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Joseph Dicks, Esq.
750 B Street, Suite 2720
San Diego, California 92101

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

TODD LESSER,

Plaintiff,

vs.

SURFSTONE, LLC, and DOES 1 through
100, inclusive,

Defendants.

Case No. GIC 859736

NOTICE OF PENDENCY OF ACTION
[Code Civ. Proc. Sec. 405.20]

Notice is given that the above-entitled action was filed in the above-entitled court on
January 13, 2006 by Todd Lesser, plaintiff, against defendant Surfstone, LLC. The action affects
title to specific real property and the right to possession of specific real property.

The specific real property affected by the action is located in San Diego County,
California, and is described as 10730 Thornmint Road, San Diego, California 92127. The
Assessor's Parcel Number is 678-292-22.

DATED: 1-27-06

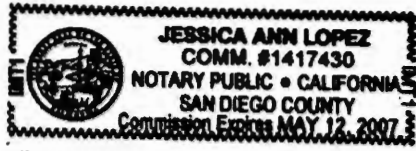
LAW OFFICE OF JOSEPH DICKS

Joseph Dicks
Attorney for Plaintiff, Todd Lesser

1 ACKNOWLEDGMENT

18536

2 Subscribed and sworn to before me this 27th day of January of 2006.



Jessica A. Lopez

1 Lesser v. Surfstone
Case No. GIC 859736

2
3 **DECLARATION OF SERVICE**
4 **STATE OF CALIFORNIA, COUNTY OF SAN DIEGO**

5 I, Suzanne Joyce, declare as follows:

6 I am employed with the Law Offices Joseph G. Dicks, A.P.C., whose address is 750 "B"
7 Street, Suite 2720, San Diego, California 92101. I am readily familiar with the business practices
of this office for collection and processing of correspondence for mailing with the United States
Postal Service; I am over the age of eighteen (18) and I am not a party to this action.

8 On January 27, 2006, I caused to be served the following:

9 **NOTICE OF PENDENCY OF ACTION**

10 on the interested parties on the attached Service List in this action by:

11 _____ by placing a copy in a separate envelope addressed to each addressee as indicated
12 below and delivering to Diversified Legal Service, for personal service.

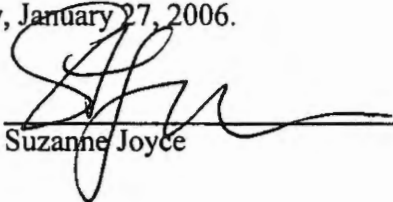
13 _____ by sending a copy via overnight mail. Airbill No. _____.

14 x by placing a copy in a separate envelope, with postage fully prepaid, for each
15 address named on the attached service list for collection and mailing on the below
16 indicated day following the ordinary business practices at the Law Offices of Joseph
17 G. Dicks, A.P.C., 750 B Street, Suite 2720, San Diego, California 92101. I certify
18 I am familiar with the ordinary business practices of my place of employment with
regard to collection for mailing with the United States Postal Service. I am aware
that on motion of the party served, service is presume invalid if postal cancellation
date or postage meter date is more than one day after date of deposit or mailing
affidavit. **CERTIFIED MAIL RETURN RECEIPT REQUESTED**

19 _____ by sending a copy via facsimile transmission to the facsimile number(s) indicated
20 below. The facsimile machine I used complied with California Rules of Court, Rule
21 2003, and no error was reported by machine. Pursuant to California Rules of Court,
22 Rule 2006(d), I caused the machine to print a transmission record of the
transmission, a copy of which is attached to this declaration.

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

25 Executed at San Diego, California, on Friday, January 27, 2006.

26 
27 _____
28 Suzanne Joyce

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SERVICE LIST

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Mr. John Raymond
 613 W. Valley Parkway, Suite 350
 Escondido, CA 92025

Agent for Service of Process for
 Surfstone, LLC

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Erick Altona, Esq.
 Lounsbury Ferguson Altona & Peak
 960 Canterbury Place, #300
 Escondido, CA 92025-3836

Attorney for Surfstone, LLC

CERTIFIED MAIL RETURN RECEIPT REQUESTED