you fail to make a claim about personal property, or make a claim about real or personal property, but fail to prove that the property is exempt, any further claim of exemption to the property will be barred unless you show a change in circumstances occurring after expiration of the time for claiming exemptions.

(Continued on reverse)

4. e. Claims of exemption resulting from a change of circumstances, whether after denial of a previous claim or expiration of the time for claiming exemptions, may be asserted as provided in CCP 482.100.
- f. You may obtain a determination at the hearing whether property not described in the application is exempt from attachment. Your failure to claim that property not described in the application is exempt from attachment will not preclude you from making a claim of exemption with respect to the property at a later time.
- g. You may also obtain a determination at the hearing whether the amount sought to be secured by the attachment shall be reduced by
- (1) the amount of any money judgment in your favor and against plaintiff that remains unsatisfied and enforceable,
  - (2) the amount of any indebtedness of the plaintiff that you have claimed in a cross-complaint filed in the action if your claim is one upon which an attachment could be issued, or
  - (3) the amount of any claim asserted by you as a defense in the answer pursuant to CCP 431.70 if the claim is one upon which an attachment could be issued had an action been brought on the claim when it was not barred by the statute of limitations.
- h. Either you or your attorney or both of you may be present at the hearing.
- i. YOU MAY SEEK THE ADVICE OF AN ATTORNEY AS TO ANY MATTER CONNECTED WITH PLAINTIFF'S APPLICATION. THE ATTORNEY SHOULD BE CONSULTED PROMPTLY SO THAT THE ATTORNEY MAY ASSIST YOU BEFORE THE TIME SET FOR HEARING.

Date: May 13, 1997

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(SIGNATURE OF PLAINTIFF OR ATTORNEY)