

MAR 02 2021

FILED  
SUPERIOR COURT  
COUNTY OF LAKE

MAR 03 2021

Krista D. Levier

BY \_\_\_\_\_  
Deputy Clerk

1 SCOTT D. LONG (SBN 203505)  
Fidelity National Law Group  
2 The Law Division of Fidelity National Title Group, Inc.  
1550 Parkside Drive, Suite 300  
3 Walnut Creek, CA 94596  
Tel.: (925) 280-3362  
4 Fax: (925) 930-9588  
Email: Scott.Long@fnf.com

5 Attorney for Plaintiff,  
6 PROSPECTOR FUND, a California Limited Partnership

7  
8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 IN AND FOR THE COUNTY OF LAKE

11 PROSPECTOR FUND, a California Limited  
Partnership,

12 Plaintiff,

13 vs.

14 ROY O. FIELDS (aka ROY O. FIELDS II),  
15 an individual; DEBRA R. FIELDS, an  
individual; RICHARD A. CANRIGHT, an  
16 individual; DONNA R. CANRIGHT, an  
individual; INTERNAL REVENUE  
17 SERVICE, an agency of the GOVERNMENT  
OF THE UNITED STATES OF AMERICA;  
18 CALIFORNIA DEPARTMENT OF  
EMPLOYMENT, a department of the STATE  
19 OF CALIFORNIA; CALIFORNIA BOARD  
OF EQUALIZATION, an agency of the  
20 STATE OF CALIFORNIA; CALIFORNIA  
FRANCHISE TAX BOARD, an agency of the  
21 STATE OF CALIFORNIA; all persons  
unknown, claiming any legal or equitable  
22 right, title, estate, lien, or interest in the  
property described in the complaint adverse to  
23 Plaintiff's title, or any cloud on Plaintiff's title  
thereto; and DOES 1 through 50, inclusive,

24 Defendants.  
25

Case No.: CV421321

~~[PROPOSED]~~ ORDER GRANTING  
PLAINTIFF'S APPLICATION FOR AN  
ORDER GRANTING LEAVE TO SERVE BY  
PUBLICATION ROY O. FIELDS (AKA ROY  
O. FIELDS II)

*[Filed concurrently with Application;  
Memorandum of Points and Authorities;  
Declaration of Scott D. Long; Declaration of  
Michael B. Garcia]*

Complaint Filed: October 27, 2020  
Trial Date: None Set

26 This Order affects the real property that is located in the County of Lake, State of California,  
27 which is commonly known as 60 3<sup>rd</sup> Street, Lakeport, California, CA, which bears Assessor's Parcel  
28 Number (APN) 025-383-23-0000.

BY FAX

1 The Court, having reviewed and considered the application of Plaintiff PROSPECTOR FUND,  
2 a California Limited Partnership ("Plaintiff") for an order directing the service by publication of the  
3 Summons and Complaint as Roy O. Fields (a.k.a. Roy O. Fields II), the Memorandum of Points and  
4 Authorities, the Declaration of Scott D. Long, the Declaration of Michael B. Garcia, and the evidence  
5 presented in support of the Application, finds that the Plaintiff has used reasonable diligence to  
6 ascertain the identity and residence of, and to otherwise serve summons on, Roy O. Fields (a.k.a. Roy  
7 O. Fields II), a defendant named in the Complaint and Mr. Fields cannot be served with reasonable  
8 diligence in any other manner provided in Code of Civil Procedure Sections 415.10 through 415.30.

9 The Court also finds that a cause of action exists against Roy O. Fields (a.k.a. Roy O. Fields II)  
10 which is subject to the jurisdiction of the Court. In addition, the Court finds that the relief being  
11 sought against the named consists, in part, in excluding him from any interest in the Subject Property.

12 For good cause appearing therefore,

13 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:**

14 (1) Service of the Summons, Complaint, and ADR Information shall be made on Roy O.  
15 Fields (a.k.a. Roy O. Fields II) by publication at least once per week for four (4) consecutive  
16 weeks in the *Lake County News* or *Record-Bee*, which are newspapers that have been  
17 adjudicated as being of general circulation throughout Lake County, California as per  
18 California Government Code § 6000.

19 (2) The Plaintiff shall post, not later than ten (10) days after the date the order is made, a  
20 copy of the summons and complaint in a conspicuous place on 60 3<sup>rd</sup> Street, Lakeport, CA  
21 94553, ("Property" or "Subject Property")

22 (3) The publication shall describe the Subject Property that is the subject of the action.

23 (4) In addition to particularly describing the Subject Property, the publication shall  
24 describe the Subject Property by giving its street address, if any, or other common designation,  
25 if any; but, if a legal description of the Subject Property is given, the validity of the publication  
26 shall not be affected by the fact that the street address or other common designation recited is  
27 erroneous or that the street address or other common designation is omitted.

28 ///

1  
2 (5) A copy of the Summons, Complaint and Order for Publication of Summons shall be  
3 served upon Roy O. Fields (a.k.a. Roy O. Fields II) if the location and/or address is ascertained  
4 prior to the expiration of the publication period.

5 IT IS SO ORDERED.

6  
7 Dated: 3-3, 2021

8   
9 \_\_\_\_\_  
10 Judge of the Superior Court

11 Michael S. Lunas  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28