

**FILED**  
San Francisco County Superior Court

NOV 26 2007

GORDON PARK-LI, Clerk

By:  Deputy Clerk

Shawn Bankson, Bar #223638  
KIMBALL, TIREY & ST. JOHN  
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Pleasanton, CA 94588-8525  
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Attorney for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SAN FRANCISCO, SAN FRANCISCO JUDICIAL DISTRICT

HAYES VALLEY LIMITED PARTNERSHIP) Case No.: CUD-06-617995

Plaintiff,

DECLARATION OF NON-COMPLIANCE;  
JUDGMENT THEREON; AND ORDER

vs.

SHARON BRIDGEWATER  
Defendant

DOES 1 TO 10 INCLUSIVE

The undersigned declares as follows:

1. I am the Attorney for Plaintiff in the above-entitled action.
2. A Stipulation for Entry of Judgment was entered by the Plaintiff's counsel KIMBALL, TIREY & ST. JOHN and Defendant SHARON BRIDGEWATER. Said Stipulation stated Defendant was to remain in the premises located at 427 Page Street, San Francisco, California 94102 provided she complied with all of the terms in the Stipulation.
3. Plaintiff was awarded \$1,499.00. as principal, \$595.00 as attorney's fees and \$580.00 as court costs for a total of \$2,674.00. Defendant agreed to pay Plaintiff as follows:
  - a) \$836.00 upon signing the Stipulation.
  - b) \$100.00 on or before the 5<sup>th</sup> of each month, beginning on June 5, 2006, and was to continue each month until the balance was paid in full. The

1 final payment would have been for \$38.00 due on or before November 5,  
2 2007.

3 Any payment received in any given month would first be applied to the rent due  
4 for that current month and then would have been applied towards the stipulated  
5 payment.

- 6 4. In the event the Defendant failed to make any Stipulation payment, Plaintiff would  
7 submit a declaration of non-compliance with the court and request entry of judgment  
8 for possession of the premises and a writ for possession would issue immediately.
- 9 5. Defendant waived any and all rights to a noticed motion and/or right to a hearing on  
10 the entry of judgment pursuant to the Stipulation.
- 11 6. Defendant agreed to leave the premises in good repair and clean condition according  
12 to California law.
- 13 7. No further stays would be requested or granted.
- 14 8. If the Defendant complied with the terms of the Stipulation, Plaintiff would have  
15 dismissed this matter with prejudice.
- 16 9. Plaintiff acknowledges that the Defendant paid a total of \$2,036.00 towards the  
17 Stipulation.
- 18 10. I have been informed by my client that the Defendant failed to comply with said  
19 Stipulation as follows: Defendant failed to pay \$100.00 on or before June 5, 2007 and  
20 no further payments have been made.
- 21 11. THEREFORE, Plaintiff requests judgment be entered pursuant to the Stipulation.  
22 Plaintiff requests to have Judgment entered for \$2,674.00 minus payments of  
23 \$2,036.00 for a total judgment in the amount of \$638.00 and possession of the  
24 property located at 427 Page Street, San Francisco, California 94102 and a writ of  
25 possession to be issued immediately.

1 I declare under penalty of perjury under the laws of the State of California that the  
2 foregoing is true and correct dated this 20th day of November, 2007.

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4 KIMBALL, TIREY & ST. JOHN  
Attorney for Plaintiff  
By: Shawn Bankson  
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