

ATTORNEY OR PARTY WITHOUT ATTORNEY ( <i>Name and Address</i> ): <input type="checkbox"/> Recording requested by and return to: California Anti-SLAPP Project Mark Goldowitz-Director 2093 Sacramento Street, Berkeley, CA 94702  ATTORNEY FOR ( <i>Name</i> ):	TELEPHONE NO.: (510) 486-9123	FOR RECORDER'S USE ONLY  15 DEC 21 AM 11:36				
NAME OF COURT: Santa Clara County Superior Court STREET ADDRESS: 191 North First Street MAILING ADDRESS: San Jose, CA 95113 CITY AND ZIP CODE: Superior - Unlimited BRANCH NAME:		LEVYING OFFICER ( <i>Name and Address</i> ): San Francisco Sheriff Civil Section One Dr. Carlton B. Goodlett PL Rm. 456, Civil Division San Francisco, CA 94102 (415) 554-7235				
PLAINTIFF: EAGLE BROADBAND, INC. DEFENDANT: DOES 1 to 25						
<b>MEMORANDUM OF GARNISHEE</b> (Attachment - Enforcement of Judgment)						
<div style="border: 1px solid black; padding: 5px;"> <p><b>NOTICE TO PERSON SERVED WITH WRIT AND NOTICE OF LEVY OR NOTICE OF ATTACHMENT:</b> This memorandum must be completed and mailed or delivered to the levying officer within 10 days after service on you of the writ and notice of levy or attachment unless you have fully complied with the levy. Failure to complete and return this memorandum may render you liable for the costs and attorney fees incurred in obtaining the required information.</p> <p><b>- RETURN ALL COPIES OF THIS MEMORANDUM TO THE LEVYING OFFICER -</b></p> </div>		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">LEVYING OFFICER FILE NO.:</td> <td style="width: 50%;">COURT CASE NO.:</td> </tr> <tr> <td>2006337972</td> <td>105 CV050179</td> </tr> </table>	LEVYING OFFICER FILE NO.:	COURT CASE NO.:	2006337972	105 CV050179
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2006337972	105 CV050179					
<div style="border: 1px solid black; padding: 5px;"> <p>This memorandum does not apply to garnishment of earnings.</p> </div>						

1. If you will not deliver to the levying officer any property levied upon, describe the property and the reason for not delivering it:

N/A

2. For writ of execution only Describe any property of the judgment debtor not levied upon that is in your possession or under your control:

Garnishee does not have possession or control of any property of the judgment debtor.

3. If you owe money to the judgment debtor which you will not pay to the levying officer, describe the amount and the terms of the obligation and the reason for not paying it to the levying officer:

N/A

(Continued on reverse)

**MEMORANDUM OF GARNISHEE**  
(Attachment - Enforcement of Judgment)

SHORT TITLE: EAGLE BROADBAND, INC. vs. DOES 1 to 25	LEVYING OFFICER FILE NO.: 2006337972	CASE NUMBER: 105 CV050179
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4. Describe the amount and terms of any obligation owed to the judgment debtor that is levied upon but is not yet due and payable:  
 N/A

5. For writ of execution only Describe the amount and terms of any obligation owed to the judgment debt or that is not levied upon:  
 Garnishee does not owe any debt to the judgment debtor.

6. Describe any claims and rights of other persons to the property or obligation levied upon that are known to you and the names and addresses of the other persons:  
 N/A

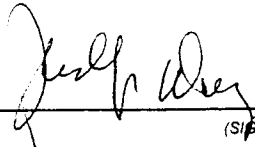
**DECLARATION**

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

Date: DECEMBER 12, 2006

GORDON & REES LLP

(TYPE OR PRINT NAME)

  
 (SIGNATURE)

If you need more space to provide the information required by this memorandum, you may attach additional pages.

Total number of pages attached:

1  
2  
3  
**PROOF OF SERVICE**

*Eagle Broadband, Inc. v. Does 1 to 25*  
Santa Clara County Superior Court, Case No. 105 CV050179

4 I am a resident of the State of California, over the age of eighteen years, and not a party  
5 to the within action. My business address is Embarcadero Center West, 275 Battery Street,  
6 Suite 2000, San Francisco, California. On the date set forth below, I served the attached  
document entitled:

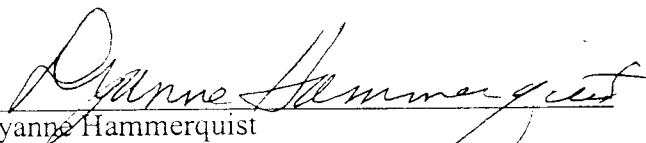
7 **MEMORANDUM OF GARNISHEE**

- 8  by transmitting via facsimile the document listed above to the fax numbers set forth  
below on this date before 5:00 p.m.
- 9  by placing the document listed above in a sealed envelope with postage thereon fully  
10 prepaid, in United States mail in the State of California at San Francisco, addressed  
as set forth below. I am readily familiar with the firm's practice of collection and  
11 processing correspondence for mailing. Under that practice it would be deposited  
with the U.S. Postal Service on that same day with postage thereon fully prepaid in  
12 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  
13 than one day after the date of deposit for mailing in affidavit.

14 San Francisco Sheriff  
15 Civil Section  
16 One Dr. Carlton B. Goodlett Pl.  
Room 456, Civil Division  
San Francisco, CA 94102

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

19 Executed on December 12, 2006 at San Francisco, California.

20  
21   
22 Dyanne Hammerquist