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 15 ENRIQUETA MENDOZA

16 UNITED STATES DISTRICT COURT
 17 FOR THE NORTHERN DISTRICT OF THE STATE OF CALIFORNIA
 18 SAN FRANCISCO DIVISION

Winston & Strawn LLP
 101 California Street
 San Francisco, CA 94111-5802

19 STEVENSON ENTERPRISES, a California
 20 general partnership)

21 Plaintiff,)

22 v.)

23 ENRIQUETA MENDOZA; ESTATE OF)
 24 DAVID Z. MENDOZA; HAK CHON LEE;)
 25 JEUM SOON LEE; HYSL, INC. a California)
 26 corporation; and YONG W. LEE,)

27 Defendants.)

Case No. C 08 4845 EMC

**[PROPOSED] ORDER GRANTING
 MOTION TO APPOINT GUARDIAN AD
 LITEM FOR DEFENDANT ENRIQUETA
 MENDOZA**

Date: February 16, 2011
 Time: 10:30 a.m.
 Place: Courtroom C, 15th Floor
 Judge: Magistrate Judge Edward M. Chen

28 This document relates to ALL ACTIONS.

1 Having reviewed Defendant Enriqueta Mendoza's Motion for Appointment of a Guardian Ad
2 Litem and the papers filed therewith, including the Declaration of Andres Mendoza, and finding
3 Mrs. Mendoza to be incompetent and in need of a guardian ad litem to adequately protect her
4 interests in this litigation, the Court hereby **GRANTS** the Motion.

5 The Court finds that Enriqueta Mendoza, who is 87 years old and in poor health, is a legally
6 incompetent person for whom no general guardian or other representative has been appointed in this
7 litigation. To ensure she has fair access to the Court, Enriqueta Mendoza is entitled to have a
8 guardian ad litem appointed pursuant to Federal Rules of Civil Procedure, Rule 17(c) to represent
9 her in this litigation, including against the allegations made by plaintiff Stevenson Enterprises,
10 defendants, cross defendants, and cross claimants, Hak Chon Lee and Jeum Soon Lee, and
11 defendants, cross defendants, cross claimants, and counter claimants, HYSL, Inc. and Yong W. Lee.

12 The Court finds that Mrs. Mendoza's son, Andres Mendoza, is fully qualified to act as
13 guardian ad litem on her behalf. Andres Mendoza has appeared before the Court on his mother's
14 behalf and is able and willing to act as guardian ad litem for her. Moreover, he holds a Durable
15 Power of Attorney to handle Mrs. Mendoza's legal and financial affairs. *Consistent with that*
Durable Power of Attorney, Mr. Mendoza has the full authority to settle this case.
16 Andres Mendoza is hereby appointed guardian ad litem for Enriqueta Mendoza in this
17 litigation.

18
19 **IT IS SO ORDERED.**

20
21 Dated: *2/16/11*

22
23
24 EDWARD M. CHEN
United States Magistrate Judge

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