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Attorneys for Plaintiff  
ATS PRODUCTS, INC.

UNITED STATES DISTRICT COURT

DISTRICT OF NORTHERN CALIFORNIA – SAN FRANCISCO DIVISION

ATS PRODUCTS, INC.,

Plaintiff,

v.

FRANK GHIORSO; THERMALGUARD  
TECHNOLOGY, LLC; THERMALGUARD,  
LLC,

Defendants.

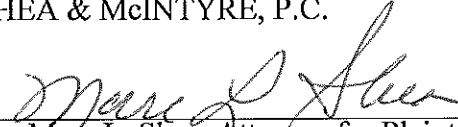
Case No. CV10-04880 BZ

**ATS PRODUCTS, INC.'S REQUEST  
FOR COURT CALL APPEARANCE  
FOR STATUS CONFERENCE; AND  
[PROPOSED] ORDER GRANTING  
REQUEST**

Plaintiff ATS Products, Inc. respectfully requests permission to attend telephonically the  
Status Conference scheduled for **April 25, 2011** at 4:00 p.m.

Dated: April 18, 2011

SHEA & McINTYRE, P.C.

  
By: Marc L. Shea, Attorney for Plaintiffs

**[PROPOSED] ORDER GRANTING REQUEST**

The Court having read and considered the above, makes the following Order:

**IT IS HEREBY ORDERED** that ATS Products, Inc.'s Request for Court Call  
Appearance is GRANTED.

Dated: April 21, 2011

  
HON. BERNARD ZIMMERMAN, MAGISTRATE  
JUDGE OF THE US DISTRICT COURT

Y:\a\ATS v Ghiorso\Pldg\Court Call Requests and Orders\Plaintiff's Proposed Order granting ATS's request for court call.41811.wpd

1 Case Name: ATS v. Frank Ghiorso, Thermalguard Technology, LLC & Thermalguard  
2 LLC  
3 Court: United States District Court, Northern District  
Case No. C10-4880 BZ  
Our File No.

4 **PROOF OF SERVICE**

5 STATE OF CALIFORNIA }  
6 COUNTY OF SANTA CLARA } ss.

7 I am a citizen of the United States and a resident of the County of Santa Clara, State of  
8 California; I am over the age of eighteen years and not a party to the within action; my business  
9 address is 2166 The Alameda, San Jose, CA 95126. On the date set forth below I served the  
10 document[s] described as:

11 **ATS PRODUCTS, INC.'S REQUEST FOR COURT CALL APPEARANCE FOR STATUS**  
12 **CONFERENCE AND [PROPOSED] ORDER GRANTING REQUEST AND PROOF OF**  
13 **SERVICE**

14 on the following person[s] in this action by placing a true copy thereof enclosed in a sealed  
15 envelope addressed as follows:

11 John V. Picone  
12 Jennifer S. Coleman  
13 Hopkins & Carley  
14 70 S. First Street  
15 San Jose, CA 95113  
16 Fax: (408) 998-4790

17 E-mail: jpicone@hopkinscarley.com  
18 jcoleman@hopkinscarley.com

Attorneys for Frank Ghiorso,  
Thermalguard Technology, LLC,  
Thermalguard, LLC

19 [ ] [BY MAIL] I caused such envelope[s] with postage thereon fully prepaid to be placed in  
20 the United States mail at San Jose, California.

21 [ ] [BY PERSONAL SERVICE] I caused such envelope[s], as indicated above, to be  
22 delivered by hand this date to the offices of the addressee[s].

23 [ ] [BY FACSIMILE] I caused such document[s] to be transmitted by facsimile on this date to  
24 the offices of addressee[s] and the facsimile machine complies with Rule 2003(3) of the  
25 California Rules of Court and was reported as complete and without error at the time  
26 specified on the transmission confirmation report and was properly issued by the  
27 transmitting facsimile machine operating at [408] 275-0814.

28 [x] [BY ELECTRONIC MAIL] I caused such document[s] to be transmitted by electronic  
mail on 11/30/10, to the offices of addressee[s] without return error notification from  
electronic mail address adevine@sheamcintyre.com.

[ ] [BY FEDERAL EXPRESS] I caused such envelope[s] with postage thereon fully prepaid  
to be placed for collection by Federal Express at San Jose, California.

[X] [FEDERAL] I declare that I am employed in the office of a member of the bar of this court  
at whose direction the service was made.

Executed on April 18, 2011, at San Jose, California.

  
Anita Devine

Y:\a\ATS v Ghiorso\Pldg\POS\POSReqCtCall.41811.wpd