

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>): _____	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, ALAMEDA COUNTY STREET ADDRESS: _____ MAILING ADDRESS: _____ CITY AND ZIP CODE: _____ BRANCH NAME: _____	
PETITIONER: _____ RESPONDENT: _____ OTHER: _____	
DECLARATION REGARDING NOTICE FOR OF EX PARTE APPLICATION FOR <u>EMERGENCY ORDER</u>	CASE NUMBER: _____

1. I am the attorney for the petitioner respondent claimant other joined party in this case.

2. Describe the nature of the ~~ex parte~~ emergency order you are requesting:
 - Immediate temporary order regarding: _____
 - An order to shorten the time for: hearing the request for order serving the other party with the request for order
 - Other: _____

3. Was notice of ~~the ex parte~~ this application for emergency order given to the opposing parties? YES NO.

4. **(NOTICE GIVEN)** The opposing parties were notified of the relief sought and that the ~~ex parte~~ application would be submitted to the court on (date) _____, at (time) _____, as indicated below.
 - a. Notice was given to the attorney for the petitioner respondent claimant other joined party.
 - b. Date and time of notification: _____
 - ~~c.~~ **b.** Manner of notification:
 - (1) By telephone. Name of person you spoke to: _____
 - (2) By letter mailed personally delivered on (date) _____, at (time) _____
(Attach proof of service.)
 - (3) By fax (*specify fax number*) _____, which I know to be the fax number of the person served because (*specify*): fax number shown on papers filed and served by the person. other (*specify*): _____
 - (4) Other manner of notification (*specify*): _____
 - ~~c.~~ **c.** Did you receive a response to the notice? YES NO. If yes, describe the response received: _____
 - ~~d.~~ **d.** Do you expect opposition to the application to be filed? YES NO.

5. **(NOTICE NOT GIVEN)** Notice of the application was not given, for the reason(s) indicated below:
 - a. Notice of the ~~ex parte~~ application would frustrate the purpose of the order sought, for the reason(s) described on the next page.

PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT:	CASE NUMBER
--	-------------

- b. ~~The applicant would suffer~~ Giving notice would result in immediate and irreparable ~~harm before the opposing party could be heard in opposition~~ damage to or loss of property subject to disposition in the case (*explain the nature of the immediate and irreparable harm below*).
- c. ~~No significant direct burden or inconvenience to the opposing party will be likely to result from the order sought~~ The parties agreed in advance that notice will not be necessary with respect to the matter that is the subject of the request for emergency orders (*explain below*).
- d. I made reasonable and good faith efforts to notify the ~~opposing~~ other party and further efforts to give notice probably ~~probably~~ would be futile or burdensome (*explain below*).
- e. Other (*specify*):

6. Explanation for answers in paragraph 5, if applicable:

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.		
DATE:	TYPE OR PRINT DECLARANT'S NAME:	DECLARANT'S SIGNATURE: