

IN THE SUPREME COURT OF THE UNITED STATES

---

Thomas A. Spitzer, and Craig J. Spitzer,  
Petitioners

v.

Trisha A. Aljoe, et al.,  
Respondents

**PROOF OF SERVICE**

I, Tom Jensen, served the following documents in the above named case to each of the persons listed below, on the dates and by the means listed below:

1. 3 copies of the Petition for Writ of Certiorari.
2. 3 copies of Appendix Volume 1
3. 3 copies of Appendix Volume 2
4. 1 copy of Declaration of Craig J. Spitzer;

**Persons served:**

1. **Dale Long Allen Jr., Kevin P. Allen, and Peter Oscar Glaessner** attorneys of record for defendants-respondents Trisha A. Aljoe, Jonathan P. Lowell, George Thomas, Walter Wickboldt, City of Pleasanton, and City of Pleasanton police officers Sgt. Robert Leong, and Ryan Tujague, **by U.S.P.S. Express Mail**, in separate sealed postage-paid envelopes, addressed to each of the following attorneys:

(a) **Dale Long Allen Jr.**  
Allen, Glaessner, Hazelwod & Werth, LLP \*  
180 Montgomery Street, Suite 1200.  
San Francisco, CA 94104  
415-697-3456  
(email: dallen@aghwlaw.com)

(b) **Kevin P. Allen**  
Allen, Glaessner, Hazelwod & Werth, LLP  
180 Montgomery Street, Suite 1200.  
San Francisco, CA 94104  
415-697-3459  
(email: kallen@aghwlaw.com)

(c) **Peter Oscar Glaessner**  
Allen, Glaessner, Hazelwod & Werth, LLP  
180 Montgomery Street 1200.  
San Francisco, CA 94104

415-697-3461  
(email: pglaessner@aghwlaw.com);  
and deposited in the U.S. Mail on Nov. 15, 2018.

2. J. Benjamin McGrew (no attorney of record, pro se), by U.S.P.S. Express Mail, in a sealed postage-paid envelope, addressed to:

J. Benjamin McGrew  
5150 Sunrise Blvd., Suite G3  
Fair Oaks, CA 95628

and deposited in the U.S. Mail on Nov. 15, 2018.

True and correct copies of the U.S.P.S. Express Mail address labels are attached hereto.

\* Server's note: An apparent docket error by the Court of Appeals Case No. 16-16680 misidentified Dale Long Allen Jr.'s law firm as Low, Ball & Lynch. Documents filed in the case identify Dale L. Allen's law firm as Allen, Glaessner, Hazelwod & Werth, LLP. My research indicates Low, Ball and Lynch was a former law firm of Dale Long Allen Jr. The phone numbers and email addresses of the attorneys were copied from the Allen, Glaessner, Hazelwod & Werth, LLP web site.

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

Executed on Nov. 15, 2018,

By: Tom Jensen  
Tom Jensen  
P.O. Box 614  
Oakland, CA 94604  
(510) 325-3142  
jenstomj@gmail.com

FROM: (PLEASE PRINT) **CRAIG J. SPITZER**  
 PHONE ( 510 ) 325-3142

4812 SAN PABLO DAM RD, NO. 4  
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**SIGNATURE REQUIRED** Note: The mailer must check the "Signature Required" box if the mailer: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.

Delivery Options

No Saturday Delivery (delivered next business day)  
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TO: (PLEASE PRINT) **DALE LONG ALLEN JR.**  
 PHONE ( 415 ) 697-3456

**ALLEN, GLAESNER, HAZLEWOOD + WERTH LLP**  
**180 MONTGOMERY ST, SUITE 1200**  
**SAN FRANCISCO, CA 94104**

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EL 952407409 US

**PRIORITY MAIL EXPRESS™**

**ORIGIN (POSTAL SERVICE USE ONLY)**

<input type="checkbox"/> 1-Day	<input type="checkbox"/> 2-Day	<input type="checkbox"/> Military	<input type="checkbox"/> DPO
PO ZIP Code <b>94612</b>	Scheduled Delivery Date (MM/DD/YY) <b>11-16-18</b>	Postage <b>\$ 24.70</b>	
Date Accepted (MM/DD/YY) <b>11-15-18</b>	Scheduled Delivery Time <input type="checkbox"/> 10:30 AM <input checked="" type="checkbox"/> 10:00 PM <input type="checkbox"/> 12 NOON	Insurance Fee \$	COD Fee \$
Time Accepted <b>10:08 AM</b>	10:30 AM Delivery Fee \$	Return Receipt Fee \$	Live Animal Transportation Fee \$
Special Handling/Fragile \$	Sunday/Holiday Premium Fee \$	Total Postage & Fees <b>24.70</b>	
Weight <b>2.9 lbs.</b>	Acceptance Employee Initials <b>b5</b>		

**DELIVERY (POSTAL SERVICE USE ONLY)**

Delivery Attempt (MM/DD/YY)	Time <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Employee Signature
<b>EL 952407409 US</b>		

LABEL 11-B, OCTOBER 2016 PSN 7690-02-000-9996 2-CUSTOMER COPY

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**DELIVERY OPTIONS (Customer Use Only)**

**SIGNATURE REQUIRED** Note: The mailer must check the "Signature Required" box if the mailer: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.

Delivery Options

No Saturday Delivery (delivered next business day)  
 Sunday/Holiday Delivery Required (additional fee, where available)  
 10:30 AM Delivery Required (additional fee, where available)  
 \*Refer to USPS.com® or local Post Office® for availability.

TO: (PLEASE PRINT) **KEVIN P. ALLEN**  
 PHONE ( 415 ) 697-3459

**ALLEN, GLAESNER, HAZLEWOOD + WERTH LLP**  
**180 MONTGOMERY ST, SUITE 1200**  
**SAN FRANCISCO, CA 94104**

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EE 213232851 US

**PRIORITY MAIL EXPRESS™**

**ORIGIN (POSTAL SERVICE USE ONLY)**

<input type="checkbox"/> 1-Day	<input type="checkbox"/> 2-Day	<input type="checkbox"/> Military	<input type="checkbox"/> DPO
PO ZIP Code <b>94612</b>	Scheduled Delivery Date (MM/DD/YY) <b>11-16-18</b>	Postage <b>\$ 24.70</b>	
Date Accepted (MM/DD/YY) <b>11-15-18</b>	Scheduled Delivery Time <input type="checkbox"/> 10:30 AM <input checked="" type="checkbox"/> 10:00 PM <input type="checkbox"/> 12 NOON	Insurance Fee \$	COD Fee \$
Time Accepted <b>10:07 AM</b>	10:30 AM Delivery Fee \$	Return Receipt Fee \$	Live Animal Transportation Fee \$
Special Handling/Fragile \$	Sunday/Holiday Premium Fee \$	Total Postage & Fees <b>24.70</b>	
Weight <b>2.9 lbs.</b>	Acceptance Employee Initials <b>b5</b>		

**DELIVERY (POSTAL SERVICE USE ONLY)**

Delivery Attempt (MM/DD/YY)	Time <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	Employee Signature
<b>EE 213232851 US</b>		

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EE 213232865 US



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SIGNATURE REQUIRED Note: The mailer must check the "Signature Required" box if the mailer: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.

## Delivery Options

- No Saturday Delivery (delivered next business day)
- Sunday/Holiday Delivery Required (additional fee, where available\*)
- 10:30 AM Delivery Required (additional fee, where available\*)

\*Refer to USPS.com® or local Post Office™ for availability.

TO: (PLEASE PRINT)

PHONE ( 415 697-3461

PETER OSCAR GLAESSNER  
 ALLEN, GLAESSNER, HAZELWOOD  
 → WERTH LLP  
 180 MONTGOMERY ST., SUITE 1200  
 SAN FRANCISCO, CA 94104

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## ORIGIN (POSTAL SERVICE USE ONLY)

<input type="checkbox"/> 1-Day	<input type="checkbox"/> 2-Day	<input type="checkbox"/> Military	<input type="checkbox"/> DPO
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PO ZIP Code 94612	Scheduled Delivery Date MM/DD/YY 11-16-18	Postage \$ 24.70	
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Date Accepted (MM/DD/YY) 11-15-18	Scheduled Delivery Time <input type="checkbox"/> 10:30 AM <input checked="" type="checkbox"/> 3:00 PM <input type="checkbox"/> 12 NOON	Insurance Fee \$ 0.00	COD Fee \$ 0.00
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Time Accepted 10:05 AM	10:30 AM Delivery Fee \$ 0.00	Return Receipt Fee \$ 0.00	Live Animal Transportation Fee \$ 0.00
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Special Handling/Fragile \$ 0.00	Sunday/Holiday Premium Fee \$ 0.00	Total Postage & Fees \$ 24.70
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Weight 2 lbs	Flat Rate 27 ozs	Acceptance Employee Initials bs	
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## DELIVERY (POSTAL SERVICE USE ONLY)

Delivery Attempt (MM/DD/YY)	Time	Employee Signature
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Delivery Attempt EE213232865US	□ PM	
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 EL SOBRANTE, CA 94803



EL 952407386 US



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 ★ MAIL ★  
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## DELIVERY OPTIONS (Customer Use Only)

SIGNATURE REQUIRED Note: The mailer must check the "Signature Required" box if the mailer: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.

## Delivery Options

- No Saturday Delivery (delivered next business day)
- Sunday/Holiday Delivery Required (additional fee, where available\*)
- 10:30 AM Delivery Required (additional fee, where available\*)

\*Refer to USPS.com® or local Post Office™ for availability.

TO: (PLEASE PRINT)

PHONE ( )

J. BENJAMIN MC GREW  
 5150 SUNRISE BLVD.  
 FAIR OAKS, CA 95628 SUITE G3

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9 5 6 2 8 -

- For pickup or USPS Tracking™, visit USPS.com or call 800-222-1811.
- \$100.00 insurance included.

## ORIGIN (POSTAL SERVICE USE ONLY)

<input type="checkbox"/> 1-Day	<input type="checkbox"/> 2-Day	<input type="checkbox"/> Military	<input type="checkbox"/> DPO
--------------------------------	--------------------------------	-----------------------------------	------------------------------

PO ZIP Code 94612	Scheduled Delivery Date MM/DD/YY 11-16-18	Postage \$ 24.70	
----------------------	---	---------------------	--

Date Accepted (MM/DD/YY) 11-15-18	Scheduled Delivery Time <input type="checkbox"/> 10:30 AM <input checked="" type="checkbox"/> 3:00 PM <input type="checkbox"/> 12 NOON	Insurance Fee \$ 0.00	COD Fee \$ 0.00
--------------------------------------	--	--------------------------	--------------------

Time Accepted 10:30 AM	10:30 AM Delivery Fee \$ 0.00	Return Receipt Fee \$ 0.00	Live Animal Transportation Fee \$ 0.00
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Special Handling/Fragile \$ 0.00	Sunday/Holiday Premium Fee \$ 0.00	Total Postage & Fees \$ 24.70
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Weight 2 lbs	Flat Rate 27 ozs	Acceptance Employee Initials bs	
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## DELIVERY (POSTAL SERVICE USE ONLY)

Delivery Attempt (MM/DD/YY)	Time	Employee Signature
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Delivery Attempt EL 952407386US	□ AM	
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LABEL 11-B, OCTOBER 2016

PSN 7690-02-000-9418

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BYRON RUMFORD  
1301 CLAY ST  
OAKLAND  
CA  
94612-5200  
0555080005

11/15/2018 (800)275-8777 10:10 AM

Product Description	Sale Qty	Final Price
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PM Exp 1-Day 1 \$24.70

(Domestic)  
(FAIR OAKS, CA 95628)  
(Weight:2 Lb 7.00 Oz)  
(Signature Waiver)  
(Scheduled Delivery Date)  
(Friday 11/16/2018 12:00 PM)  
(Money Back Guarantee)  
(USPS Tracking #)  
(EL952407386US)

PM Exp 1 Insurance 1 \$0.00

(Up to \$100.00 included)

PM Exp 1-Day 1 \$24.70

(Domestic)  
(SAN FRANCISCO, CA 94104)  
(Weight:2 Lb 7.10 Oz)  
(Signature Waiver)  
(Scheduled Delivery Date)  
(Friday 11/16/2018 03:00 PM)  
(Money Back Guarantee)  
(USPS Tracking #)  
(EE213232865US)

PM Exp 1 Insurance 1 \$0.00

(Up to \$100.00 included)

PM Exp 1-Day 1 \$24.70

(Domestic)  
(SAN FRANCISCO, CA 94104)  
(Weight:2 Lb 7.10 Oz)  
(Signature Waiver)  
(Scheduled Delivery Date)  
(Friday 11/16/2018 03:00 PM)  
(Money Back Guarantee)  
(USPS Tracking #)  
(EE213232851US)

PM Exp 1 Insurance 1 \$0.00

(Up to \$100.00 included)

PM Exp 1-Day 1 \$24.70

(Domestic)  
(SAN FRANCISCO, CA 94104)  
(Weight:2 Lb 7.00 Oz)  
(Signature Waiver)  
(Scheduled Delivery Date)  
(Friday 11/16/2018 03:00 PM)  
(Money Back Guarantee)  
(USPS Tracking #)  
(EL952407409US)

PM Exp 1 Insurance 1 \$0.00

(Up to \$100.00 included)

Total \$98.80

Cash \$100.00  
Change (\$1.20)

Includes up to \$100 insurance

Save this receipt as evidence of  
insurance. For information on filing  
an insurance claim go to  
<https://www.usps.com/help/claims.htm>