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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

KATIE ANN BARCELO and JUSTIN
ROBERTS,

Plaintiff,

vs.

CITY OF SAN DIEGO, 51
STRATEGIES L.L.C. doing business as
S & S TOWING, SEAN GERMAINE
METCALF, SONYA DEFREITAS-
METCALF, 5471 BAYVIEW
HEIGHTS, L.P., MAAC BAYVIEW
HEIGHTS, L.L.C. and DOES 1 through
10, inclusive,

Defendants.

Case No.: 3:25-cv-00329-BAS-AHG

PLAINTIFFS' EX PARTE
APPLICATION TO SERVE
DEFENDANTS 51 STRATEGIES
L.L.C. doing business as S & S
TOWING S & S TOWING, SEAN
GERMAINE METCALF and SONYA
DEFREITAS-METCALF BY
PUBLICATION

DATED: OCTOBER 8, 2026

**UNITED STATES DISTRICT
JUDGE CYNTHIA BASHANT**

**UNITED STATES MAGISTRATE
JUDGE ALLISON H. GODDARD**

COME NOW plaintiffs Katie Ann Barcelo and Justin Roberts and apply to
this honorable court, ex parte, for an Order permitting plaintiffs to serve the
Summons on First Amended Complaint and the First Amended Complaint in this

PLAINTIFFS' EX PARTE APPLICATION TO SERVE DEFENDANTS 51 STRATEGIES
L.L.C. doing business as S & S TOWING, SEAN GERMAINE METCALF and SONYA
DEFREITAS-METCALF BY PUBLICATION

1 action by publication on defendants 51 Strategies L.L.C. doing business as S & S
2 Towing, Sean Germaine Metcalf and Sonya Defreitas-Metcalf pursuant to Federal
3 Rule of Civil Procedure 4(e)(1) and Cal. Civ. Proc. Code § 415.50.

4 This application is based on the ground that plaintiffs have been diligent in
5 attempting to serve defendants 51 Strategies L.L.C. doing business as S & S
6 Towing, Sean Germaine Metcalf and Sonya Defreitas-Metcalf with the Summons
7 on First Amended Complaint and the First Amended Complaint in this action, and
8 have exhausted all alternative methods to serve defendants 51 Strategies L.L.C.
9 doing business as S & S Towing, Sean Germaine Metcalf and Sonya Defreitas-
10 Metcalf Summons on First Amended Complaint and the First Amended
11 Complaint in this action, and it appears that further efforts to serve said defendants
12 other than by publication in this action would be futile.
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15 This application is also based on the attached Declaration of Jerry L.
16 Steering Plaintiffs' Ex Parte Application to Serve Defendants 51 Strategies L.L.C.
17 doing business as S & S Towing, Sean Germaine Metcalf and Sonya Defreitas-
18 Metcalf By Publication, and Plaintiffs' Memorandum of Points and Authorities in
19 Support thereof.
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21 LAW OFFICE OF JERRY L. STEERING

22 Dated: October 9, 2025

/s/ Jerry L. Steering

23 JERRY L. STEERING, ATTORNEY FOR
24 PLAINTIFFS KATIE BARCELO and JUSTIN
25 ROBERTS
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PLAINTIFFS' EX PARTE APPLICATION TO SERVE DEFENDANTS 51 STRATEGIES
L.L.C. doing business as S & S TOWING, SEAN GERMAINE METCALF and SONYA
DEFREITAS-METCALF BY PUBLICATION