

FILED

MAR 12 2013

INYO CO. SUPERIOR COURT
TAMMY L. GRIMM, CLERK
DEPUTY

G. Shults

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF INYO

IMAGED

David Hitz, Chairman of the Board of Trustees of the L.L. Nunn Trust, acting on behalf of the Board of Trustees,

Plaintiffs and Appellants,

vs.

Kinch Hoekstra and Edward Keonjian, Trustees of the L.L. Nunn Trust and Directors of the Deep Springs Corporation,

Defendants and Respondents.

Superior Case No. : SICVPB 12-53232

NOTICE OF FILING OF NOTICE OF APPEAL

YOU WILL PLEASE TAKE NOTICE that on March 11, 2013 in the above-entitled action(s) the Plaintiff filed with the clerk of this court a Notice of Appeal from the Rulings of the Honorable Dean T. Stout on January 08, 2013 and February 13, 2013.

Dated: March 12, 2013

TAMMY L. GRIMM, Clerk

By: *Gail Shults*
Gail Shults, Deputy Clerk

DECLARATION OF SERVICE
CCP Section 1013
Superior Case no. SICVPB 12-53232

I, the undersigned, say: I am a citizen of the United States, a resident or employed in the County of Inyo, over the age of eighteen years, and not a party to the within action; that my business address is: Courthouse, 168 N. Edwards St., Independence, CA 93526, that on March 12, 2013 I served a copy of the foregoing document(s) described as:

NOTICE OF FILING OF NOTICE OF APPEAL

(X) BY MAIL: I am readily familiar with the County of Inyo's practice of collection and 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 at Independence, California in 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 than one day after date of deposit for mailing in affidavit. Said copy was mailed as indicated below:

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|--|---|
| OFFICE OF THE CLERK COURT OF APPEAL 3389 TWELFTH STREET RIVERSIDE, CA. 92501-3819 | PETER TRACY, ESQ. LAW OFFICES OF PETER TRACY POST OFFICE BOX 485 BISHOP, CA. 93515 |
| CHRISTOPHER L. CAMPBELL, ESQ. BAKER, MANOCK & JENSEN, PC 5260 N. PALM AVE., SUITE 421 FRESNO, CA. 93704 | JOSEPH C. LIBURT, ESQ. ORRICK, HERRINGTON & SUTCLIFFE, LLP 1000 MARSH ROAD MENLO PARK, CA. 94025 |
| JON MICHAELSON, ESQ. K & L GATES 630 HANSEN WAY PALO ALTO, CA. 94304 | HEATHER M. HOEKSTRA, ESQ. 420 COVENTRY ROAD KENSINGTON, CA. 94707 |

() BY PERSONAL SERVICE: Said copy was delivered through inter-office mail as indicated below:

() BY FACSIMILE: I the above-mentioned document was transmitted by electronic facsimile as indicated below: I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated: MARCH 12, 2013



G. Shults, Deputy Clerk