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CIVIL DIVISION, JUDGE 14
CENTRAL DIVISION

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SUPERIOR COURT
SAN DIEGO COUNTY, CA

1 TERIE M. THEIS (Bar No. 153009)
2 JASON P. SACCUZZO (Bar No. 221837)
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8 Attorneys for Plaintiff
9 R & R CONTROLS, INC.

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 IN AND FOR THE COUNTY OF SAN DIEGO

12 R & R CONTROLS, INC., a California
13 corporation,

14 Plaintiff,

15 v.

16 TEMECULA VALLEY UNIFIED SCHOOL
17 DISTRICT SCHOOL FACILITIES
18 CORPORATION, a California corporation;
19 DOUGLAS E. BARNHART, INC., a California
20 corporation; ALPHA MECHANICAL,
21 HEATING & AIR CONDITIONING, INC.;

22 Defendants.

) CASE NO.: GIC 841248
)
) **COMPLAINT FOR: (1) BREACH OF**
) **WRITTEN CONTRACT; (2) BREACH**
) **OF ORAL CONTRACT; (3)**
) **BREACH OF THIRD-PARTY**
) **BENEFICIARY CONTRACT; (4)**
) **BREACH OF CONTRACT IMPLIED IN**
) **FACT; (5) VIOLATION OF PROMPT**
) **PAYMENT STATUTES; (6)**
) **VIOLATION OF CALIFORNIA**
) **BUSINESS AND PROFESSIONS CODE**
) **SECTION 17200; (7) ENFORCEMENT**
) **OF STOP NOTICE; (8) RECOVERY ON**
) **PAYMENT BOND; (9) MONEY HAD**
) **AND RECEIVED; (10) QUANTUM**
) **MERUIT**
)

23 Plaintiff, R & R CONTROLS, INC., alleges as follows:

24 **The Parties and Venue**

25 1. R & R CONTROLS, INC. ("R&R"), is, and at all times mentioned in this
26 complaint was, a California corporation, engaged in the business of installing energy
27 management systems and thermostatic controls in connection with air-conditioning systems.

28 2. Defendant, TEMECULA VALLEY UNIFIED SCHOOL DISTRICT SCHOOL
FACILITIES CORPORATION ("TEMECULA VALLEY"), is, and at all times mentioned in