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IN THE UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

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10 HARVEY OTTOVICH, MARK OTTOVICH,
11 and the Harvey G. Ottovich Revocable Living
Trust,

No. C 10-02842 WHA

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Plaintiffs,

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v.

ORDER TO SHOW CAUSE

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CHASE HOME FINANCE, LLC,
WASHINGTON MUTUAL INC., and JP
MORGAN CHASE BANK NA,

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Defendants.

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Norman Newhouse and Attorney Craig Mar, counsel of record for plaintiffs, are
ordered to show cause why they should not both be referred to the state bar for unauthorized
practice of law, and aiding and abetting the unauthorized practice of law, respectively.

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This action was removed from state court on June 28, 2010. Plaintiffs are Harvey
Ottovich, Mark Ottovich, and a trust. Also on June 28, Attorney Craig Mar registered on the
electronic case filing system as counsel of record for Harvey Ottovich. Plaintiff Mark Ottovich
represented himself *pro se* until July 20, at which time Norman Newhouse registered as
counsel of record for both Harvey Ottovich and Mark Ottovich.

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Norman Newhouse has been suspended by the state bar and is not authorized to
practice law. Yet he has electronically filed every one of plaintiffs' submissions in this action
himself. Every filing by plaintiffs, however, lists Mar in the attorney caption along with Mark
Ottovich as "plaintiff in pro per" — Newhouse is not listed — and every filing is signed "/s/

1 Craig Mar.” Meanwhile, several such filings also append a page that lists details of the origin
2 of the document being filed, which indicate they originated from the law office of Norman
3 Newhouse. Only Attorney Mar appeared at the initial case management conference, which has
4 been the only time the parties have appeared (Dkt. No. 28). In a declaration attached to one of
5 plaintiffs’ filings, Newhouse stated under oath that he is “a paralegal working for plaintiff
6 Harvey Ottovich’s attorney Craig Mar” (Dkt. No. 12).

7 Norman Newhouse and Attorney Craig Mar must show cause why they should not both
8 be referred to the state bar, and must submit declarations in support of their showing, by
9 **NOVEMBER 12, 2010, AT NOON**. They must then both appear on **NOVEMBER 18, 2010, AT**
10 **11:00 A.M.** Defendants’ counsel should also appear. If the declarations of Newhouse and Mar
11 are satisfactory to resolve the matter, the hearing may be cancelled, but unless a new order is
12 issued everyone should plan to appear on November 18.

13 **IT IS SO ORDERED.**

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15 Dated: November 3, 2010.

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18 WILLIAM ALSUP
19 UNITED STATES DISTRICT JUDGE
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