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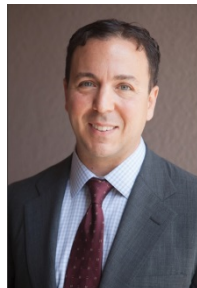
Thank you for visiting our website and downloading this form. We hope you find the information and forms useful.

Buscemi Hallett LLP specializes in construction disputes, including prosecution of mechanic's lien rights, stop notices and bond claims on both private and public works of improvement throughout California. Buscemi Hallett LLP has a successful track record and will work on your behalf to recover the maximum amount in the shortest time possible.

Attorneys Michael R. Buscemi and David E. Hallett have represented some of the largest national and multinational construction companies, material suppliers, and engineering firms doing business in the State of California and routinely assist smaller contractors and vendors avoid the often drastic impact of non-payment. Buscemi Hallett LLP has successfully prosecuted and defended our clients through trial and has recovered millions of dollars for their clients through aggressive, cost-effective representation.

We provide these forms as a courtesy only and no legal advice or attorney client relationship is established by the use of these forms. It is recommended that you consult with our office before attempting to use self-help. This is especially true if your case involves unique or complicated issues. Most construction, transactional and creditor issues affect significant legal rights. In many cases these rights cannot be adequately protected without the assistance of an attorney. We can help you protect your rights and achieve results.

You are invited to contact the attorneys at Buscemi Hallett LLP today at (619) 231-5900 for a *free consultation* or review [www.BuHaLaw.com](http://www.BuHaLaw.com) for more information.



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## MECHANICS LIEN

**NOTICE IS HEREBY GIVEN** that \_\_\_\_\_ (“Claimant”) claims a lien for labor, service, equipment or materials under Section 8000 et seq. of the Civil Code of the State of California, upon the property described herein and upon every estate or interest in such structure, improvement and premises held by any party holding an estate therein. The labor, service, equipment or materials was furnished for the construction of those certain buildings, improvements, or structures on that certain real property located in the County of \_\_\_\_\_, State of California, described as follows (address and/or sufficient legal description): \_\_\_\_\_

After deducting all just credits and offsets, the sum of \_\_\_\_\_, together with interest at the rate of \_\_\_\_\_ per annum from \_\_\_\_\_ (date when balance became due), is due claimant for the following labor, service, equipment or materials: \_\_\_\_\_

Claimant furnished the labor or services or equipment or materials, at the request of:

\_\_\_\_\_  
(employer, person or entity to whom Claimant furnished labor, service, equipment or materials).

The name and address of the owner or reputed owner of the real property is/are:

Claimant's address is: \_\_\_\_\_

Dated \_\_\_\_\_

Signature: \_\_\_\_\_

Name and Capacity: \_\_\_\_\_

### VERIFICATION

I, \_\_\_\_\_, am the \_\_\_\_\_

(“owner,” “president,” “authorized agent,” “partner,” etc.) of Claimant on the foregoing claim of mechanics lien, and am authorized to make this verification for and on its behalf. I have read the foregoing claim of mechanics lien and know the contents thereof and the same is true of my knowledge. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated \_\_\_\_\_

Signature: \_\_\_\_\_

Name and Capacity: \_\_\_\_\_

**NOTICE OF MECHANICS LIEN CLAIM  
ATTENTION!**

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is release.

**BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS' STATE LICENSE BOARD WEB SITE AT [www.cslb.ca.gov](http://www.cslb.ca.gov).**

**PROOF OF SERVICE AFFIDAVIT**

**California Civil Code section 8416**

Failure to serve the Mechanic's Lien and Notice of Mechanic's Lien on the owner, or alternatively if the owner cannot be served on the lender or direct contractor, shall cause the Mechanic's Lien to be unenforceable as a matter of law. Service of the Mechanic's Lien and Notice of Mechanic's Lien must be by (1) registered mail, (2) certified mail, or (3) first-class mail evidenced by a certificate of mailing, postage prepaid, and to a residence or business address for the owner, lender or contractor. Further, a Proof of Service Affidavit (below) must be completed and signed by the person serving the Mechanic's Lien and Notice of Mechanic's Lien. This page should be completed (either one of the sections below) and recorded with the County Recorder along with the Mechanic's Lien and Notice of Mechanic's Lien.

**PROOF OF SERVICE AFFIDAVIT (ON OWNER)**  
**California Civil Code section 8416(a)(7) and (c)(1)**

I, \_\_\_\_\_ (name), declare that I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the owner(s) or reputed owner(s) of the property:

Company/Person Served: \_\_\_\_\_

Title or capacity of person served (if appropriate): \_\_\_\_\_

Service address: \_\_\_\_\_

Said service address is the owner's residence, place of business, or address showed by the building permit on file with the permitting authority for the work.

Executed on \_\_\_\_\_, 20\_\_\_\_ (date) at \_\_\_\_\_ (city), \_\_\_\_\_ (county), California.

By: \_\_\_\_\_  
(Signature of person making service)

**ALTERNATE PROOF OF SERVICE AFFIDAVIT (ON LENDER OR DIRECT CONTRACTOR)**  
**California Civil Code Section 8416(a)(7) and (c)(2)**

I, \_\_\_\_\_ (name), declare that the owner or reputed owner cannot be served with a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail. Pursuant to California civil Code section 8416(c)(2), I served a copy of this Mechanic's Lien and Notice of Mechanic's Lien by registered mail, certified mail, or first-class mail evidenced by a certificate of mailing, postage prepaid, addressed as follows to the construction lender or direct contractor as follows:

Company/Person Served: \_\_\_\_\_

Title or capacity of person served (If appropriate): \_\_\_\_\_

Service address: \_\_\_\_\_

Executed on \_\_\_\_\_, 20\_\_\_\_ (date) at \_\_\_\_\_ (city), \_\_\_\_\_ (county), California.

By: \_\_\_\_\_  
(Signature of person making service)