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6 Attorneys for the United States of America,
 Department of Veterans Affairs, and the Hon. James B. Peake,
 7 Secretary of Veterans Affairs

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 9
 10 **IN THE UNITED STATES DISTRICT COURT**
 11 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

12
 13 MARJORIE McCLISS and MARK McCLISS,

14 Plaintiffs,

15 v.

16 JIMMIE EARL WARD; R. JAMES
 NICHOLSON, Secretary of Veterans Affairs;
 17 DEPARTMENT OF VETERANS AFFAIRS;
 and DOES 1 through 100, inclusive,

18 Defendants.
 19

CASE NO. 2:07-cv-01154-MCE-KJM

**NOTICE OF SUBSTITUTION OF
 DEFENDANT AND ORDER**

20
 21 NOTICE IS HEREBY GIVEN that R. James Nicholson resigned from his position as Secretary
 22 of Veterans Affairs. On December 14, 2007, James B. Peake, M.D., was confirmed as Secretary of
 23 Veterans Affairs.

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1 CERTIFICATE OF SERVICE

2 The undersigned hereby certifies that she is an employee in the office of the United States
3 Attorney for the Eastern District of California, and is of such age and discretion to be competent to
serve papers.

4 That on January 31, 2008, she served a copy of:

5 **NOTICE OF SUBSTITUTION OF DEFENDANT AND [PROPOSED] ORDER**

6 via email to the internet address listed below.

7 Internet Addressee(s):

8 amanda@mastagni.com

9
10 /s/ Karen James
11 Karen James
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