

**COMMISSIONERS**  
BOB STUMP - Chairman  
GARY PIERCE  
BRENDA BURNS  
BOB BURNS  
SUSAN BITTERS SMITH



**ARIZONA CORPORATION COMMISSION**



04596350  
Executive Director

**PATRICIA L. BARFIELD**  
Director  
Corporations Division

Date 02/28/2014

**UNITY ADJUSTMENTS, INC**  
**PO BOX 91052**  
**CITY OF INDUSTRY, CA 91715-1052**

Dear Sir or Madam:

Enclosed is a copy of the following document(s) that were served upon the Arizona Corporation Commission on 02/28/2014 as agent for **UNITY ADJUSTMENTS, INC.** :

Case caption: **DONALD CHILDS v. FARMERS INSURANCE COMPANY OF ARIZONA et al,**  
Case number: **CV201300231** Court: **COCHISE COUNTY, SUPERIOR COURT**

- ☐ Summons
- ☐ Complaint
- ☐ Subpoena
- ☒ Subpoena Duces Tecum
- ☐ Default Judgment
- ☐ Judgment
- ☐ Writ of Garnishment
- ☐ Motion For Summary Judgment
- ☐ Motion for
- ☐ Other

Sincerely,

A handwritten signature in black ink, appearing to read "Lynda B. Griffin", written over a horizontal line.

Lynda B. Griffin  
Custodian of Records

Initials **PTG**  
File number **F11013037**



**COMMISSIONERS**  
**BOB STUMP - Chairman**  
**GARY PIERCE**  
**BRENDA BURNS**  
**BOB BURNS**  
**SUSAN BITTERSMTIH**



**ARIZONA CORPORATION COMMISSION**

**JODI JERICH**  
Executive Director  
**PATRICIA L. BARFIELD**  
Director, Corporations Division

**CERTIFICATE OF MAILING**

Date: **02/28/2014**

I, **PETER GRAHAM** am an employee of the Arizona Corporation Commission ("ACC"). I hereby certify that on the **28TH** day of **FEBRUARY, 2014**, I received on behalf of the ACC service of the following documents upon the ACC as agent for **UNITY ADJUSTMENTS, INC.**

Case caption: **DONALD CHILDS v. FARMERS INSURANCE COMPANY OF ARIZONA et al**

Case number: **CV201300231**

Court: **COCHISE COUNTY, SUPERIOR COURT**

- |  |  |
|--|--|
| <input type="checkbox"/> Summons                         | <input type="checkbox"/> Default Judgment    |
| <input type="checkbox"/> Complaint                       | <input type="checkbox"/> Judgment            |
| <input type="checkbox"/> Subpoena                        | <input type="checkbox"/> Writ of Garnishment |
| <input checked="" type="checkbox"/> Subpoena Duces Tecum |  |
| <input type="checkbox"/> Motion For Summary Judgment     |  |
| <input type="checkbox"/> Motion for                      |  |
| <input type="checkbox"/> Other                           |  |

I hereby certify that on the **28TH** day of **FEBRUARY, 2014**, I placed a copy of the above listed documents in the United States Mail, postage prepaid, addressed to

**UNITY ADJUSTMENTS, INC.**

at its last known place of business as follows:

**PO BOX 91052**  
**CITY OF INDUSTRY, CA 91715-1052**

**OR**

I hereby certify that I was unable to mail the above listed documents to

because that entity is not a registered corporation or limited liability company in the State of Arizona, and the Arizona Corporation Commission has no record of its known place of business.

I declare and certify under penalty of perjury that the foregoing is true and correct.

Executed on this date: **02/28/2014**

(signature) \_\_\_\_\_



# KUNZ PLITT HYLAND & DEMLONG

A PROFESSIONAL CORPORATION  
ATTORNEYS AT LAW

■ 3838 N. CENTRAL AVE., SUITE 1500 ■ PHOENIX, AZ 85012-1902 ■ TELEPHONE 602 331-4600 ■ FACSIMILE: 602 331-8600 ■  
[www.kunzlegal.com](http://www.kunzlegal.com)

Steven J. Gross  
Writer's Direct Line  
(602) 889-2986  
sjg@kunzlegal.com

February 24, 2014

Custodian of Records  
Unity Adjustments, Inc.  
c/o Tahja Romero, Statutory Agent  
10402 E. Seven Generations  
Tucson, Arizona 85747

Re: Childs v. Farmers, et al.  
Cochise County Superior Court, Case No. CV201300231

Dear Sir/Madam:

Attached hereto please find a Subpoena Duces Tecum addressed to Unity Adjustments, Inc., seeking copies of all records in the possession of Unity Adjustments related to its work at the home of Donald Childs, located at 10025 Twin Oaks Road, Hereford, Arizona, as identified in the attached subpoena.

WE DO NOT INTEND TO TAKE TESTIMONY AT THIS TIME, BUT **MERELY WANT TO OBTAIN COPIES OF ANY AND ALL RECORDS** IN YOUR POSSESSION AS REQUESTED IN THE SUBPOENA, AND TO BE RECEIVED BY THIS OFFICE ON OR BEFORE MARCH 24, 2014. Please let us know if Unity Adjustments requires additional time to produce these records, and we will gladly extend the production date.

If you will forward your itemized statement for photo-copying along with the records, we will send our check by return mail. Pursuant to A.R.S. §12-351, payment will be made at the rate of .10 cents per page of photocopies and \$10 per hour of clerical time necessary in locating and photocopying the records. If you choose to appear for deposition, please let us know so that we can make the appropriate arrangements for a conference room and Court Reporter, in addition to notifying the Plaintiffs' attorneys of your desire to be deposed.

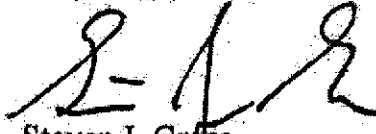


Unity Adjustments, Inc.  
Re: Childs v. Farmers  
February 24, 2014  
Page 2

Please also sign and return the enclosed Verification with the records you produce.

Thank you for your anticipated cooperation in this matter. If you should have any questions or concerns, please do not hesitate to contact us.

Very truly yours,



Steven J. Gross  
For the Firm

SJG/ag  
Enclosures

cc: All Counsel





**Childs v. Farmers, et al.**  
**Cochise County Superior Court**  
**Case No. CV201300231**

STATE OF ARIZONA                    )  
  ) ss.  
County of \_\_\_\_\_)

**VERIFICATION OF**  
**CUSTODIAN OF RECORDS**

I declare that the following statements are true:

1. That I am the duly authorized Custodian of Records of Unity Adjustments, Inc. and that I have authority to certify said records;
2. That the records attached hereto, consisting of \_\_\_\_ pages, are a true and complete copy of all the records pertaining to the property located at 10025 Twin Oaks Road, Hereford, Arizona, and which are described in the Subpoena Duces Tecum; and
3. That said records are prepared by personnel or persons acting under the control of personnel in the ordinary course of business of Unity Adjustments, Inc. at or near the time of the act, condition or event described in said records.

**FURTHER, AFFIANT SAYETH NAUGHT.**

\_\_\_\_\_  
Custodian of Records  
for Unity Adjustments, Inc.

On this \_\_\_\_ day of \_\_\_\_\_, 2014, before me, the undersigned Notary Public in and for the County of \_\_\_\_\_, State of Arizona, personally appeared \_\_\_\_\_, known to me to be or satisfactorily proven to me to be the person whose name is subscribed to the foregoing document and acknowledged that (he/she) signed the same for the purposes therein contained. IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_



1 William M. Demlong (SBN – 012458)  
2 Steven J. Gross (SBN – 023921)  
3 **KUNZ PLITT**  
4 **HYLAND & DEMLONG**  
5 3838 North Central Avenue, Suite 1500  
6 Phoenix, Arizona 85012-1902  
7 Tel: (602) 331-4600  
8 Fax: (602) 331-8600  
9 wmd@kunzlegal.com; sig@kunzlegal.com

10 Attorneys for Defendants

11  
12  
13 **IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA**  
14 **IN AND FOR THE COUNTY OF COCHISE**

15 DONALD CHILDS, an unmarried  
16 individual,

17 Plaintiff,

18 vs.

19 FARMERS INSURANCE COMPANY OF  
20 ARIZONA, an Arizona corporation;  
21 GINGER LEE HERNANDEZ and JOHN  
22 DOE HERNANDEZ, Arizona residents;  
23 JOHN and JANE DOES I-X; and BLACK  
24 and WHITE BUSINESS ENTITIES I-X,

25 Defendants.

No. CV201300231

**CIVIL SUBPOENA DUCES TECUM  
(RECORDS ONLY)**

(Assigned to Hon. Karl D. Elledge)

**THE STATE OF ARIZONA TO:**

Custodian of Records  
Unity Adjustments, Inc.  
c/o Tahja Romero, Statutory Agent  
10402 E. Seven Generations  
Tucson, Arizona 85747

YOU ARE ORDERED to produce and permit inspection, copying, testing, or sampling of the following designated documents, electronically stored information or tangible things, or to permit inspection of the premises at the place, date and time specified below:

**DATE AND TIME OF APPEARANCE:** March 14, 2014 at 10:00 a.m.



1       **PLACE OF APPEARANCE:** Kunz Plitt Hyland & Demlong  
2                                   3838 North Central Avenue, Suite 1500  
                                  Phoenix, Arizona 85012-1902

3       **YOU ARE ALSO COMMANDED** to bring with you and produce these books,  
4 papers, documents or tangible things:

5       1. Any and all documents in your possession relating to the property owned  
6 by Donald Childs, located at 10025 Twin Oaks Road, Hereford, Arizona, including, but  
7 not limited to, the complete file of Unity Adjustments, Inc., including reports, drafts,  
8 notes, transcripts, recordings, blueprints, photographs, emails, correspondence,  
9 invoices, billings, compensation agreements, contracts, proposals, plans, estimates, bids,  
10 agreements, repair estimates, and/or any other documentation relating to Unity  
11 Adjustments, Inc.s' work at 10025 Twin Oaks Road, Hereford, Arizona.

12       YOUR APPEARANCE IS NOT REQUIRED *if* the items ordered to be produced are  
13 delivered to the requesting party within the time allowed AND you are not otherwise ordered  
14 to appear.

15       You have been subpoenaed by: Defendants Farmers Insurance Company of Arizona  
16 and Hernandez Defendants, whose attorneys' name, address and telephone number is:

17                                   William M. Demlong, Esq.  
18                                   Steven J. Gross, Esq.  
19                                   KUNZ PLITT HYLAND & DEMLONG  
20                                   3838 N. Central Avenue, Suite 1500  
21                                   Phoenix, Arizona 85012-1902  
22                                   Telephone: (602) 331-4600  
23                                   Fax: (602)-331-8600  
24

25                                   **Your Duties in Responding To This Subpoena**

\* See Arizona Rules of Civil Procedure (A.R.C.P.), Rules 45(b), (c), and (e), and Rule 45(e), and the "Your Right to Object to this Subpoena" section below.

**ATTENDANCE AT TRIAL.** If this subpoena commands you to appear at a trial, you must appear at the place, date and time designated in the subpoena unless you file a timely motion with the court and the court quashes or modifies the subpoena. Unless a court orders otherwise, you are required to travel to any part of the state to attend and give testimony at a trial.



1       **ATTENDANCE AT A HEARING OR DEPOSITION.** If this subpoena commands  
2 you to appear at a hearing or deposition, you must appear at the place, date and time designated  
3 in this subpoena unless either:

4       (1) you file a timely motion with the court and the court quashes or modifies the  
5 subpoena; or

6       (2) you are not a party or a party's officer and this subpoena commands you to travel to  
7 a place other than:

8           (a) the county in which you reside or you transact business in person; or

9           (b) the county in which you were served with the subpoena or within forty (40)  
10 miles from the place of service; or

11           (c) such other convenient place fixed by a court order.

12       **PRODUCTION OF DOCUMENTARY EVIDENCE, TANGIBLE OBJECT, OR**  
13 **INSPECTION OF PREMISES.** If this subpoena commands you to produce and permit  
14 inspection, copying, testing or sampling of designated documents, electronically stored  
15 information, or tangible things, you must make the items available at the place, date and time  
16 designated in this subpoena, and in the case of electronically stored information, in the form or  
17 forms requested, unless you provide a good faith written objection to the party or attorney who  
18 served the subpoena. Similarly, if this subpoena commands you to make certain premises  
19 available for inspection, you must make the designated premises available for inspection on the  
20 date and time designated in this subpoena unless you provide a good faith written objection to  
21 the party or attorney who served the subpoena.

22       You should note that a command to produce certain designated materials, or to permit  
23 the inspection of premises, *may* be combined with a command to appear at a trial, hearing or  
24 deposition. You do not, however, need to appear in person at the place of production or  
25 inspection unless the subpoena *also* states that you must appear for and give testimony at a  
hearing, trial or deposition.

If the subpoena commands you to produce documents, you have the duty to produce the  
designated documents as they are kept by you in the usual course of business, or you may  
organize the documents and label them to correspond with the categories set forth in the  
subpoena.

### **YOUR RIGHT TO OBJECT TO THIS SUBPOENA**

*Generally*, if you have concerns or questions about this subpoena, you should first  
contact the party or attorney who served the subpoena. The party or attorney serving the  
subpoena has a duty to take reasonable steps to avoid imposing an undue burden or expense on  
you. The superior court enforces this duty and may impose sanctions upon the party or  
attorney serving the subpoena if this duty is breached.

### **PROCEDURE FOR OBJECTING TO A SUBPOENA FOR ATTENDANCE AT A HEARING, TRIAL OR DEPOSITION:**

- You must file a motion to quash or modify the subpoena with the court to obtain  
a court order excusing you from complying with this subpoena.\*





- The motion must be filed in the superior court of the county in which the case is pending or in the superior court of the county from which the subpoena was issued.\*
- The motion must be filed **before the time specified for compliance or within 14 days after the subpoena is served**, whichever is earlier.\*
- You must send a copy of any motion to quash or modify the subpoena to the party or attorney who served the subpoena.

The court **must** quash or modify a subpoena *if* . . .

- (1) the subpoena does not provide a reasonable time for compliance;
- (2) the subpoena commands your attendance at a trial **and** if the subpoena commands you to travel to a place **other than**:
  - (a) the county in which you reside or transact business in person;
  - (b) the county in which you were served with a subpoena, or within forty (40) miles from the place of service; or
  - (c) such other convenient place fixed by a court order; or
- (3) the subpoena requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (4) the subpoena subjects you to undue burden.

The court **MAY** quash or modify a subpoena *if* . . .

- (1) the subpoena requires you to disclose a trade secret or other confidential research, development or commercial information;
- (2) you are an unretained expert and the subpoena requires you to disclose your opinion or information resulting from your study that you have not been requested by any party to give on matters that are specific to the dispute;
- (3) you are not a party or a party's officer and the subpoena would require you to incur substantial travel expense; or
- (4) the court determines that justice requires the subpoena to be quashed or modified.

In these last four circumstances, a court may, instead of quashing or modifying a subpoena, order your appearance or order the production of material under specified conditions **if**:

- (1) the serving party or attorney shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; **and**



- (2) if your travel expenses or the expenses resulting from the production are at issue, the court ensures that you will be reasonably compensated.

**PROCEDURE FOR OBJECTING TO SUBPOENA FOR PRODUCTION OF DOCUMENTARY EVIDENCE, RECORD, TANGIBLE OBJECT OR INSPECTION OF PREMISES:**

**If you wish to object to a subpoena commanding you to produce documents, electronically stored information or tangible items, or to permit the inspection of premises, you may send a good faith written objection to the party or attorney serving the subpoena that objects to:**

- (1) producing, inspecting, copying, testing or sampling any or all of the materials designated in the subpoena;
- (2) inspecting the premises; or producing electronically stored information in the form or forms requested.

**You must send your written objection to the party or attorney who served the subpoena before the time specified for compliance or within 14 days after the subpoena is served, whichever is earlier.**

**If you object because you claim the information requested is privileged, protected, or subject to protection as trial preparation material, you must express the objection clearly, and support each objection with a description of the nature of the document, communication or item not produced so that the demanding party can contest the claim.**

If you object to the subpoena in writing, you do not need to comply with the subpoena until a court orders you to do so. It will be up to the party or attorney serving the subpoena to first personally consult with you and engage in good faith efforts to resolve your objection and, if the objection cannot be resolved, to seek an order from the court to compel you to provide the documents or inspection requested, after providing notice to you.

If you are not a party to the litigation, or a party's officer, the court will issue an order to protect you from any significant expense resulting from the inspection and copying commanded. *See* Rule 45(c)(6)(B) of the Arizona Rules of Civil Procedure.

Instead of sending a written objection to the party or attorney who served the subpoena, you also have the option of raising your objections in a motion to quash or modify the subpoena. *See* Rule 45(e)(2) of the Arizona Rules for Civil Procedure. The procedure and grounds for doing so are described in the section above entitled "Procedure for Objecting to a Subpoena for Attendance at a Hearing, Trial or Deposition."

If the subpoena *also* commands your attendance at a hearing, trial or deposition, sending a written objection to the party or attorney who served the subpoena does not suspend or modify your obligation to attend and give testimony at the date, time and place specified in the subpoena. *See* Rule 45(c)(5)(A)(iii) of the Arizona Rules of Civil Procedure. If you wish to object to the portion of this subpoena requiring your attendance at a hearing, trial or deposition, you must file a motion to quash or modify the subpoena as described in the section above



1 entitled "Procedure for Objecting to a Subpoena for Attendance at a Hearing, Trial or  
2 Deposition." See Rule 45(b)(5) and 45(c)(5)(iii) of the Arizona Rules of Civil Procedure.

3 **ADA Notification**

4 **Requests for reasonable accommodation for persons with disabilities must be made to the  
court by parties at least 3 working days in advance of a scheduled court proceeding.**

5 **Requests for an interpreter for persons with limited English proficiency must be made to  
6 the division assigned to the case by the party needing the interpreter and/or translator or  
his/her counsel at least ten (10) judicial days in advance of a scheduled court proceeding.**

7 SIGNED AND SEALED this date \_\_\_\_\_, CLERK

8 By: \_\_\_\_\_  
9 Deputy Clerk

**COPY**

FEB 25 2014



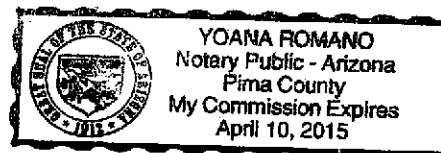
MICHAEL K. JEANES, CLERK  
S. LaSPALUTO  
DEPUTY CLERK



Attorney or Party without Attorney: KUNZ PLITT HYLAND & DEMLONG 3838 N. CENTRAL AVE SUITE 1500 PHOENIX, AZ 85012  Telephone No: 602-331-4600			For Court Use Only	
Attorney for: Plaintiff			Ref. No or File No.:	
Insert name of Court, and Judicial District and Branch Court: In The Superior Court Of The State Of Arizona In And For The County Of Cochise				
Plaintiff: JOHN N. HERROD AND SHERRIE F. HERROD, HUSBAND AND WIFE				
Defendant: FARMERS INSURANCE COMPANY OF ARIZONA, VIRGINIA L. FRANCIS, et al				
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date:	Time:	Dept/Div:
				Case Number: CV201300202

- I, Lee R Gregory, and any employee or independent contractors retained by First Legal Support Services Inc are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant CUSTODIAN OF RECORDS; UNITY ADJUSTMENTS, INC as follows:
- Documents: CIVIL SUBPOENA DUCES TECUM (FOR RECORDS ONLY); LETTER DATED FEBRUARY 24TH, 2014; VERIFICATION OF CUSTODIAN OF RECORDS;

Day	Date	Time	Location	Results
Wed	02/26/14	12:45pm	Business	ATTEMPTED TO SERVE STATUTORY AGENT TAHJA ROMERO, PER CURRENT HOME OWNER, OLDER MALE, STATED AGENT AND BUSINESS IS UNKNOWN. Attempt made by: Lee R Gregory Pima County. Attempt at: 10402 E SEVEN GENERATIONS TUCSON AZ 85747.
?	?		Business	* Not on file * on: CUSTODIAN OF RECORDS; UNITY ADJUSTMENTS, INC Business - 10402 E SEVEN GENERATIONS TUCSON, AZ 85747 by Serving: PARTY IN ITEM 3 a. Served by: Lee R Gregory



- Person Executing
  - Lee R Gregory
  - First Legal Support Services Inc  
 3737 N 7th Street  
 Suite 125  
 PHOENIX, AZ 85014
  - (602) 248-9700

Recoverable Costs Per CCP 1033.5(a)(4)(B)

d. The Fee for service was:

I Declare under penalty of perjury under the laws of the State of ARIZONA that the foregoing is true and correct.

2/27/14 (Date)      Lee R Gregory (Signature)

- STATE OF ARIZONA, COUNTY OF Pima  
 Subscribed and sworn to (or affirmed) before me on this 27 day of Feb 2014 by Lee R Gregory, proved to me on the basis of satisfactory evidence to be the person who appeared before me.  
 Date: Thu, Feb. 27, 2014

AFFIDAVIT OF REASONABLE DILIGENCE (Notary Signature)

448168.26053.595732





CORPORATIONS DIVISION  
RECORDS SECTION  
1300 West Washington  
Phoenix, Arizona 85007-2929

User Id: PGRAHAM  
Invoice No.: 4418544

Check Batch:  
Invoice Date: 02/28/2014  
Date Received: 02/28/2014  
Customer No.:

ATTN:  
(CASH CUSTOMER)

Quantity	Description	Amount
1	SERVICE OF PROCESS F-1101303-7 UNITY ADJUSTMENTS, INC.	\$25.00
Total Documents: \$		25.00
	CHECK 8166	\$25.00
	PAYMENT	
Balance Due: \$		0.00



## Corporate Maintenance

02/28/2014

State of Arizona Public Access System

11:54 AM

File Number: F-1101303-7

Corp. Name: UNITY ADJUSTMENTS, INC.

-----  
Domestic Address

PO BOX 91052

CITY OF INDUSTRY, CA 91715-1052

## Foreign Address

10402 E. SEVEN GENERATIONS WAY

TUCSON, AZ 85747

-----  
Agent: TAHJA ROMERO

Status: APPOINTED 10/28/2003

Mailing Address:

10402 E SEVEN GENERATIONS

TUCSON, AZ 85747

Agent Last Updated: 03/02/2007

\*\*\* SEE COMMENTS \*\*\*

Business Type: INSURANCE

Domicile: CALIFORNIA

County: PIMA

Corporation Type: BUSINESS

Life Period: PERPETUAL

Incorporation Date: 10/28/2003

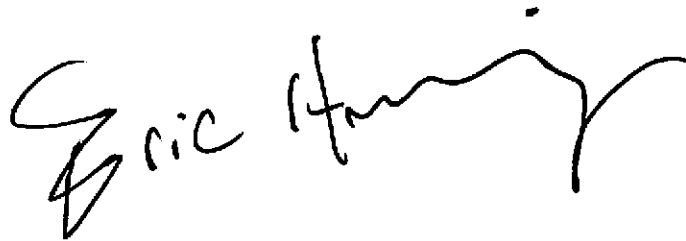
Approval Date: 10/28/2003

Last A/R Received: 2 / 2014

Date A/R Entered: 11/30/2013

Next Report Due: 02/28/2015

LAST RECORD IN MICROFILM FILE FOR THIS CORPORATION. (A205)

A handwritten signature in black ink, appearing to read "Eric Fleming". The signature is written in a cursive, flowing style with a large initial "E" and a long, sweeping underline.

