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6 Attorneys for Defendant Anthony Foxx

7 IN THE UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA

9 MARIANNE SMITH,
10 Plaintiff,
11 v.
12 ANTHONY FOXX, SECRETARY,
DEPARTMENT OF TRANSPORTATION,
13 Defendant.
14

CASE NO. 2:13-CV-00471 JAM-CKD PS

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

15 NOTICE IS HEREBY GIVEN that Anthony Foxx has replaced Ray LaHood as the United States
16 Secretary of Transportation. Accordingly, pursuant to Fed. R. Civ. P. 25(d), Anthony Foxx is
17 substituted as Defendant, and all further proceedings in this action shall “be in the substituted party’s
18 name.”
19

20 Dated: August 26, 2013

BENJAMIN B. WAGNER
United States Attorney

/s/ Chi Soo Kim

CHI SOO KIM
Assistant United States Attorney

24 **ORDER**

25 IT IS SO ORDERED.

26 Dated: August 28, 2013

Carolyn K. Delaney

CAROLYN K. DELANEY
UNITED STATES MAGISTRATE JUDGE