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10 Attorneys for Plaintiff  
11 ANN LAI

12 SUPERIOR COURT OF CALIFORNIA  
13 COUNTY OF SAN MATEO

14 ANN LAI, on behalf of the State of California  
15 and aggrieved employees as to PAGA, and as  
16 an individual,

17 Plaintiff,

18 vs.

19 BINARY CAPITAL (a general partnership),  
20 BINARY CAPITAL MANAGEMENT, LLC,  
21 BINARY CAPITAL MTGP I, L.P., BINARY  
22 CAPITAL TTGP, LTD., BINARY CAPITAL  
23 MTGP II, L.P., JUSTIN CALDBECK,  
24 JONATHAN TEO and DOES 1 through 10,

25 Defendants.

**ENDORSED FILED**  
**SAN MATEO COUNTY**

DEC 20 2018

Clerk of the Superior Court  
By ROSA VEGA  
DEPUTY CLERK

Case No. 17-CIV-02882

**~~PROPOSED~~ ORDER GRANTING  
PLAINTIFF ANN LAI'S EX PARTE  
APPLICATION FOR ORDER OF  
PUBLICATION OF SUMMONS**

Judge: Hon. Susan Greenberg  
Department: 3 (Law and Motion)  
Date: December 20, 2018  
Time: 2:00 PM

Complaint Filed: June 28, 2017  
Trial Date: None Set

**ORDER**


On reading the filings and evidence consisting of plaintiff's application and supporting declarations, and it satisfactorily appearing therefrom that defendants Jonathan Teo, Binary Capital, a general partnership, Binary Capital MGTP II, L.P., and Binary Capital TTGP, LTD, hereinafter referred to as "defendants," cannot with reasonable diligence be served in any other manner specified in Sections 415.10 through 415.40 of the Code of Civil Procedure, and that the defendants are necessary parties to this action.

IT IS ORDERED that the summons be served by publication in the Daily Journal, a newspaper of general circulation published in San Mateo and San Francisco Counties, in addition to other counties in California, hereby designated as the newspaper most likely to give defendants actual notice of the action, and that the publication be made once a week for four successive weeks.

IT IS FURTHER ORDERED that defendant Teo be served via his twitter account, *email jt@binarycap.com,* @jonteo, as well his attorneys, ~~the~~ firm of Kecker Van Nest & Peters.

IT IS FURTHER ORDERED that a copy of the summons, a copy of the second amended complaint, and a copy of this order be forthwith mailed to any defendants whose addresses are ascertained before expiration of the time herein prescribed for publication of summons.

DATED: 12-20-18

  
HON. SUSAN GREENBERG  
San Mateo Superior Court Judge