EXHIBIT
21

FILED
2021 JAN 14 PM 2:04
BRANDON E. RILEY, CLERK
BY _____ DEPUTY

STEVEN A. BOOSKA
Attorney at Law
P.O. Box 2169 File#20200700
OAKLAND CA 94621
Telephone: (415) 397-4345
State Bar #107899

Attorney for Plaintiff

614147
$435.00

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN JOAQUIN

UNLIMITED

STK-CV-UOC-2021-302

AVITEK RECRUIT, INC.

Plaintiff,

v.

GUNTERT & ZIMMERMAN, CONST. DIV. INC., A CALIFORNIA CORPORATION; DOES 1-10,

Defendants.

COMPLAINT FOR MONEY

Demand: $87,476.33

Plaintiff alleges as follows:

FIRST CAUSE OF ACTION

1. Plaintiff is informed and believes and under information and belief states that the first named corporate defendant is a corporation with its principal place of business within the county and judicial district, if any, in which this matter is brought.

FILE BY FAX

GOMACO EXHIBIT 1207
GOMACO v. G&Z
PGR2024-00026

2. The true names and capacities, whether corporate, associate, individual or otherwise, of defendants DOES 1-10 inclusive, are unknown to plaintiff who therefore sues said defendants by such fictitious names and plaintiff will ask leave to amend this Complaint to set forth their true names and capacities when the same are ascertained.

3. Plaintiff is informed and believes, and on such information and belief, alleges that at all times herein mentioned, each of the defendants was acting as the agent and/or servant of each of the other defendants and all actions alleged herein were within the course and scope of the defendant's agency and/or employment.

4. This cause of action is not subject to the provisions of Sections 1812.10 or 2984.4 of the Civil Code of the State of California.

5. Within the last four years defendants, and each of them, became indebted to plaintiff in the agreed sum of $87,476.33 for goods and/or services rendered to defendants, and defendants then and there agreed to pay said amount to plaintiff.

6. No part of said sum has been paid, although demand therefor has been made, and there is now due, owing and unpaid the sum of $87,476.33 together with interest thereon at the rate of 10% per annum from March 31, 2019.

SECOND CAUSE OF ACTION

7. Plaintiff realleges and incorporates herein by reference each and every allegation contained in Paragraphs 1, 2, 3, 4, 5, and 6 of the First Cause of Action.

8. Within the last four years defendants, and each of them, became indebted to plaintiff on a book account for a balance due in the amount of $87,476.33.

THIRD CAUSE OF ACTION

9. Plaintiff realleges and incorporates herein by reference each and every allegation contained in Paragraphs 1, 2, 3, 4, 5, and 6 of the First Cause of Action.

10. Within the last four years there was a written account stated by and between plaintiff and defendants, and each of them, whereby it was agreed that defendants were indebted to plaintiff in the sum of $87,476.33.

//

//

//

//

WHEREFORE, plaintiff prays judgment against defendants, and each of them, as follows:

1. For damages in the sum of $87,476.33;

2. For interest in the sum of 10 percent per annum from and after March 31, 2019;

3. For costs of suit herein incurred as provided by C.C.P. Sec. 1033.5 including a reasonable attorney fee

to be determined by the court authorized by C.C. 1717.5, if applicable;

4. For other and further relief as the Court may deem proper.

DATED: January 13, 2021

STEVEN A. BOOSKA
Attorney for Plaintiff