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PATRICIA A. NOLAND  
CLERK, SUPERIOR COURT

2010 MAR 24 PM 6:35

J. WHITNELL, DEPUTY

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11 Tucson, Arizona 85701-1367  
12 Telephone: (520) 628-6504  
13 Attorneys For Plaintiff

ARIZONA SUPERIOR COURT

COUNTY OF PIMA

12 STATE OF ARIZONA, ex rel. TERRY  
13 GODDARD, Attorney General,

14 Plaintiff,

15 -vs-

16 Dependable Locks, Inc.; Priceline Locksmith;  
17 A1 Locksmith 24 Hours, Inc.; A1 24 HR  
18 Locksmith; David Sasson, individually and as  
19 operator of A1 Locksmith 24 Hours, Inc.; David  
20 Sasson and Jane Doe Sasson, as a marital  
21 community; Gilad Gill, individually and as  
22 owner of Priceline Locksmith; Gilad Gill and  
23 Jane Doe Gill, as a marital community; David  
24 Peer, individually and as owner of Dependable  
25 Locks, Inc.; David Peer and Jane Doe Peer, as a  
26 marital community,

27 Defendants.

Case No: C 2008-7280

APPLICATION FOR ENTRY OF  
DEFAULT JUDGMENT AGAINST  
DEFENDANTS DEPENDABLE LOCKS,  
INC.; A1 24 HR LOCKSMITH; DAVID  
PEER; AND JANE DOE PEER

(Assigned to the Honorable Paul Tang)

25 Pursuant to Rule 55(a) and (b)(1) of the Arizona Rules of Civil Procedure, Plaintiff, the  
26 State of Arizona, *ex rel.* Terry Goddard, Attorney General, requests that the Court enter a  
27 judgment by default against Defendants Dependable Locks, Inc., A1 24 HR Locksmith, David  
28

1 Peer and Jane Doe Peer. The State submits there is no just cause for delay in entry of a default  
2 judgment against these Defendants.

3 The matter before the Court is an action by the state of Arizona against Defendants  
4 pursuant to the Arizona Consumer Fraud Act, A.R.S. § 44-1521, *et seq.* This action was  
5 commenced on November 17, 2009. The State served Defendants Dependable Locks, Inc.,  
6 David Peer, Jane Doe Peer and A1 24 HR Locksmith via certified mail pursuant to Rule 4.2(c)  
7 of the Arizona Rules of Civil Procedure.  
8

9 When the whereabouts of a party outside the state is known, service may be  
10 made by depositing the summons and a copy of the pleading being served in the  
11 post office, postage prepaid, to be sent to the person to be served by any form of  
mail requiring a signed and returned receipt.

12 Ariz. Rules of Civ.Proc., Rule 4.2(c).

13 On December 7, 2009, Mr. Edward Williams, Esq.'s office accepted service on behalf  
14 of Defendants Dependable Locks, Inc., David Peer and Jane Doe Peer. *See* Exhibit A. On that  
15 same date, John Gunther accepted service on behalf of Defendant A1 24 HR Locksmith. *See*  
16 Exhibit B.  
17


18 "Where service of the summons and of a copy of a pleading requiring service by  
19 summons is made outside the state by any means authorized by this Rule 4.2, other than  
20 subsection (d), the person served shall appear and answer within thirty days after completion  
21 thereof. . . ." Ariz. Rules of Civ.Proc., Rule 4.2(m). Thirty days from the date representatives  
22 accepted service on behalf of Defendants Dependable Locks, Inc., A1 24 HR Locksmith, David  
23 Peer and Jane Doe Peer was on or about January 6, 2010. To date, Defendants Dependable  
24 Locks, Inc., A1 24 HR Locksmith, David Peer and Jane Doe Peer have not answered the  
25 allegations. "Averments in a pleading to which a responsive pleading is required, other than  
26 those as to the amount of damage, are admitted when not denied in the responsive pleading."  
27

28 Ariz. Rules of Civ.Proc., Rule 8(d).

1 "When a party against whom a judgment for affirmative relief is sought has failed to  
2 plead or otherwise defend as provided by these Rules, the clerk shall enter that party's default  
3 in accordance with the procedures set forth below." Ariz. Rules of Civ.Proc., Rule 55(a).  
4 Consequently, the State respectfully requests that Defendants Dependable Locks, Inc., A1 24  
5 HR Locksmith, David Peer and Jane Doe Peer's default be entered pursuant to Rule 55(a) of  
6 the Arizona Rules of Civil Procedure.  
7

8 DATED this 24<sup>th</sup> day of March, 2010.

9  
10 TERRY GODDARD,  
11 Attorney General

12 By:   
13 TAREN M. ELLIS  
14 Assistant Attorney General

15 Copies of the foregoing was hand-delivered  
16 This 24<sup>th</sup> day of March, 2010, to:

17 Honorable Paul Tang  
18 Pima County Superior Court  
19 110 West Congress  
20 Tucson, Arizona 85701

21 Copies of the foregoing was mailed this  
22 24<sup>th</sup> day of March, 2010, to:

23 Dependable Locks, Inc.  
24 David Peer and Jane Doe Peer  
25 c/o Edward W. Williams, Esq.  
26 205 West Wacker Drive, Suite 1220  
27 Chicago, IL 60606

28 A1 24 HR Locksmith  
2643 Gulf to Bay Blvd., Suite 1560  
Clearwater, FL 33759

Exhibit A



Taren M. Ellis  
Assistant Attorney General  
Consumer Protection &  
Advocacy Section  
Telephone: (520) 628-6504  
Facsimile: (520) 628-6532

Terry Goddard  
Attorney General

Office of the Attorney General  
State of Arizona

December 2, 2009

Dependable Locks, Inc.  
David Peer and Jane Doe Peer  
c/o Edward W. Williams, Esq.  
205 West Wacker Drive, Suite 1220  
Chicago, IL 60606

VIA CERTIFIED MAIL

Re: State v. Dependable Locks, Inc., et al.

Dear Mr. Williams:

Enclosed with this letter is a copy of the Civil Summons and Complaint for Injunctive and Other Relief for each of the following Defendants: Dependable Locks, Inc., David Peer, individually and as owner of Dependable Locks, Inc., David Peer and Jane Doe Peer.

Sincerely,

A handwritten signature in cursive script, appearing to read "Taren M. Ellis".

Taren M. Ellis  
Assistant Attorney General  
Consumer Protection & Advocacy Section

Enclosures

BEST COPY

7008 2810 0001 6546 2334

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**CERTIFIED MAIL™ RECEIPT**  
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Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement)		

Total Postage: Dependable Locks, Inc.  
 David Peer and Jane Doe Peer  
 c/o Edward W. Williams, Esq.  
 205 West Wacker Drive, Suite 1220  
 Chicago, IL 60606

Sent To: \_\_\_\_\_  
 Street, Apt. or PO Box: \_\_\_\_\_  
 City, State, Zip: \_\_\_\_\_

PS Form 3800, August 2006 See Reverse for instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Dependable Locks, Inc.  
 David Peer and Jane Doe Peer  
 c/o Edward W. Williams, Esq.  
 205 West Wacker Drive, Suite 1220  
 Chicago, IL 60606

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
 Signature  Agent  
 Addressee

B. Received by (Printed Name) \_\_\_\_\_

C. Date of Delivery  
 12-7-09

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number (Transfer from service label) 7008 2810 0001 6546 2334

Exhibit B



Terry Goddard  
Attorney General

Office of the Attorney General  
State of Arizona

Taren M. Ellis  
Assistant Attorney General  
Consumer Protection &  
Advocacy Section  
Telephone: (520) 628-6504  
Facsimile: (520) 628-6532

December 2, 2009

A1 24 HR Locksmith  
2643 Gulf to Bay Blvd., Suite 1560  
Clearwater, FL 33759

VIA CERTIFIED MAIL

Re: State v. Dependable Locks, Inc., et al.

Dear Sir:

Enclosed with this letter is a copy of the Civil Summons and Complaint for Injunctive and Other Relief filed by the Arizona Attorney General's Office on November 17, 2009.

Sincerely,

A handwritten signature in cursive script that reads "Taren M. Ellis".

Taren M. Ellis  
Assistant Attorney General  
Consumer Protection & Advocacy Section

Enclosure



BEST COPY

7008 2810 0001 6546 2396

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**OFFICIAL USE**

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		

Total Po **A1 24 HR Locksmith**  
**2643 Gulf to Bay Blvd., Suite 1560**  
**Clearwater, FL 33759**

Sent to  
 Street, Apt  
 or PO Box  
 City, State

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>X <i>[Signature]</i></p> <p>B. Received by (Printed Name) <i>John C. Gunther</i></p> <p>C. Date of Delivery <i>12/7/08</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No        If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p><b>A1 24 HR Locksmith</b>  <b>2643 Gulf to Bay Blvd., Suite 1560</b>  <b>Clearwater, FL 33759</b></p> <p><i>08.73</i></p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number        (Transfer from service label)</p> <p><b>7008 2810 0001 6546 2396</b></p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>