

Plaintiff's Name Michael Jacobsen  
 Inmate No. 0539229  
 Address P.O. Box 872  
Fresno, CA. 93712

**FILED**  
 NOV 09 2016

CLERK, U.S. DISTRICT COURT  
 EASTERN DISTRICT OF CALIFORNIA  
 BY [Signature] DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
 FOR THE EASTERN DISTRICT OF CALIFORNIA

Michael Jacobsen 1:16-CV-01050-MJS-(PC)  
 (Name of Plaintiff) (Case Number)

vs.  
Officer Maldonado  
Officer Curran  
Dr. Burnett  
Nurse Douces  
Doe's # 1-17

AMENDED CIVIL RIGHTS COMPLAINT UNDER:  
 42 U.S.C. 1983 (State Prisoner)  
 Bivens Action [403 U.S. 388 (1971)] (Federal Prisoner)

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CLERK, U.S. DISTRICT COURT  
 EASTERN DISTRICT OF CALIFORNIA  
 BY [Signature] DEPUTY CLERK

I. Previous Lawsuits (list all other previous or pending lawsuits on additional page):

- A. Have you brought any other lawsuits while a prisoner? Yes  No   
 B. If your answer to A is yes, how many? 1

Describe previous or pending lawsuits in the space below. (If more than one, attach additional page to continue outlining all lawsuits in same format.)

- Parties to this previous lawsuit:  
 Plaintiff Michael Jacobsen  
 Defendants Sergent Diaz et. al.
- Court (if Federal Court, give name of District; if State Court, give name of County)  
U.S. Eastern District
- Docket Number 1:14-CV-00108-JLT-(PC) 4. Assigned Judge JLT
- Disposition (Was the case dismissed? Appealed? Is it still pending?)  
still pending (discovery process)  
(1)

II. Exhaustion of Administrative Remedies

**NOTICE:** Pursuant to the Prison Litigation Reform Act of 1995, "[n]o action shall be brought with respect to prison conditions under [42 U.S.C. § 1983], or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted." 42 U.S.C. § 1997e(a). Prior to filing suit, inmates are required to exhaust the available administrative remedy process, *Jones v. Bock*, 549 U.S. 199, 211, 127 S.Ct. 910, 918-19 (2007); *McKinney v. Carey*, 311 F.3d 1198, 1999 (9th Cir. 2002), and neither futility nor the unavailability of money damages will excuse the failure to exhaust, *Porter v. Nussle*, 534 U.S. 516, 524, 122 S.Ct. 983, 988 (2002). If the court determines that an inmate failed to exhaust prior to filing suit, the unexhausted claims will be dismissed, without prejudice. *Jones*, 549 U.S. at 223-24, 127 S.Ct. at 925-26.

A. Is there an inmate appeal or administrative remedy process available at your institution?

Yes  No

B. Have you filed an appeal or grievance concerning ALL of the facts contained in this complaint?

Yes  No

C. Is the process completed?

Yes  If your answer is yes, briefly explain what happened at each level.

Most were denied, some were sustained. I know one of the latest ones got me put on nurses line, but to this day I havent seen doctor, or got my eyepatch put back on the computer, or got my pain meds.

No  If your answer is no, explain why not.

Some of them I appealed from the grievance ruleing and I havent heard back yet. Some I never heard back period. Some I was not able to obtain a grievance form within 14 days.

III. Defendants

List each defendant's full name, official position, and place of employment and address in the spaces below. If you need additional space please provide the same information for any additional defendants on separate sheet of paper.

A. Name Officer Maldonado is employed as Correctional officer  
Current Address/Place of Employment Fresno County Jail

B. Name Officer Cukhanik is employed as Correctional officer

Current Address/Place of Employment Fresno County Jail

C. Name Nurse Dulces is employed as Charge nurse

Current Address/Place of Employment Fresno County Jail

D. Name Doe #1 is employed as nurse

Current Address/Place of Employment Fresno County Jail

E. Name Doe #2 is employed as correctional officer

Current Address/Place of Employment Fresno County Jail

(cont. page#6)

**IV. Causes of Action** (You may attach additional pages alleging other causes of action and the facts supporting them if necessary. Must be in same format outlined below.)

**Claim 1:** The following civil right has been violated (e.g. right to medical care, access to courts, due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.):

14<sup>th</sup> Amendment - inadequate medical care, right to medical care.

**Supporting Facts** (Include all facts you consider important to Claim 1. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, by name, did to violate the right alleged in Claim 1.):

In February 2016 I was arrested 2 days after my elbow was shattered and a plate with 5 screws was implanted to hold it together. In booking of F.C.J. the booking nurse (Doe#1) cut off my soft cast which wrapped my entire left arm from fingers to shoulder because he claimed it was a security risk. I was not allowed to see a doctor or go to the infirmary. They wanted me to take off all my clothes,

put on their jumpsuit, and be housed upstairs. I knew from past experience that seeing a doctor once housed takes weeks, if not months, so I refused to change my clothes until my elbow was seen by a doctor.

Four officers, Curran and (Doe's # 2, 3, & 4) came into my cell and ordered me to surrender my clothes. I showed them my elbow and explained my need to see a doctor immediately. They would not let me see a doctor and the 4 of them wrestled me to the dirty floor, pinned me down, and removed my clothes themselves. I screamed in pain as my open wound was smashed into the concrete which inevitably allowed

(cont. page #7)

**Claim 2:** The following civil right has been violated (e.g. right to medical care, access to courts, due process, free speech, freedom of religion, freedom of association, freedom from cruel and unusual punishment, etc.):

8<sup>th</sup> Amendment: Excessive force, Freedom from cruel & Unusual punishment.

**Supporting Facts** (Include all facts you consider important to Claim 2. State what happened clearly and in your own words. You need not cite legal authority or argument. Be certain to describe exactly what each defendant, by name, did to violate the right alleged in Claim 2.):

As mentioned in claim 1, I was arrested on 9-29-16. The arresting officers had called my probation officer twice in front of me and both times she told them not to violate me but to release me to come see her the following day. She told them not to place a hold on me unless I was charged with a felony. The officers put a "fake" felony charge on me so they could place the probation hold on me as well.

The booking officer told me to explain the situation to the classification officer and have them call my P.O. Officer Maldonado came to my holding cell to do

the classification interview. I tried to explain to him what had transpired and what the booking officer told me to ask him to do. He would not even hear me out and was being rude, so I asked for another classification officer. He told me I couldn't speak to another one, so I asked him to get his supervisor. He said, "No" again. He came back with 3 other officers (Does #12, #13, and #14) demanding I take off my street clothes. I said not until I talk to your supervisor. The 4 of them rushed into the cell

(cont. on page 20)

V. Relief

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

Monetary Damages for pain, suffering, mental stress and anguish, permanent lumps on forehead, bridge of nose scared and lumped, loss of molar from fractured tooth, and grotes scared elbow with limited movement in the amount of \$13,000,000.

Injunctive Relief - ① Prescribe codine #4 or equal . . . the 600 motrin do nothing for pain in head, ribs, and elbow. ② Order my medical eye-patch be put back on the alert system so I can have it back. ③ X-rays done on my nose and cat scan done on my head.

I declare under penalty of perjury that the foregoing is true and correct.

Date: 11-6-16 Signature of Plaintiff: Mil. Jacobson

(Revised 4/4/14)

(III Defendants cont.)

1 F. Doe #3 employed as correctional officer  
2 place FRESNO County Jail.

3 G. Doe #4 - C/O - F.C.J.

4 H. Doe #5 - nurse - F.C.J.

5 I. Doe #6 - nurse - F.C.J.

6 J. Doe #7 - nurse - F.C.J.

7 K. Doe #8 - Charge nurse - F.C.J.

8 L. Doe #9 - Doctor - F.C.J.

9 M. Doe #10 - Doctor - F.C.J.

10 N. Doe #11 - Doctor - F.C.J.

11 O. Doe #12 - C/O - F.C.J.

12 P. Doe #13 - C/O - F.C.J.

13 Q. Doe #14 - C/O - F.C.J.

14 R. Doe #15 - C/Sergent - F.C.J.

15 S. Doe #16 - Doctor - F.C.J.

16 T. Doe #17 - nurse - F.C.J.

17 U. Doctor Burnett - Doctor - F.C.J.

## (CLAIM 1 CONT.)

1 staff infection to enter the wound. After I was  
2 stripped naked and forced to put on the jump  
3 suit a nurse (Doe#5) briefly looked at my arm  
4 but didn't allow me to see a doctor or go to  
5 the infirmary. I was housed in a cell on the  
6 6<sup>th</sup> floor.  
7

8 My elbow became extremely red, swelled enormously  
9 and began to leak puss. Officers on the 6<sup>th</sup> floor  
10 viewed it as an emergency and called medical.  
11 A nurse (Doe#6) came to see me but still didn't  
12 send me to the infirmary to see a doctor  
13 and only gave me some motrin for the pain.  
14 The motrin didn't even begin to touch the  
15 extreme pain that I was in. I went to  
16 court after about 10 days and the judge  
17 said that my arm looked like Popeye's arm  
18 and seemed to be in extreme pain. I explained  
19 what the jail had done to me and he released  
20 me that day so I could treat my arm on  
21 my own. I was able to clean my wound  
22 and change the dressing daily which relieved  
23 a lot of the pain, swelling, and redness... but  
24 I was arrested again a week later.  
25  
26  
27  
28

(CLAIM 1 cont.)

1 In booking this time I complained to the  
2 nurse (Doett7) and explained to her what had  
3 previously happened and how the judge had  
4 released me. I even threatened to sue for them  
5 cutting off my cast and demanded to see a  
6 doctor. She (Doett7) then out of spite ordered  
7 the officers to take my medical eye patch if I  
8 did not surrender it. I told her the doctor  
9 had put it in the alert system of the computer  
10 of the jail in 2014 and it was "doctor approved."  
11 She still took my patch and even removed it  
12 from the computer alert system. She undid what  
13 the doctor had ordered, even though I explained  
14 to her that I have a light sensitive eye and  
15 get daily migrains without it. I was not  
16 allowed to see a doctor or go to the infirmary  
17 for my elbow either which was still extremely  
18 infected and actively leaking puss.  
19

20  
21 I went to court and explained every thing to  
22 the judge and he ordered me to be seen by  
23 a doctor. To this date I had never been seen  
24 by a doctor while in the jail. A nurse came  
25 to look at my arm and rushed me to the  
26 infirmary so a doctor could see. Doctor  
27 Burnett ordered immediate I.V. antibiotics  
28

(8)

(CLAIM 1 cont.)

1 and moved me to the infirmary. He said  
2 he wanted to get the infection before it  
3 entered the bone cause I could loose my  
4 arm. He couldn't believe they had cut off  
5 my cast as a security risk. I was seen by  
6 a doctor every day while I was housed in  
7 the infirmary and the dressing was changed  
8 daily. One week later the night time charge  
9 nurse (Doe #8) made the decision without  
10 the doctors approval, to remove the I.V. and  
11 rehouse me back on the 6<sup>th</sup> floor because  
12 they needed bed space in the infirmary. The  
13 infection wasnt even gone yet. I ran into Dr.  
14 Burnett on the elevator the next day and told  
15 him I was still in extreem pain. He said he  
16 couldn't control the moves done by other jail  
17 staff but that "he would take care of me." All  
18 he did was prescribe one week of oral anti-  
19 biotics and pain meds. After one week they  
20 both stopped. He could have put me back  
21 on I.V. in the infirmary cause he had put  
22 me there in the first place, he just chose  
23 not to. I was released a few days after  
24 the medication had stopped. My arm had  
25  
26  
27  
28

(9)

(CLAIM 1 cont.)

1 never even completely stopped leaking puss.

2 Again I was arrested a few days later, but  
3 this time the Fresno police officers had me taken  
4 in an ambulance to Community hospital. The  
5 hospital ran tests on my elbow and said  
6 that staff infection had entered the hard-  
7 ware (screws and metal plate) as well as the  
8 bone of my elbow. The surgeon could not  
9 believe that a medical person would cut  
10 off my cast and just leave my wound  
11 open.  
12

13 The doctor specializing in infections  
14 wanted the plate and all 5 screws removed  
15 but during surgery the surgeon said my  
16 elbow wasn't healed yet and would fall  
17 apart without the hardware. They removed  
18 only one screw and put me on I.V. antibiotics  
19 for 6 weeks and said there was a 90%  
20 chance the infection would be cured after  
21 the 6 weeks without removing the hardware.  
22

23 After one week at Community I was  
24 transported to the F.C.J. I told the  
25 surgeon how they took my I.V. out after  
26 only one week because they needed bed  
27 space, so she implanted a "pick line" that  
28

(CLAIM 1 cont.)

1 entered my main artery and went straight  
2 to my heart making it much harder to remove.  
3 The pick line was to remain in for the duration  
4 of the 6 week antibiotic treatment.

5 I was released from the jail and the  
6 pickline was removed only 2 or 3 weeks  
7 into the treatment. Nurse Dulces removed  
8 the line. He did not give me any take  
9 home pain meds or antibiotics. He also  
10 said that he could not tell me when my  
11 post surgery appointment with my surgeon  
12 was. He just told me to go get the pick line  
13 put back in as soon as possible.  
14

15 I was rearrested immediately but this  
16 time a nurse in booking recognized me and  
17 knew of my situation. She sent me straight  
18 to the infirmary and another pickline was  
19 implanted. But again I was released and  
20 the pick-line was removed only 2 or 3 weeks  
21 into the treatment. Once again I was not  
22 given any medication for pain or antibiotics  
23 to take home and only told to get the  
24 pick line put back in as soon as possible.  
25 This time I was finally able to get medi-cal  
26 but the very next day I was arrested again.  
27  
28

(CLAIM 1 cont.)

1 It was now 6-30-16 when I was arrested.  
2 The jail doctor said I had built up an immunity  
3 to the antibiotics and scheduled me to see  
4 an outside surgeon so they could decide how  
5 to proceed with my treatment. I was in  
6 extreme pain for about a month and finally,  
7 after I filed a grievance, I was taken  
8 to the outside clinic on 8-1-16. My elbow was  
9 seen and x-rayed at the clinic. The doctor  
10 prescribed antibiotics and pain meds for  
11 the infection in my elbow which was still  
12 leaking puss. The surgeon wanted me to  
13 take the medications for two weeks and  
14 then come back to set up a possible  
15 surgery date.  
16  
17  
18

19 When I got back to the jail they never  
20 honored the prescriptions. I guess the Dr.  
21 on duty (Doe #9) decided not to fill the  
22 prescriptions that the surgeon sent back  
23 with me. I was sent back to my cell with  
24 nothing. I remained in pain with an  
25 infection that wasn't being treated. I  
26 complained everyday and put in medical  
27 slips and even filed a grievance to no avail.  
28

(CLAIM 1 cont.)

1  
2 Two weeks later on 8-15-16 I finally saw  
3 a doctor at the nurses line (Doe#10). I explained  
4 that the surgeon had sent me back with  
5 prescriptions of antibiotics and pain meds  
6 but they were never given to me. He said he  
7 would check my file and the meds would  
8 start that night if this were true. That  
9 night the antibiotics came but he did not  
10 honor her pain med prescription, so I remained  
11 in pain.  
12

13 A week later on 8-22-16 I finally went  
14 back to outside medical. She told me to  
15 continue with the meds and come back in a  
16 few days for surgery. On 8-30-16 I went  
17 to surgery. When I came out of general  
18 anesthesia I was in extreme, unbearable  
19 pain, and literally woke up screaming. The  
20 nurse put morphine into my I.V. and 15  
21 minutes later the pain began to subside.  
22 It was still very painful and I was already  
23 beginning to worry about the pain once I got  
24 back to the jail. I had no faith in the jail  
25 medical and told the surgeon they would  
26 not honor her prescriptions.  
27  
28

## (CLAIM 1 cont.)

1 The surgeon called the jail right in front  
2 of me and the 2 officers escorting me to make  
3 sure they would give me what she prescribed.  
4 They assured her I would get the Norco for  
5 pain (which the surgeon said was stronger  
6 than Tylenol w/ codeine) and antibiotics. When  
7 I got back to the jail the doctor on duty (Doe #11)  
8 decided to prescribe me the antibiotics but  
9 not the norco for pain. The only thing I was  
10 given for pain was 225 miligram motrin, which  
11 did nothing for the extreme pain I was in. I  
12 had just gotten my elbow opened up, had a  
13 plate with 5 screws removed, and had the  
14 bone scrapped clean of any infection still  
15 left on the bone. I had 10 staples that  
16 closed a 4½ inch incision that went  
17 across the bend of my elbow. It was the  
18 most intense, extreme pain I've ever experienced  
19 in my life and he wouldn't even give me  
20 what the surgeon prescribed for pain. I  
21 couldn't even sleep the pain was so  
22 horrible.  
23  
24  
25  
26  
27  
28

**(CLAIM 1 cont.)**

1 They didn't even change the dressing until 5  
2 days later after I complained to the med  
3 nurses. I guess (Doe#11) hadn't put in that  
4 order either. Nurse Terry at the first changing  
5 on 9-4-16 said it was very red and swollen  
6 and she would tell the doctor and try to get  
7 the meds that were prescribed for pain. She  
8 couldn't believe I was only given motrin. On  
9 9-6-16, at the next changing, nurse Samantha  
10 said, "Yeah it looks like its very painfull." She  
11 also said she would tell the doctor and try  
12 to get my pain meds started. On 9-7-16 and  
13 9-8-16 other nurses changed the dressing,  
14 each one saying they would tell the doctor  
15 that I need the pain meds prescribed to  
16 me.  
17  
18  
19

20 This was pure torture. I couldn't believe another  
21 human would put me through this pain. It  
22 became a mental delima. I had almost lost  
23 my arm and underwent 6 months of pain  
24 because they cut off my cast and gave me  
25 a staff infection in my wound, and now it  
26 was like the climax of pain. This was  
27 beyond cruel and unusual punishment, it  
28 was flat out torture. On 9-9-16 after 10

(CLAIM 1 cont.)

1 days of this I was seen by Dr. Burnett who  
2 prescribed me codine #4's and the pain  
3 was finally alieved. He told me he had been  
4 on vacation for a month and wasnt aware  
5 of what was going on with me.  
6

7 I was getting the codine #4's still and my  
8 release date came up. This time I persisted about  
9 my "take-home" meds cause I had learned that  
10 we have a right to them. They told me to go  
11 to CVS on the filton mall, CVS calls the jail  
12 and then they give me a one week supply. I  
13 went straight to CVS and they called the jail  
14 but told me "the jail didn't have anything for  
15 me." I was arrested 3 days later on 9-29-16.  
16 I was assaulted by 4 officers (Maldonado,  
17 Does 12, 13 & 14) as explained in claim two of  
18 this complaint. The 4 officers who assaulted  
19 me and the Sergeant (Doe #15) who filmed me did  
20 not allow me to get examined by a doctor for  
21 my injuries. All the Sergeant did was offer me  
22 water.  
23

24 Even after I was released from the chair  
25 8 hours later I was not seen by a doctor or taken  
26 to the infirmary. I had huge lumps on my  
27 forehead, a broken nose that was split open,  
28 actively bleeding, a split eyebrow actively bleeding,

## (CLAIM 1 cont.)

1 a cracked tooth, and bruised ribs. Nurse Teresa  
2 looked at me afterwards through the glass and  
3 asked if I had went to the outside hospital for  
4 my injuries. I told her "no", "I haven't even seen  
5 a doctor." She shook her head in disgust. I  
6 explained how I was on codine #4's for my  
7 elbow still and didn't get anything when I  
8 was released for 3 days, but especially needed  
9 them now for these new injuries as well. She  
10 checked the computer and said the codine#4  
11 perscription should still be good. She told  
12 me that an ice pack for my new injuries and  
13 my pain meds would follow me upstairs. Once  
14 again whatever doctor was on duty (Doe#16) did  
15 not redo my codine and did not send the ice  
16 packs. I got absolutely nothing.

17  
18 I remained in extreem pain and complained  
19 daily to the med nurses that I never got my  
20 codine and ice packs that I was supposed to get.  
21 I also had at least 5 or 6 officers call medical for  
22 me over the pain I was in for these new injuries.  
23 The trama to my head caused unbearable headaches  
24 everytime I woke up. I literally slept for over  
25 two weeks straight. I began to get worried  
26 that some permanent damage had been done  
27 to my head. I am still worried as the head-  
28 aches still come daily. For sure I have a

## (CLAIM 1 cont.)

1 a concussion... I know the symptoms cause I've  
2 had 2 or 3 from automobile accidents, but  
3 none as painful as this. I couldn't hardly move  
4 or breath from my bruised ribs, which still  
5 hurt to move. The broken tooth which started  
6 out hot too painful became the most painful  
7 of all once bacteria entered the molar and  
8 an abcess formed. Not to mention my elbow  
9 which is still very painfull with limited  
10 movement. I put in numerous medical slips  
11 and filed grievances to no avail.

13 A little over 2 weeks later one of my  
14 grievances was finally sustained and I was  
15 put on the nurses line. The nurse (Doe#17)  
16 came to see me. She told me my ribs had been  
17 bruised. She also said she would schedual me  
18 to see the doctor for the head injuries and  
19 headaches and schedual me to see the dentist  
20 for my cracked tooth. I told her how I couldn't  
21 even eat anymore due to the swelling and how  
22 all of these injuries cause extreem pain. She  
23 said nothing could really be done about the  
24 broken nose. All she did was prescribe me  
25 motrin for one week which did nothing for the  
26 pain. She said only a doctor could give me  
27 something stronger. I asked her if I could go  
28

(CLAIM 1 cont.)

1 to the infirmary to see a doctor that day as  
2 the nurse had done months prior for my  
3 elbow but she wouldn't. She did check the  
4 computer for my eyepatch and said "someone"  
5 took it off the alert system in March of 2016.  
6 I was sent back to my cell and remained in  
7 extreme pain, as the motrin did nothing for  
8 the pain I was experiencing.

9  
10 I never went to the doctor or the dentist. I  
11 got lucky and caught the dental assistant,  
12 about a week later, up on the floor. I called  
13 her to my cell and showed her the swollen  
14 jaw and broken tooth. This was on a Friday  
15 and she told me there was nothing she could do  
16 that day, but 3 days later on Monday, when  
17 the dentist came back, I was called to dental  
18 just as the assistant said she would. When  
19 the dentist saw the X-rays of my molar she  
20 said the tooth had been fractured which  
21 allowed bacteria to enter it and it became  
22 abscessed. She said it looked pregnant with  
23 puss. Dr. Nuygen immediately extracted the  
24 molar, finally ending the weeks of pain and  
25 suffering. She showed me the molar and how  
26 it was broken from the 9-29-16 assault. I couldn't  
27 keep the tooth for evidence.  
28

(Claim 2 cont. from p. 5)

1 and began to beat me. They threw me to the  
2 ground and cuffed me behind my back, then bashed  
3 my head into the concrete numerous times. I  
4 couldn't even tell which ones were punches  
5 and which blows were kicks cause I was  
6 getting hit all over. I was leaking blood  
7 from two areas on my face and began seeing  
8 it drip onto the ground before they stopped.  
9

10 Two of them left and came back with a  
11 Sergeant (Doe #15) and a chair. They uncuffed me  
12 and strapped me to the chair for 8 hours.  
13 The Sergeant filmed them uncuff me and then  
14 strap me into the chair. I continued to leak  
15 blood for 8 hours in the chair. It was like  
16 some crazy form of torture as the blood  
17 tickled the tip of my nose as it dripped off,  
18 yet I was totally unable to scratch it or  
19 wipe off the blood. I couldn't do anything  
20 but sit there in extreme pain from the  
21 beating I had just received.  
22

23 They split my nose (I think it was broken) it is scarred and  
24 lumped, split open my eyebrow, lumped up my forehead  
25 (which is still lumped 37 days later), kicked my ribs  
26 causing a month of terrible pain, cracked one of  
27 my molars which allowed bacteria to enter causing  
28 an abscess and I had to have the molar extracted.

PROOF OF SERVICE

I hereby declare that I am over the age of 18 years of age, a resident of the State of California and not a party to the within cause of action. That on this date I did cause a true and correct copy of:

*1<sup>st</sup> Ammended Complaint*  
*Case# 1:16-CV-01050-MJS-(PC)*

to be served on the parties to the action by:

depositing same in the U.S. Mail with first class postage prepaid and

addressed as follows:

*U.S. Eastern Dist.*  
*2500 Tulare St.*  
*Fresno, CA. 93721*

delivering same in person to the address as follows and placing into the control of the below listed party or representative:

by faxing said document to the following telephone number:

Executed this 8<sup>th</sup> day of November, 2016, under penalty of perjury in Fresno, California.

*Miho Jacobs*

Declarant