

ATTORNEY OR PARTY WITHOUT ATTORNEY <i>(Name, State Bar Number and Address):</i>  TELEPHONE NO: _____ FAX NO. <i>(Optional):</i> _____ E-MAIL ADDRESS <i>(Optional):</i> _____ ATTORNEY FOR <i>(Name):</i> _____	
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN JOAQUIN</b> STREET ADDRESS: 315 W. ELM STREET MAILING ADDRESS: 315 W. ELM STREET CITY AND ZIP CODE: LODI, CA 95240 BRANCH OF NAME: LODI	
PLAINTIFF/PETITIONER:  DEFENDANT/RESPONDENT:	
<b>DECLARATION RE: NOTICE OF EX PARTE APPLICATION</b>	CASE NUMBER: _____

I, the undersigned, declare:

1. I am  self-represented or  counsel for:  Plaintiff/Petitioner  Defendant/Respondent  
 Other (explain): \_\_\_\_\_

2. The reason emergency orders are necessary is: \_\_\_\_\_  
 \_\_\_\_\_

Continued in Attachment 3

3. Name all persons legally entitled to notice of this proceeding: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Continued in Attachment 4

4. I have not given notice of this ex parte application to the following person(s), for the following reasons:

Person(s):

Notice of this application would frustrate the purpose of the orders sought (explain below); OR

**DECLARATION RE: NOTICE OF EX PARTE APPLICATION**

IN RE (Name):	CASE NUMBER:
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I was unable to give notice after a good faith attempt and further efforts would be futile or unduly burdensome (explain below)

Explanation: \_\_\_\_\_  
\_\_\_\_\_

Continued in Attachment 5

**Complete #5 for each person served** [Use Attachment to Declaration Re: Notice of Ex Parte Application if needed]

5. Pursuant to CRC rule 3.1204, no later than 10 am the day before the Ruling Requested Date, I informed:

of this ex parte application by: [Complete either (a), (b), (c), (d), or (e)]

\_\_\_\_\_  
(name of person you notified)

(a) Telephone call on \_\_\_\_\_ (date) at \_\_\_\_\_ (time)

(b) In person on \_\_\_\_\_ (date) at \_\_\_\_\_ (time)

(c) Facsimile on \_\_\_\_\_ (date) at \_\_\_\_\_ (time)

(d) Email (attorney only, unless EFS-005-CV filed) \_\_\_\_\_ (date) at \_\_\_\_\_ (time)

(d) Other (describe) \_\_\_\_\_

I informed him/her I would be filing the ex parte application on \_\_\_\_\_ (date) at \_\_\_\_\_ (time)

in Department \_\_\_\_\_ I received the following response to the above notice:

No opposition  Opposed  Other (explain)

Notice was provided later than 10 a.m. the court day prior to filing the ex parte application. The exceptional circumstances that justify the shorter notice are: (specify reasons)

Attachment to Declaration Re: Notice of Ex Parte Application is attached

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: \_\_\_\_\_

\_\_\_\_\_  
(Attorney/Party's Signature)

\_\_\_\_\_  
(Type or Print Name)

**DECLARATION RE: NOTICE OF EX PARTE APPLICATION**