

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): PHONG H. NGUYEN (SBN 280611) Nguyen and Limon, LLP 1625 The Alameda, STE 200</p> <p>TELEPHONE NO.: (408) 413-0800 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): MARIA BELENA ARCILLA</p>	<p style="text-align: center;">FOR COURT USE ONLY</p> <p>Filed August 1, 2023 Clerk of the Court Superior Court of CA County of Santa Clara 19FL001651 By: dotwell</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA</p> <p>STREET ADDRESS: 201 N. First Street MAILING ADDRESS: 191 N. First Street CITY AND ZIP CODE: San Jose, CA 95113 BRANCH NAME: Family Justice Center</p>	
<p>PETITIONER: MARIA BELENA ARCILLA RESPONDENT: ANDRE ARCILLA OTHER PARTY/PARENT:</p>	
<p>ORDER FOR <input checked="" type="checkbox"/> PUBLICATION OR <input type="checkbox"/> POSTING</p> <p>CASE NUMBER: 19FL001651</p>	

1. **Publication Granted:** The court finds that the respondent cannot be served in any other manner specified in the California Code of Civil Procedure. The court orders that the documents listed in item 6 be served by publication at least once per week for four successive weeks in the following newspaper (specify):

www.GlobalLegalNotices.com

2. **Posting Granted:** The court finds that the respondent cannot be served in any other manner specified in the California Code of Civil Procedure and that the petitioner cannot afford to serve by publication. The court orders that the documents listed in item 6 be served by posting for 28 continuous days at the following location (address):

And that the documents in item 6, along with this order, be mailed to respondent's last known address (specify):

3. **Publishing Denied:** The court denies the request to publish.

a. Other methods of service are possible.
 b. Insufficient attempts have been made to locate the respondent (specify):

4. **Posting Denied:** The court denies the request to post.

a. Other methods of service are possible.
 b. Petitioner is able to pay fees required for publication.
 c. Insufficient attempts have been made to locate the respondent (specify):

5. **Hearing Required:** The court orders that a hearing be set to determine the petitioner's financial circumstances. If at this hearing the court decides that the petitioner, based on financial circumstances, does not qualify for posting, then the court may order that the documents listed in item 6 be served by publication.

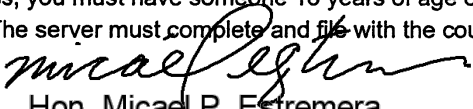
Hearing date: _____ Time: _____ Dept: _____

6. Documents to be served by publication or posting:

a. Summons (Family Law) (form FL-110)
 b. Summons (Uniform Parentage—Petition for Custody and Support) (form FL-210)
 c. Other (specify):
 Any pleadings and orders

7. If, during the 28 days of publication or posting, you locate the respondent's address, you must have someone 18 years of age or older mail the documents listed in item 6 to the respondent along with this order. The server must complete and file with the court a Proof of Service by Mail (form FL-335).

Date: 8/1/2023 9:53:42 AM


 Hon. Micael P. Estremera
 JUDICIAL OFFICER

PETITIONER: MARIA BELENA ARCILLA RESPONDENT: ANDRE ARCILLA OTHER PARTY/PARENT:	CASE NUMBER: 19FL001651
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INSTRUCTIONS

Publication:

- 1. Publication:** Take this order to the approved newspaper for publication and pay the fee to publish the documents listed in item 6 of this order for at least once a week for four successive weeks.
- 2. Proof of Service by Publication:** After the newspaper publication is complete, the newspaper will send you a declaration or affidavit of publication and a copy of the publication notice that appeared in the newspaper. You must file this declaration or affidavit of publication with the court clerk if it has not been filed by the newspaper. Be sure to make a copy for yourself.
- 3. Service by Publication Completed:** Service by publication is complete at the end of the 28th day of publication in the newspaper. If no response has been filed by the respondent, the petitioner may file a *Request to Enter Default* (form FL-165) starting on the 59th day after the first day of publication.
- 4. Mailing:** If during the time of publication, you locate the respondent's address, you must have someone 18 years of age or older mail the this order and all documents listed in item 6 of this order to the respondent. Be sure the person who mails these documents completes and files a proof of service of this mailing. The server may use *Proof of Service by Mail* (form FL-335).

Posting:

- 1. Posting Location:** You must have someone, 18 years of age or older and not a party to the case, post a copy of this *Order for Publication or Posting* (form FL-982) and all documents listed in item 6 of this order at the court-ordered posting location leaving it posted for 28 days in a row.
- 2. Mailing to last known address:** You must have someone, 18 years or older and not a party to the case, mail this *Order for Publication or Posting* (form FL-982) and all documents listed in item 6 of this order to the respondent's last known address. The person who mails these documents completes a proof of service of this mailing. The server may use *Proof of Service by Mail* (form FL-335).
- 3. Proof of Service by Posting:** The person (server) who posts and/or mails these documents must complete and file a declaration under penalty of perjury of such proof of posting. The server may use *Proof of Service of Posting* (form FL-985).
- 4. Service by Posting Completed:** Service by posting is complete at the end of the 28th day of posting. If no response has been filed by the respondent, the petitioner may file a *Request to Enter Default* (form FL-165) on the 59th day after the first day of posting.
- 5. Mailing:** If during the time of posting, you locate the respondent's address, you must have someone 18 years of age or older mail the this order and all documents listed in item 6 of this order to the respondent. Be sure the person who mails these documents completes and files a proof of service of this mailing. The server may use *Proof of Service by Mail* (form FL-335).

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): PHONG H. NGUYEN (SBN 280611) Nguyen and Limon, LLP 1625 The Alameda, Ste 200, San Jose, CA 95126 TELEPHONE NO.: (408) 413-0800 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): MARIA BELENA ARCILLA	FOR COURT USE ONLY Filed August 1, 2023 Clerk of the Court Superior Court of CA County of Santa Clara 19FL001651 By: dotwell
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA STREET ADDRESS: 201 N. First Street MAILING ADDRESS: 191 N. First Street CITY AND ZIP CODE: San Jose, CA 95113 BRANCH NAME: Family Justice Center	
PETITIONER: MARIA BELENA ARCILLA RESPONDENT: ANDRE ARCILLA OTHER PARTY/PARENT:	
APPLICATION FOR ORDER FOR <input checked="" type="checkbox"/> PUBLICATION OR <input type="checkbox"/> POSTING	CASE NUMBER: 19FL001651

1. **Publication Request:** The petitioner requests that the court issue an order directing service of the summons listed in item 3 based on Code of Civil Procedure section 413.30, and that the summons be published in the following newspaper of general circulation (name of proposed newspaper of general circulation where respondent is most likely to receive actual notice):

www.GlobalLegalNotices.com

2. **Posting Request:** The petitioner requests that the court issue an order directing service of the summons listed in item 3 by posting at the location listed below. The petitioner has submitted a *Request to Waive Court Fees* (form FW-001). This request is based on Code of Civil Procedure section 413.30.

Posting location (name, city, and state of proposed location to post where respondent is most likely to receive actual notice):

3. **The legal documents to be served are:**

- a. *Summons (Family Law)* (form FL-110)
- b. *Summons (Uniform Parentage—Petition for Custody and Support)* (form FL-210)
- c. *Other (specify):*

Any pleadings and orders.

PETITIONER: MARIA BELENA ARCILLA RESPONDENT: ANDRE ARCILLA OTHER PARTY/PARENT:	CASE NUMBER: 19FL001651
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4 The respondent cannot with reasonable diligence be served in any manner specified in Code of Civil Procedure sections 415.10 through 415.40 based on the declaration below.

5. Declaration:

Describe how you tried to find the respondent. This search may include checking with respondent's last known address; respondent's friends and family, respondent's current and past employers and any unions, Internet research, and the tax assessor records in the county of respondent's last known address or any county in which you think the respondent may live. List all steps, the date you took each step, and the results. (You may want to check with your local court's self-help center or the California courts on-line self-help center for additional ideas about how to locate someone).


- a. I last saw or had contact with the respondent on (date): July 8, 2019
at (location): via text messages from Respondent's mobile phone number (408)-207-1043.
- b. The last address I have for respondent is:
6326 Paso Los Cerritos, San Jose, CA 95120
- c. The last work or business address I have for respondent is:
A9.com, 130 Lytton Ave #300 Palo Alto, CA 94301
- d. I have taken the following steps to try to find the respondent:
See attached declaration.

- Continued on the attached declaration. Number of pages attached: _____
- Search results attached.

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

Date: Jul 28, 2023

MARIA BELENA ARCILLA
(TYPE OR PRINT NAME)


Maria Belena Arcilla (Jul 28, 2023 14:49 PDT)
(SIGNATURE OF PETITIONER)

1 **Attachment to FL-980: Declaration of Maria Belena Arcilla**

2 **Marriage of Arcilla | Case No. 19FL001651**

- 3 1. I, MARIA BELENA ARCILLA, am the Petitioner/Wife in the matter herein. I have
4 personal knowledge of the facts set forth herein, or knowledge based upon information
5 available to me and my belief in the veracity thereof. I am competent to testify and
6 would testify accordingly if ever called to do so.
- 7 2. Respondent ANDRE ARCILLA (hereinafter “Husband”) and I were married on
8 10/16/2003 and have no minor children. We were separated on 4/26/2019. Husband has
9 not been seen or heard from since around 7/4/19.
- 10 3. I make this declaration in support of the following request:
- 11 a. GRANT my request for a modified order for publication
- 12 4. **I already have an order for publication for all pleadings and orders.** On 7/23/20,
13 Hon. James E. Towery (ret.) granted my request for an order for publication. That order
14 is attached hereto as **EXHIBIT 1**. The order specifies that I may publish service of “Any
15 pleadings and orders” in “Any newspaper in Thailand that is reasonably likely to give
16 notice to Respondent.” For the reasons why service via publication is necessary, please
17 see my original application attached hereto as **EXHIBIT 2**.
- 18 5. **Publishing notice in Thai newspapers unduly cost-prohibitive.** My lawyer and I
19 executed on the above order twice thus far. It took weeks just to find a Thai newspaper
20 that had any English speaking employees. Ultimately, it cost me \$1,700 to serve notice
21 of the *Findings and Order After Hearing*, filed on 2/24/20, and notice of the hearing on
22 1/6/21. **This cost was negotiated down by my attorney over the course of weeks from**
23 **\$10,000!** I believe the newspaper was trying to take advantage of the fact that I am
24 American. I still believe that the \$1,700 was predatory in nature, but by then, the cost of
25 my attorney began to outweigh the cost savings here. Proof of this publication was filed
26 on 12/24/20. I also published notice of the trial on 10/21/21. This notice was 2”x4” in
27 the same newspaper. This cost me \$829.81. I believe this price was predatory as well.
28 The proof of this publication was filed on 9/20/21. The Court can see that the newspaper

1 basically just typed out the trial date and location in a small box for this cost. I can no
2 longer afford to pay these prices to publish notice.

3 6. **There is a much cheaper alternative:** I am informed and believe that
4 www.GlobalLegalNotices.com is an acceptable form of publication for this Court (See
5 Case 22FL001821). This service is also much more cost effective than the Thai
6 newspaper. They will charge \$995 for publication of **any length** document for three
7 months. I am informed and believe that this service requires much less of my attorney's
8 time to coordinate so I would be saving on attorney fees here as well. I ask that the Court
9 issue a new order for publication that allows me to publish service on this service, as
10 opposed to "any Thai newspaper..." as previously ordered.

11 7. **I have a motion set to be heard on 9/7/23.** I have a hearing in this matter on 9/7/23. I
12 would like to publish notice of this hearing, and of my motion on
13 www.GlobalLegalNotices.com rather than with the Thai newspaper.

14 8. Based on the foregoing, I request that the Court GRANT my request as set forth at the
15 outset of this declaration.

16 *Signature under penalty of perjury appears on attached Judicial Council Forms*
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Exhibit 1

#50

ENDORSED
FILED

FL-982

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): PHONG H. NGUYEN (SBN 280811) Nguyen and Limon, LLP 1625 The Alameda, STE 200 TELEPHONE NO.: (408) 413-0800 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): MARIA BELENA ARCILLA		FOR COURT USE ONLY 2020 JUL 23 P 2:59 N. CHRISTOPHERSON
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA STREET ADDRESS: 201 N. First Street MAILING ADDRESS: 191 N. First Street CITY AND ZIP CODE: San Jose, CA 95113 BRANCH NAME: Family Justice Center		
PETITIONER: MARIA BELENA ARCILLA RESPONDENT: ANDRE ARCILLA OTHER PARTY/PARENT:		
ORDER FOR <input checked="" type="checkbox"/> PUBLICATION OR <input type="checkbox"/> POSTING		CASE NUMBER: 19FL001851

B10 F2020-07728

77.

- Publication Granted:** The court finds that the respondent cannot be served in any other manner specified in the California Code of Civil Procedure. The court orders that the documents listed in Item 6 be served by publication at least once per week for four successive weeks in the following newspaper (specify):
Any newspaper in Thailand that is reasonably likely to give notice to Respondent.
- Posting Granted:** The court finds that the respondent cannot be served in any other manner specified in the California Code of Civil Procedure and that the petitioner cannot afford to serve by publication. The court orders that the documents listed in Item 6 be served by posting for 28 continuous days at the following location (address):

And that the documents in Item 6, along with this order, be mailed to respondent's last known address (specify):

- Publishing Denied:** The court denies the request to publish.
 - Other methods of service are possible.
 - Insufficient attempts have been made to locate the respondent (specify):
- Posting Denied:** The court denies the request to post.
 - Other methods of service are possible.
 - Petitioner is able to pay fees required for publication.
 - Insufficient attempts have been made to locate the respondent (specify):
- Hearing Required:** The court orders that a hearing be set to determine the petitioner's financial circumstances. If at this hearing the court decides that the petitioner, based on financial circumstances, does not qualify for posting, then the court may order that the documents listed in Item 6 be served by publication.

Hearing date: Time: Dept:

- Documents to be served by publication or posting:
 - Summons (Family Law) (form FL-110)
 - Summons (Uniform Parentage—Petition for Custody and Support) (form FL-210)
 - Other (specify):
Any pleadings and orders

7. If, during the 28 days of publication or posting, you locate the respondent's address, you must have someone 18 years of age or older mail the documents listed in Item 6 to the respondent along with this order. The server must complete and file with the court a Proof of Service by Mail (form FL-335).

James E. Towery James E. Towery

Date: Signed: 7/23/2020 12:35 PM

JUDICIAL OFFICER

Page 1 of 2

PETITIONER: MARIA BELENA ARCILLA RESPONDENT: ANDRE ARCILLA OTHER PARTY/PARENT:	CASE NUMBER: 19FL001651
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INSTRUCTIONS

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2. **Proof of Service by Publication:** After the newspaper publication is complete, the newspaper will send you a declaration or affidavit of publication and a copy of the publication notice that appeared in the newspaper. You must file this declaration or affidavit of publication with the court clerk if it has not been filed by the newspaper. Be sure to make a copy for yourself.
3. **Service by Publication Completed:** Service by publication is complete at the end of the 28th day of publication in the newspaper. If no response has been filed by the respondent, the petitioner may file a *Request to Enter Default* (form FL-165) starting on the 59th day after the first day of publication.
4. **Mailing:** If during the time of publication, you locate the respondent's address, you must have someone 18 years of age or older mail the this order and all documents listed in Item 6 of this order to the respondent. Be sure the person who mails these documents completes and files a proof of service of this mailing. The server may use *Proof of Service by Mail* (form FL-335).

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3. **Proof of Service by Posting:** The person (server) who posts and/or mails these documents must complete and file a declaration under penalty of perjury of such proof of posting. The server may use *Proof of Service of Posting* (form FL-985).
4. **Service by Posting Completed:** Service by posting is complete at the end of the 28th day of posting. If no response has been filed by the respondent, the petitioner may file a *Request to Enter Default* (form FL-165) on the 59th day after the first day of posting.
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Exhibit 2

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, State Bar number, and address</i>): PHONG H. NGUYEN (SBN 280611) Nguyen and Limon, LLP 1625 The Alameda, Ste 200 TELEPHONE NO.: (408) 413-0800 FAX NO. (<i>Optional</i>): E-MAIL ADDRESS (<i>Optional</i>): ATTORNEY FOR (<i>Name</i>): MARIA BELENA ARCILLA	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA STREET ADDRESS: 201 N. First Street MAILING ADDRESS: 191 N. First Street CITY AND ZIP CODE: San Jose, CA 95113 BRANCH NAME: Family Justice Center	
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APPLICATION FOR ORDER FOR <input checked="" type="checkbox"/> PUBLICATION OR <input type="checkbox"/> POSTING	CASE NUMBER: 19FL001651

1. **Publication Request:** The petitioner requests that the court issue an order directing service of the summons listed in item 3 based on Code of Civil Procedure section 413.30, and that the summons be published in the following newspaper of general circulation (*name of proposed newspaper of general circulation where respondent is most likely to receive actual notice*):
 Bangkok Post

2. **Posting Request:** The petitioner requests that the court issue an order directing service of the summons listed in item 3 by posting at the location listed below. The petitioner has submitted a *Request to Waive Court Fees* (form FW-001). This request is based on Code of Civil Procedure section 413.30.

 Posting location (*name, city, and state of proposed location to post where respondent is most likely to receive actual notice*):

3. **The legal documents to be served are:**
- a. *Summons (Family Law)* (form FL-110)
 - b. *Summons (Uniform Parentage—Petition for Custody and Support)* (form FL-210)
 - c. *Other (specify):*
 Any pleadings and orders

PETITIONER: MARIA BELENA ARCILLA RESPONDENT: ANDRE ARCILLA OTHER PARTY/PARENT:	CASE NUMBER: 19FL001651
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4 The respondent cannot with reasonable diligence be served in any manner specified in Code of Civil Procedure sections 415.10 through 415.40 based on the declaration below.

5. Declaration:

Describe how you tried to find the respondent. This search may include checking with respondent's last known address; respondent's friends and family, respondent's current and past employers and any unions, Internet research, and the tax assessor records in the county of respondent's last known address or any county in which you think the respondent may live. List all steps, the date you took each step, and the results. (You may want to check with your local court's self-help center or the California courts on-line self-help center for additional ideas about how to locate someone).

- a. I last saw or had contact with the respondent on (date): July 8, 2019
 at (location): via text messages from Respondent's mobile phone number (408)-207-1043.
- b. The last address I have for respondent is:
 6326 Paso Los Cerritos, San Jose, CA 95120
- c. The last work or business address I have for respondent is:
 A9.com, 130 Lytton Ave #300 Palo Alto, CA 94301
- d. I have taken the following steps to try to find the respondent:
 See attached declaration.

- Continued on the attached declaration. Number of pages attached: _____
- Search results attached.

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

Date:

MARIA BELENA ARCILLA

 (TYPE OR PRINT NAME)

▶

 (SIGNATURE OF PETITIONER)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): PHONG H. NGUYEN (SBN 280611) Nguyen and Limon, LLP 1625 The Alameda, STE 200 TELEPHONE NO.: (408) 413-0800 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): MARIA BELENA ARCILLA	FOR COURT USE ONLY
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And that the documents in item 6, along with this order, be mailed to respondent's last known address (*specify*):

3. **Publishing Denied:** The court denies the request to publish.
 a. Other methods of service are possible.
 b. Insufficient attempts have been made to locate the respondent (*specify*):

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Date: _____ JUDICIAL OFFICER _____ Page 1 of 2

PETITIONER: MARIA BELENA ARCILLA RESPONDENT: ANDRE ARCILLA OTHER PARTY/PARENT:	CASE NUMBER: 19FL001651
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INSTRUCTIONS

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1 **Attachment to FL-980: Declaration of Maria Belena Arcilla**

2 **Marriage of Arcilla | Case No. 19FL001651**

- 3 1. I, MARIA BELENA ARCILLA, am the Petitioner/Wife in the matter herein. I have
4 personal knowledge of the facts set forth herein, or knowledge based upon information
5 available to me and my belief in the veracity thereof. I am competent to testify and
6 would testify accordingly if ever called to do so.
- 7 2. Respondent ANDRE ARCILLA (hereinafter "Husband") and I were married on
8 10/16/2003 and have no minor children. We were separated on 4/26/2019.
- 9 3. I make this declaration in support of the following request:
- 10 a. GRANT my Request for Service by Publication.
- 11 4. **I am a Domestic Violence Victim.** I was granted a *Temporary Restraining Order* (filed
12 7/15/2019) and a three year long restraining order per *Restraining Order After Hearing*
13 (filed 8/8/2019). Husband is therefore not allowed to contact me. Notwithstanding, I am
14 terrified of Husband and do not want to attempt contact with him either.
- 15 5. **Husband refuses to answer to anyone.** Throughout this entire case, Husband has failed
16 or refused to respond to any attempts to contact him. He has failed to respond to any of
17 my motions, or any orders made, or attend any of our scheduled hearings, or even
18 respond to communications from my attorney. The last home address I have for Husband
19 was for our marital residence, 6326 Paso Los Cerritos, San Jose, CA 95120. However,
20 our marital residence was sold pursuant to *Findings and Order After Hearing* filed
21 6/17/2019 and First Order by *Temporary Judge For Real Property* filed 11/1/2019.
22 There is no way that Husband can still be at that home address but that is the last address
23 Husband abandoned his job at A9.com around June 2019. However, his work address at
24 A9.com is the last work address I have. I have no idea what Husband's current address is
25 and no way of finding that out.
- 26 6. I have not heard from Husband since 7/8/2019, a week before I was granted the
27 *Temporary Restraining Order*. Since I was granted the *Temporary Restraining order* and
28 *Restraining Order After Hearing*, Husband has not reached out to me or any of my family

1 members. I have also heard from a friend that Husband has not told his own parents
2 where he is located.

3 7. When my attorney and the Temporary Judge for Real Estate Ms. Sharon Roper were
4 executing the granted *Temporary Emergency (Ex Parte) Orders* (filed 10/8/2010),
5 Husband finally responded AFTER MONTHS through his email, belowsov@gmail.com,
6 8/11/19. However after my attorney responded to Husband's email, Husband never
7 replied and to this day has become silent once again. See attached for correspondence
8 between my attorney and Husband **EXHIBIT 1**. This is the same email to which my
9 attorney has attempted to send Husband various communications, and court documents.

10 8. **Service by Publication Necessary.** I believe Husband fled the United States to Thailand
11 and has no plans to return. This case started over a year ago when I filed my *Petition for*
12 *Dissolution* on 4/29/2019. Husband was personally served the *Petition for Dissolution*
13 5/1/2019 and there is to this day no response from him. Husband has failed to answer and
14 has remained silent throughout this case. I have no way of contacting Husband to find out
15 where he is.

16 9. Based on the foregoing, I request that the Court GRANT my request as set forth at the
17 outset of this declaration.

18 *Signature under penalty of perjury appears on attached Judicial Council Forms*
19
20
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EXHIBIT 1



Devon Brook <devon@nguyenandlimon.com>

Fwd: Courtesy Introduction

Phong H. Nguyen <phong@nguyenandlimon.com>
To: Devon Brook <devon@nguyenandlimon.com>

Wed, May 20, 2020 at 2:54 PM

----- Forwarded message -----

From: **Maria Belena Arcilla** <maribel.arcilla19@gmail.com>
Date: Mon, Aug 12, 2019 at 7:07 AM
Subject: Fwd: Courtesy Introduction
To: Phong H. Nguyen <phong@nguyenandlimon.com>

Hi Atty Phong,

Please see below email from Andre. Let us know what to do next.

Thanks,
Maria

----- Forwarded message -----

From: **Maria Belena Arcilla** <maribel.arcilla19@gmail.com>
Date: Mon, Aug 12, 2019 at 3:01 AM
Subject: Fwd: Courtesy Introduction
To: Albert Manalo <albertmanalo@consultant.com>

Hi Albert,

Please forward this to Atty Phong and seek legal advice before responding to his email.

Also, when you respond to Andre don't cc'd me anymore instead cc'd atty. phong as per his legal advice related to DVRO.

However, you can just please forwarded me the email related as such so I'm aware.

Thank you and I appreciated all your help.

Len

----- Forwarded message -----

From: **Andre Arcilla** <belowsov@gmail.com>
Date: Sun, Aug 11, 2019 at 11:40 PM
Subject: Re: Courtesy Introduction
To: Albert Manalo <albertmanalo@consultant.com>
CC: <maribel.arcilla19@gmail.com>

Hello Sir,

Your professional conduct is unbecoming to a licensed Real Estate Broker. The divorce proceedings have not been concluded yet, and you are falsely assuming that a Court Order has been issued regarding the disposition of the property. You are Perverting the Justice, assuming false authority Under the Color of the Law, presenting yourself as an Agent of the Court and using incorrect and unprofessional language.

I implore you to cease and desist immediately and I will refer this matter to the Office of District Attorney.

Respectfully,

> On Aug 12, 2019, at 7:26 AM, Albert Manalo <albertmanalo@consultant.com> wrote:
 >
 >
 > Hello Andre and Maria,
 >
 > How are you? I hope all is well. Mr. Andre I am writing to kindly introduce myself. My name is Albert and I am the Real Estate Broker that has been referred. I understand a divorce proceeding is in place and Court order has been made regarding the two Properties in San Jose. I have spoken to Maria and before we move forward I wanted to reach out to you as well for professional courtesy . Just wanted to see if you have any questions. Just for assurance I will operate with fairness and provide the utmost respect.. Before We proceed please acknowledge this email introduction as the judge assigned a county clerk to act on your behalf I'm a firm believer in respect and courtesy and that is why I reaching out first so either you want to the county clerk to handle process or not just please let me know. I'm here to help thank you.
 >
 > Albert E. Manalo Real Estate Broker/Owner BRE 01402522.
 >
 >

--
 Phong H. Nguyen, Esq.
 Nguyen & Limon, LLP
 1625 The Alameda, Suite 200
 San Jose, California 95126
 P: (408) 413-0800
 phong@nguyenandlimon.com
 www.nguyenandlimon.com

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Devon Brook <devon@nguyenandlimon.com>

Marriage of Arcilla

1 message

Phong H. Nguyen <phong@nguyenandlimon.com>
To: Andre Arcilla <belowsov@gmail.com>
Cc: Daniel Marcus <daniel@nguyenandlimon.com>

Mon, Aug 12, 2019 at 12:05 PM

Mr. Arcilla,

As you are aware, I represent Ms. Arcilla in your divorce case. Please direct all communications intended for Maria to me.

The Court has issued certain orders in your case, which were served on you. I have attached them to this email for your convenience.

As noted in the orders, the remaining California assets are largely to be frozen or liquidated. You will note that your cooperation is not required to execute these orders. Notwithstanding, I invite you to cooperate. I understand that you responded to a recent inquiry by the intended listing agent for the various properties that you object to the properties being sold. Again, your cooperation is not necessary to effectuate the sale of the properties. Given these circumstances, please explain to me exactly the basis of your objections. Perhaps we can work something out

In the meantime, it would be helpful if you could send me information relating to your overseas assets, including, but not limited to, the businesses in Thailand, and any related accounts.

Please respond by noon on Wednesday 8/14/19. If I do not hear from you by then I will assume you prefer to not cooperate with the Court's orders

Thanks,

Phong

--

Phong H. Nguyen, Esq.

Nguyen & Limon, LLP

1625 The Alameda, Suite 200

San Jose, California 95126

P: (408) 413-0800

phong@nguyenandlimon.com

www.nguyenandlimon.com

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