

Office of the Clerk  
 UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT  
 P.O. Box 193939

Molly C. Dwyer  
 Clerk of Court

San Francisco, California 94119-3939

(415) 355-8000

**NOTICE OF APPEARANCE OF COUNSEL or  
 RE-ASSIGNMENT OF COUNSEL WITHIN THE SAME OFFICE**

**NOTE:** To secure your input, you should print the filled-in form to PDF (File > Print > PDF Printer/Creator).

9th Circuit Case Number(s)

Case Name:  v.

The Clerk will enter my  
 appearance as counsel on behalf of:

- Appellant     Petitioner     Amicus Curiae     Appellant/Cross-Appellee  
 Appellee     Respondent     Intervenor     Appellee/Cross-Appellant

Check if you are lead counsel. Lead counsel must be designated if a party is represented by more than one attorney or law firm.

Re-Assignment. (Optional) This case has been re-assigned to me from another attorney in my office (for ex., the Federal Public Defenders Office, OIL, or a law firm). Enter name of counsel you are replacing below.

I am replacing (name of counsel):

Signature  
 (use "s/" format)

Date

Name

Address

City

State

Zip Code

Phone Number (including area code)

## PROOF OF SERVICE BY MAIL

I hereby certify that on September 11, 2009, I electronically filed the foregoing **NOTICE OF APPEARANCE OF COUNSEL** by using the appellate CM/ECF system.

Participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system.

I further certify that some of the participants in the case are not registered CM/ECF users. On September 11, 2009, I dispatched the foregoing document described as **NOTICE OF APPEARANCE OF COUNSEL** by placing the document for deposit in the United States Postal Service through the regular mail collection process at the law offices of Howard Rice Nemerovski Canady Falk & Rabkin, A Professional Corporation, located at Three Embarcadero Center, Seventh Floor, San Francisco, California to be served by mail to the following non-CM/ECF participant:

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*/s/ Jerome B. Falk, Jr.*

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Jerome B. Falk, Jr.