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ALAMEDA COUNTY

2013 JUN -4 AM 11:31

CLERK OF THE SUPERIOR COURT  
BY [Signature] DEPUTY

1 DAVID A. ROSENFELD, Bar No. 058163  
CAREN P. SENCER, Bar No. 233488  
2 LISL R. DUNCAN, Bar No. 261875  
WEINBERG, ROGER & ROSENFELD  
3 A Professional Corporation  
1001 Marina Village Parkway, Suite 200  
4 Alameda, California 94501  
Telephone (510) 337-1001  
5 Fax (510) 337-1023

6 Attorneys for Plaintiffs  
LAVON GODFREY and GARY GILBERT

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 IN AND FOR THE COUNTY OF ALAMEDA

11 LAVON GODFREY and GARY GILBERT,  
on behalf of themselves and all others  
12 similarly situated,

13 Plaintiffs,

14 v.

15 OAKLAND PORT SERVICES CORP. d/b/a  
AB Trucking, and DOES 1 through 20,  
16 inclusive,

17 Defendants.

Case No. RG08379099

**NOTICE OF ENTRY  
OF JUDGMENT**

19 **TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

20 NOTICE IS HEREBY GIVEN that on May 21, 2013, a Judgment after Trial was entered  
21 by the Honorable Robert B. Freedman in the above-captioned matter. A copy of said Judgment is  
22 attached hereto as Exhibit A.

23 Dated this 4 day of June, 2013.

Respectfully submitted

WEINBERG, ROGER & ROSENFELD  
A Professional Corporation

By: [Signature]  
LISL R. DUNCAN

28 118212/719400

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WEINBERG, ROGER &  
ROSENFELD  
A Professional Corporation  
1001 Marina Village Parkway  
Suite 200  
Alameda, CA 94501-1091  
510.337.1001



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): David Rosenfeld, SBN 058163; Caren Sencer, SBN 233488; Lisl Duncan <b>WEINBERG, ROGER &amp; ROSENFELD</b> SBN 261875 1001 Marina Village Parkwy, Suite 200, Alameda, CA 94501-1091 TELEPHONE NO.: (510) 337-1001 FAX NO. (Optional): (510) 337-1023 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Plaintiffs		FOR COURT USE ONLY  <b>FILED</b> <b>ALAMEDA COUNTY</b>  MAY 21 2013 CLERK OF THE SUPERIOR COURT By <i>[Signature]</i> Deputy <b>SIANTE DEWBERRY</b>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ALAMEDA STREET ADDRESS: 1221 Oak Street MAILING ADDRESS: CITY AND ZIP CODE: Oakland, CA 94612 BRANCH NAME:		
PLAINTIFF: Lavon Godfrey and Gary Gilbert, et al.  DEFENDANT: Oakland Port Services, et al.		CASE NUMBER: RG08379099
<b>JUDGMENT</b> <input type="checkbox"/> By Clerk <input type="checkbox"/> By Default <input type="checkbox"/> After Court Trial <input checked="" type="checkbox"/> By Court <input type="checkbox"/> On Stipulation <input type="checkbox"/> Defendant Did Not Appear at Trial		

JUDGMENT

1.  **BY DEFAULT**
  - a. Defendant was properly served with a copy of the summons and complaint.
  - b. Defendant failed to answer the complaint or appear and defend the action within the time allowed by law.
  - c. Defendant's default was entered by the clerk upon plaintiff's application.
  - d.  **Clerk's Judgment** (Code Civ. Proc., § 585(a)). Defendant was sued only on a contract or judgment of a court of this state for the recovery of money.
  - e.  **Court Judgment** (Code Civ. Proc., § 585(b)). The court considered
    - (1)  plaintiff's testimony and other evidence.
    - (2)  plaintiff's written declaration (Code Civ. Proc., § 585(d)).
2.  **ON STIPULATION**
  - a. Plaintiff and defendant agreed (stipulated) that a judgment be entered in this case. The court approved the stipulated judgment and
  - b.  the signed written stipulation was filed in the case.
  - c.  the stipulation was stated in open court     the stipulation was stated on the record.
3.  **AFTER COURT TRIAL.** The jury was waived. The court considered the evidence.
  - a. The case was tried on (date and time): February 14-22, 2012, and March 12, 2012 before (name of judicial officer): Robert Freedman
  - b. Appearances by:
 

<input checked="" type="checkbox"/> Plaintiff (name each): (1) Lavon Godfrey (2) Gary Gilbert <input checked="" type="checkbox"/> Continued on Attachment 3b. on behalf of themselves and others. <input checked="" type="checkbox"/> Defendant (name each): (1) Oakland Port Services Corp. (2) <input type="checkbox"/> Continued on Attachment 3b.	<input checked="" type="checkbox"/> Plaintiff's attorney (name each): (1) David A. Rosenfeld (2) Caren Sencer; (3) Lisl Duncan  <input checked="" type="checkbox"/> Defendant's attorney (name each): (1) Guy Bryant (2)
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  - c.  Defendant did not appear at trial. Defendant was properly served with notice of trial.
  - d.  A statement of decision (Code Civ. Proc., § 632)  was not  was requested.

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ALABAMA COUNTY

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Clerk of the Superior Court

CHAS.

COBBA

PLAINTIFF: Lavon Godfrey and Gary Gilbert, et al.	CASE NUMBER: RG08379099
DEFENDANT: Oakland Port Services, et al.	

JUDGMENT IS ENTERED AS FOLLOWS BY:  THE COURT  THE CLERK

4.  Stipulated Judgment. Judgment is entered according to the stipulation of the parties.

5. Parties. Judgment is

a.  for plaintiff (name each):  
Lavon Godfrey, Gary Gilbert, and the class  
and against defendant (names):  
Oakland Port Services Corp.

Continued on Attachment 5a.

b.  for defendant (name each):

c.  for cross-complainant (name each):

and against cross-defendant (name each):

Continued on Attachment 5c.

d.  for cross-defendant (name each):

6. Amount.

a.  Defendant named in item 5a above must pay plaintiff on the complaint:

(1) <input checked="" type="checkbox"/> Damages	\$ 724,903.80
(2) <input checked="" type="checkbox"/> Prejudgment interest at the annual rate of %	\$ 239,653.28
(3) <input type="checkbox"/> Attorney fees	\$
(4) <input type="checkbox"/> Costs	\$
(5) <input type="checkbox"/> Other (specify):	\$
(6) TOTAL	\$ 964,557.08

c.  Cross-defendant named in item 5c above must pay cross-complainant on the cross-complaint:

(1) <input type="checkbox"/> Damages	\$
(2) <input type="checkbox"/> Prejudgment interest at the annual rate of %	\$
(3) <input type="checkbox"/> Attorney fees	\$
(4) <input type="checkbox"/> Costs	\$
(5) <input type="checkbox"/> Other (specify):	\$
(6) TOTAL	\$

b.  Plaintiff to receive nothing from defendant named in item 5b.  
 Defendant named in item 5b to recover costs \$  
 and attorney fees \$

d.  Cross-complainant to receive nothing from cross-defendant named in item 5d.  
 Cross-defendant named in item 5d to recover costs \$  
 and attorney fees \$

7.  Other (specify): **EXECUTION STAYED THROUGH JUNE 7, 2013**  
Defendant to pay employer portion of payroll taxes on wages; defendant to pay costs of claims administration and to provide social security numbers to claims administrator.

Date: **MAY 21, 2013**

  
JUDICIAL OFFICER  
Robert B. Freedman

Date:  Clerk, by \_\_\_\_\_, Deputy

(SEAL)

CLERK'S CERTIFICATE (Optional)

I certify that this is a true copy of the original judgment on file in the court.

Date:

Clerk, by \_\_\_\_\_, Deputy

1 **PROOF OF SERVICE**

2 I am a citizen of the United States and resident of the State of California. I am employed in  
3 the County of Los Angeles, State of California, in the office of a member of the bar of this Court,  
4 at whose direction the service was made. I am over the age of eighteen years and not a party to the  
5 within action.

6 On June 4, 2013, I served the following documents in the manner described below:

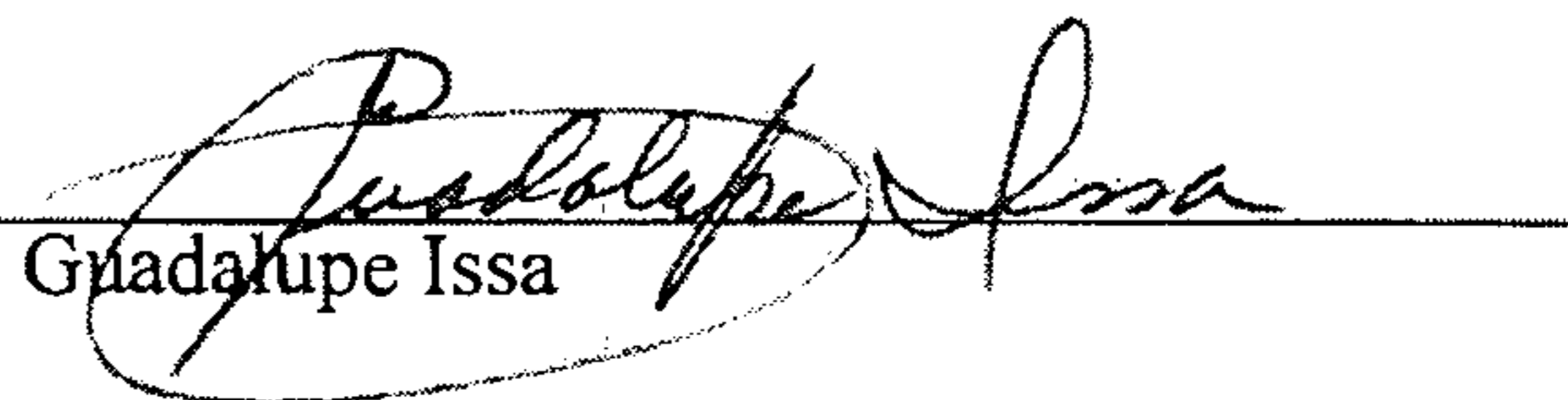
7 **NOTICE OF ENTRY OF JUDGMENT**

- 8  (BY U.S. MAIL) I am personally and readily familiar with the business practice of  
9 Weinberg, Roger & Rosenfeld for collection and processing of correspondence for  
10 mailing with the United States Parcel Service, and I caused such envelope(s) with  
11 postage thereon fully prepaid to be placed in the United States Postal Service at  
12 Los Angeles, California.
- 13  (BY OVERNIGHT MAIL) I am personally and readily familiar with the business  
14 practice of Weinberg, Roger & Rosenfeld for collection and processing of  
15 correspondence for overnight delivery, and I caused such document(s) described herein  
16 to be deposited for delivery to a facility regularly maintained by United Parcel Service  
17 for overnight delivery.
- 18  (BY FACSIMILE) I am personally and readily familiar with the business practice of  
19 Weinberg, Roger & Rosenfeld for collection and processing of document(s) to be  
20 transmitted by facsimile and I caused such document(s) on this date to be transmitted by  
21 facsimile to the offices of addressee(s) at the numbers listed below.
- 22  BY ELECTRONIC SERVICE: By electronically mailing a true and correct copy  
23 through Weinberg, Roger & Rosenfeld's electronic mail system on \_\_\_\_\_ from  
24 \_\_\_\_\_@unioncounsel.net to the email addresses set forth below.

25 On the following part(ies) in this action:

26 Guy A. Bryant, Esq.  
27 Bryant & Brown  
28 476 3<sup>rd</sup> Street  
Oakland, CA 94607  
(510) 836-7564 (fax  
[guybryant@bryantbrownlaw.com](mailto:guybryant@bryantbrownlaw.com)

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on June 4, 2013, at Los Angeles, California.

  
Guadalupe Issa