

OCT 06 2003

ALAN SLATER, Clerk of the Court

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ORANGE COUNTY SUPERIOR COURT
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ALAN SLATER, Executive Officer/Clerk
By _____ DEPUTY

1 Charles C.H. Wu, SBN 166756
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8
9 Attorneys for Defendant
10 SMART ELECTRONICS AND ASSEMBLY, INC.

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF ORANGE - CENTRAL JUSTICE CENTER
10 UNLIMITED JURISDICTION

11 LEE PYSDEN, an individual,
12 Plaintiff,
13 vs.

14 SMART ELECTRONICS AND ASSEMBLY,
15 INC., a California corporation,
16 and DOES 1 through 20,
17 inclusive,
18 Defendants.

CASE NO. 02 CC 16504

[Assigned to Judge Johnston,
Dept C-29]

**[PROPOSED] SUMMARY JUDGMENT
UNDER C.C.P. § 437C**

DATE: Sept. 12, 2003
TIME: 9:00 a.m.
DEPT: C-29

19 The Court, having on September 12, 2003 issued a ruling to grant
20 the motion for summary judgment by defendant Smart Electronics and
21 Assembly, Inc., and having issued a formal Order thereon on or about
22 even date herewith ordering the entry of judgment as requested in said
23 motion,

24 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

25 Plaintiff Lee Pysden shall take nothing in this action, and
26 defendant Smart Electronics and Assembly, Inc. shall recover from said
27 plaintiff Lee Pysden costs of suit in the sum of \$ 503.80 to
28 be determined by motion and/or a Memorandum of Costs that said defendant

1 may hereinafter submit.

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3 Dated: **OCT 06 2003**

GERALD JOHNSTON

Hon. Gerald G. Johnston
Judge of the Superior Court

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PROOF SERVICE

1013A(3) CCP Revised 5/1/88

STATE OF CALIFORNIA, COUNTY OF ORANGE

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action; my business address is 7700 Irvine Cent Drive, Suite 710, Irvine, CA 92618-3043.

On September 15, 2003, I served the foregoing document(s) described as:

[PROPOSED] SUMMARY JUDGMENT UNDER C.C.P. § 437C

on all interested parties in this action

by placing true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list:

by placing the original a true copy thereof enclosed in sealed envelopes addressed as follows:

Donald R. Price, Esq.
Price, Crooke & Gary
10 Corporate Park, Suite 300
Irvine, CA 92606

BY MAIL

I deposited such envelope in the mail at Irvine, California.

The envelope was mailed with postage thereon fully prepaid.

As follows: I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Irvine, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Executed on September 15, 2003, at Irvine, California.

[BY PERSONAL SERVICE] I delivered such envelope by hand to the offices of the addressee. (C.C.P. 1011)

(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

(Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.



Mary Kim