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UNITED STATES DISTRICT COURT,
EASTERN DISTRICT OF CALIFORNIA.

JOHN H. McKOWN IV,

Plaintiff,

v.

UNITED STATES OF AMERICA,
KENNETH SALAZAR, as Secretary of the
Interior, THOMAS VILSACK, as Secretary
of Agriculture, HARRY FREY, as Forest
Ranger, SUE PORTER, as Forest Ranger,
CHERYL BAUER, as Forest Ranger,
KATIE WALSH, as Forest Ranger, JUDY
SHUTZA, as Forest Ranger, JUDY
SWANSON, as Forest Ranger, MICHAEL
D. DUNN, as Mineral Examiner, and DOES
1-10, inclusive,

Defendants.

Case No.: 1:09-CV-00810-OWW-DLB
ORDER

WHEREAS, On reading and filing the affidavit of and it satisfactorily appearing
therefrom that Defendants Harry Frey, Sue Porter, Cheryl Bauer, Katie Walsh, Judy
Shutza, Judy Swanson, and Michael D. Dunn cannot be served with due diligence, and it

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1 also appearing by such affidavit on file in this action that said Defendants are necessary
2 or proper parties to this action;

3 THEREFORE, IT IS HEREBY ORDERED, that service of summons in this action
4 be made on Defendants Harry Frey, Sue Porter, Cheryl Bauer, Katie Walsh, Judy Shutza,
5 Judy Swanson, and Michael D. Dunn by publication of service in the Ridgecrest Daily
6 Independent, a newspaper published in the County of Kern, State of California. That
7 newspaper is hereby designated as the newspaper most likely to give notice to said
8 Defendants.

9 IT IS FURTHER ORDERED that a copy of the summons and complaint be
10 deposited in a United States Post Office, directed to the person to be served, at that
11 person's place of residence, if and when such address is ascertained;

12 IT IS FURTHER ORDERED that such service or publication be accomplished by
13 November 30, 2009.

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15 ORDERED AND ENTERED ON 9/11/2009
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19 /s/ OLIVER W. WANGER
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UNITED STATES DISTRICT JUDGE