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**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

JOHN C. BRISBIN, an individual, dba  
CONSTRUCTION DEVELOPMENT  
SYSTEMS,

Plaintiff,

v.

CALMAT CO, dba VULCAN  
MATERIALS COMPANY - WESTERN  
DIVISION; and DOES 1 through 100,  
inclusive,

Defendant.

CASE NO. 1:11-cv-00568-AWI-SKO

**ORDER GRANTING REQUEST FOR  
SUBSTITUTION OF COUNSEL**

(Docket No. 34)

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CALMAT CO., dba VULCAN  
MATERIALS COMPANY – WESTERN  
DIVISION,

Counter-Claimant

v.

JOHN C. BRISBIN, an individual, dba  
CONSTRUCTION DEVELOPMENT  
SYSTEMS; WESTERN SURETY  
COMPANY, a South Dakota corporation,

Counter-Defendants.

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On November 29, 2012, Counter Defendant Western Surety Company filed a request seeking to substitute James D. Burside, III, Esq., as attorney of record in place of current counsel Matthew W. Quall, Esq. (Doc. 34.)

1           Accordingly, IT IS HEREBY ORDERED that Counter Defendant Western Surety Company's  
2 current counsel Matthew W. Quall, Esq., be SUBSTITUTED and replaced by James D. Burnside,  
3 III, Esq., of Dowling Aaron, Inc., as counsel of record.

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6 IT IS SO ORDERED.

7 **Dated: December 2, 2012**

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE

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