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Appearing In Pro Per

STEVEN T. KIRSCH
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SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SANTA CLARA

Steven T. Kirsch, an individual,	Case No: 2-04-SC-001196
Plaintiff,	**DECLARATION SUPPORTING MOTION APPOINTING RECEIVER**
v.	
Charles Cunningham et al.	
Defendants	Date: September 29, 2005
	Time: 1pm
	Dept: 86

I, Steven T. Kirsch, based on my personal knowledge, declare the following facts, to be true:

1. Judgment debtors Katrina Hartwell (Hartwell), First Chartered Investments, Inc. (FCI), & Chartered Financial & Investment Corporation (Chartered) have failed to satisfy 16 judgments wherein I am judgment creditor and, additionally, failed to satisfy 3 judgments wherein Jimmy A. Sutton is judgment creditor and 1 judgment wherein Propel Software Corporation is the judgment creditor (as required by CCP § 116.620(a))

2. Bank levies have been successful in collecting only a small fraction of the total judgment debt.

3. Hartwell has failed to comply with a wage garnishment order issued by the Court.

- 1 -
DECLARATION SUPPORTING MOTION APPOINTING RECEIVER

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1   4.   Hartwell has failed to file the Judgment Debtor's Statement of Assets, as required by CCP

2 § 116.830(b), despite multiple notices from both the court and judgment creditors of the

3 requirement to complete SC-133 and return same to judgment creditors.

4   5.   Hartwell has failed to comply with an assignment order issued by the Court.

5   6.   The San Mateo County Sheriff's office has indicated that till taps and other typical

6 collection techniques have been unsuccessful in the past with these Defendants.

7   7.   Hartwell has attempted to disqualify every judge in Santa Clara County.

8   I declare under penalty of perjury under the laws of the State of California that the

9 foregoing is true and correct.

10   Executed at Los Altos Hills, Santa Clara County, California.

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13   _____   _____

           Date   Steven T. Kirsch

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DECLARATION SUPPORTING MOTION APPOINTING RECEIVER