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 BRYAN PRINGLE

18 **UNITED STATES DISTRICT COURT**
 19 **CENTRAL DISTRICT OF CALIFORNIA**
 20 **SOUTHERN DIVISION**

21 BRYAN PRINGLE, an individual, 22 Plaintiff, 23 v. 24 WILLIAM ADAMS, JR.; STACY 25 FERGUSON; ALLAN PINEDA; and 26 JAIME GOMEZ, all individually and collectively as the music group The Black Eyed Peas, <i>et al.</i> , 27 Defendants.) Case No. SACV 10-1656 JST(RZx))) PLAINTIFF BRYAN PRINGLE'S) NOTICE OF MOTION AND) MOTION TO RECONSIDER THE) COURT'S APRIL 12, 2011 ORDER) AWARDING SANCTIONS) PURSUANT TO 28 U.S.C. § 1927)) DATE: June 13, 2011) TIME: 10:00 a.m.) CTRM: 10A)
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NOTICE OF MOTION AND MOTION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT on June 13, 2011, at 10:00 a.m., or as soon thereafter as the matter may be heard in Department 10A of the United States District Court for the Central District of California, Southern Division, located at 411 West Fourth Street, in Santa Ana, California, plaintiff Bryan Pringle will and hereby does move the Court for entry of an order reconsidering the Court's April 12, 2011 Order awarding sanctions against Plaintiff's counsel pursuant to 28 U.S.C. § 1927.

Plaintiff brings this Motion on the following grounds:

1. Plaintiff's counsel's conduct does not constitute bad faith warranting the exceptional penalty of sanctions; and

2. Evidence that Plaintiff's counsel reasonably relied in good faith on available evidence regarding the implied authority of Shapiro Bernstein to accept service of process was erroneously excluded from the Court's analysis.

Plaintiff's Motion is and will be based upon this Notice of Motion and Motion, the memorandum of points and authorities filed concurrently herewith, the declaration of Dean A. Dickie filed concurrently herewith, the pleadings and papers on file in this action, and upon such further oral and documentary briefing and evidence as may be presented prior to or at the hearing on the Motion, if any.

Dated: May 10, 2011

Dean A. Dickie (appearing Pro Hac Vice)
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By: 
Attorneys for Plaintiff Bryan Pringle