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REQUESTED BY  
*Jay Earl Smith*  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

2004 OCT -6 AM 11:19

WERNER CHRISTEN  
RECORDER

<sup>50</sup>  
\$20 PAID *KJ* DEPUTY

**Recording Requested by and Return to:**

**Name: Jennifer D'Agostino, Esq.  
SMITH LARSEN & WIXOM**

**Address: Hills Center Business Park  
1935 Village Center Circle**

**City/State/Zip: Las Vegas, Nevada 89134**

**JUDGMENT OF CROSS-COMPLAINANTS BANK OF THE  
WEST AND BANKWEST INVESTMENT SERVICES, INC  
AGAINST CROSS-DEFENDANT KY DUONG**  
**(Title on Document)**

**This page added to provide additional information required by NRS 111.312 Sections 1-2  
(Additional recording fee applies).**

**This cover page must be typed or printed clearly in black ink only.**

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**SMITH LARSEN & WIXOM**

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**FORJ**  
Jay Earl Smith, Esq.  
Nevada Bar No. 1182  
Jennifer D'Agostino, Esq.  
Nevada Bar No. 7668  
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Attorneys for Cross-Complainants  
Bank of the West and Bancwest  
Investment Services, Inc.

**FILED**

OCT 4 3 51 PM '04

*Shirley S. Thompson*  
CLERK

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

**A 493091**

HENRY DO, an individual,

Plaintiff,

vs.

ATA PARKASH SANDHU, an individual;  
HARJEET, K. SANDHU, an individual;  
ESCROW CONTROL COMPANY, a  
California corporation; HERITAGE BANK  
OF COMMERCE, a California corporation;  
HERITAGE COMMERCE CORP., a California  
corporation; BRIDGE BANK OF SILICON  
VALLEY, NATIONAL ASSOCIATION, a  
chartered commercial bank; BANK OF THE  
WEST, an entity of unknown status; BANCWEST  
INVESTMENT SERVICES, an entity of unknown  
stats; BANKWEST CORPORATION, a  
corporation; BNP PARIBAS, a corporation;  
KY DUONG, an invidividual; and DOES 1  
through 100, inclusive,

Defendants.

BANK OF THE WEST, BANCWEST  
INVESTMENT SERVICES, INC.,

Cross-Complainants,

vs.

Case No.  
Dept. No. *V*

**JUDGMENT OF CROSS-  
COMPLAINANTS BANK OF  
THE WEST AND BANCWEST  
INVESTMENT SERVICES, INC.  
AGAINST CROSS-DEFENDANT  
KY DUONG**

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KY DUONG; PRIMEVEST FINANCIAL SERVICES, INC.; and ROES 1 through 10, inclusive,

Cross-Defendants.

Attached hereto, and incorporated herein by reference, is an exemplified Default Judgment against Cross-Defendant Ky Duong and in favor of Cross-Complainants Bank of the West and Bancwest Investment Services, Inc. entered by the Superior Court of the State of California, County of Santa Clara on August 20, 2004.

DATED this 4 day of October, 2004.

SMITH LARSEN & WIXOM

By Jennifer D'Agostino  
Jay Earl Smith, Esq.  
Nevada Bar No. 1182  
Jennifer D'Agostino, Esq.  
Nevada Bar No. 7668  
1935 Village Center Circle  
Las Vegas, Nevada 89134  
Attorneys for Cross-Complainants  
Bank of the West and Bancwest  
Investment Services, Inc.

CERTIFIED COPY  
DOCUMENT ATTACHED IS A  
TRUE AND CORRECT COPY OF  
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*Shirley Robinson*  
CLERK

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In the Superior Court of the State of California  
IN AND FOR THE COUNTY OF SANTA CLARA

1-03-CV-006497

STATE OF CALIFORNIA,  
COUNTY OF SANTA CLARA

}

I, THOMAS P. HANSEN, one of the Judges of the Superior Court of said County and State, do hereby certify that Kiri Torre Chief Executive Officer/Clerk whose name is subscribed to the foregoing Certificate of Attestation, now is, and was at the time of signing and sealing the same, Clerk of said above named Court and keeper of the Records and Seals thereof, duly elected and qualified; that full faith and credit are and of right ought to be given to all of his official acts as such in all Courts of Records and elsewhere; that said signature is genuine, and that his attestation is in due form of the law and by the proper officer.



Given under my hand this 27<sup>th</sup> day of September A.D. 2004  
[Signature]  
Judge of the Superior Court of California, in and for The County of Santa Clara

STATE OF CALIFORNIA,  
COUNTY OF SANTA CLARA

}

I, Kiri Torre Chief Executive Officer/Clerk, Clerk of the Superior Court in and for said County and State, do hereby certify that THOMAS P. HANSEN, whose genuine signature appeared to the foregoing certificate, was, at the time of signing the same, one of the judges of the Superior Court of the State of California, in and for the County of Santa Clara, duly commissioned and qualified; that full faith and credit are and of right ought to be given to all his official acts, such as, in all Courts of Record and elsewhere.



In Testimony Whereof, I have hereunto set my hand, and affixed the seal of said

Court, at my office, this 27<sup>th</sup> day of September A.D. 2004  
[Signature]  
Chief Executive Officer of the Superior Court of the State Of California, in and for the County of Santa Clara

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Stephen J. Kottmeier (State Bar No. 077060)  
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Attorneys for Defendants and Cross-Complainants  
BANK OF THE WEST and BANCWEST  
INVESTMENT SERVICES, INC.

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF SANTA CLARA

HENRY DO, an individual,  
Plaintiff,

v.

ATA PARKASH SANDHU, an individual, HARJEET  
K. SANDHU, an individual; ESCROW CONTROL  
COMPANY, a California corporation; HERITAGE  
BANK OF COMMERCE, a California corporation;  
HERITAGE COMMERCE CORP., a California  
corporation; BRIDGE BANK OF SILICON VALLEY  
NATIONAL ASSOCIATION dba BRIDGE BANK;  
BRIDGE BANK, NATIONAL ASSOCIATION, a  
chartered commercial bank; BANK OF THE WEST,  
an entity of unknown status; BANCWEST  
INVESTMENT SERVICES, an entity of unknown  
status; BANCWEST CORPORATION, a corporation;  
BNP PARIBAS, a corporation; KY DUONG, an  
individual; and DOES 1 through 100, inclusive,  
Defendants.

BANK OF THE WEST, BANCWEST  
INVESTMENT SERVICES, INC.,

Cross-Complainants,

v.

KY DUONG; PRIMEVEST FINANCIAL  
SERVICES, INC., and ROES 1 through 10, inclusive,  
Cross-Defendants.

FILED UCS

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CHIEF EXEC. OFFICER/CLERK  
SUPERIOR COURT OF CA  
COUNTY OF SANTA CLARA  
BY [Signature] DEPUTY

CASE NO. 1-03-CV-006497

~~PROPOSED~~ DEFAULT  
JUDGMENT

Date: August 20, 2004  
Time: 8:45 a.m.  
Dept.: 8  
Judge: Hon. Joseph Huber

///

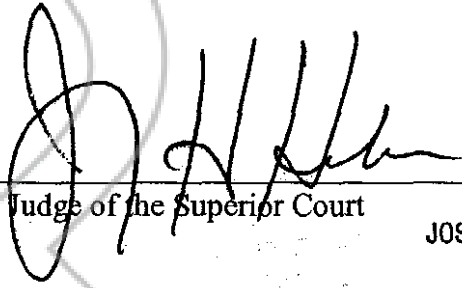
1 The cross-defendant Ky Duong ("cross-defendant") was served with the Cross-Complaint  
2 filed by defendants and cross-complainants of Bank of the West and Bancwest Investment  
3 Services, Inc. ("cross-complainants") on February 5, 2004, and has failed to answer or respond  
4 thereto. The default of said cross-defendant was duly entered on March 18, 2004.

5 Upon the application and declarations submitted by cross-complainants under Code of  
6 Civil Procedure sections 585(b) and (d) and Rule 388 of the California Rules of Court,

7 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Judgment is entered in  
8 favor of cross-complainants and against cross-defendant in the total amount of \$168,284.58  
9 consisting of damages in the amount of \$166,495.58 and \$1,789.00 in recoverable costs.

10  
11 IT IS SO ORDERED.

12 Dated: 8-20-2004

  
\_\_\_\_\_  
Judge of the Superior Court

JOSEPH H. HUBER

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17 THE FOREGOING INSTRUMENT IS  
A CORRECT COPY OF THE ORIGINAL  
ON FILE IN THIS OFFICE  
ATTEST: KIRI TORRE

SEP 27 2004



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20 CHIEF EXECUTIVE OFFICER/CLERK  
COUNTY OF SANTA CLARA  
BY: Kiri Torre DEPUTY