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6 Attorneys for Defendant
BAUSCH & LOMB, INC.
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9 UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 JOANNA KINZEL and BRENT KINZEL,

14 Plaintiffs,

15 vs.

16 BAUSCH & LOMB, INC., BAUSCH &
17 LOMB SURGICAL, INC., TECHNOLAS
GMBH PERFECT VISION and DOES ONE
18 through ONE HUNDRED,

19 Defendants.

No. CV-12-4260 MEJ

**NOTICE OF SUBSTITUTION OF
COUNSEL FOR DEFENDANT
BAUSCH & LOMB, INC. AND
[PROPOSED] ORDER**

20 TO THE HONORABLE COURT, ALL PARTIES AND THEIR COUNSEL:

21 PLEASE TAKE NOTICE that, pursuant to Local Rule 11-5, defendant
22 BAUSCH & LOMB, INC. hereby requests that its current counsel, D. Mark Jackson and
23 Antonio P. Garcia, Jr. of BASSI, EDLIN, HUIE & BLUM LLP, be allowed to withdraw from
24 this case. Simultaneous to the withdrawal of BASSI, EDLIN, HUIE & BLUM LLP,
25 Thomas M. Frieder and Kendra J. Pappas of HASSARD BONNINGTON LLP enter their
26 appearance. The facts supporting this request are as follows:

27 Prior to the removal of this action, BASSI, EDLIN, HUIE & BLUM LLP was
28 retained by defendant BAUSCH & LOMB, INC. and, thereafter, effectuated the filing of an

1 answer in the Superior Court for the County of Contra Costa, and removal to this Court from
2 the Superior Court of and for the County of Contra Costa. After removal, HASSARD
3 BONNINGTON LLP was retained to act as counsel of record for BAUSCH & LOMB, INC.
4 in this action.

5 Upon approval of this Substitution by the Court, all pleadings, orders, notices,
6 discovery and any other documents requiring service should be served upon the above new
7 counsel of record.

8 The Substitution of Counsel is, therefore, reflected as follows:

9 1. Former legal representative:

10 D. Mark Jackson, Esq.
11 Email: mjackson@behblaw.com
Antonio P. Garcia, Jr., Esq.
12 Email: agarcia@behblaw.com
BASSI, EDLIN, HUIE & BLUM LLP
13 500 Washington Street, Suite 700
San Francisco, CA 94111
14 Telephone: (415) 397-9006
Facsimile: (415) 397-1339

15 2. New legal representative:

16 Thomas M. Frieder, Esq.
17 Email: tmf@hassard.com
Kendra J. Pappas, Esq.
18 Email: kip@hassard.com
HASSARD BONNINGTON LLP
19 Two Embarcadero Center, Suite 1800
San Francisco, California 94111-3941
20 Telephone: (415) 288-9800
Fax: (415) 288-9801

21 3. The party making this substitution of attorney is defendant Bausch &
22 Lomb, Inc. Bausch & Lomb, Inc. has been provided with reasonable notice of this
23 Substitution.

24 4. I/we hereby consent to the above Substitution of Counsel.

25 DATED: August 29, 2012

BAUSCH & LOMB, INC.

26 By 
27 John D. Larimer, Esq.
28

On behalf of:
BAUSCH & LOMB, INC.
[Party]

5. I/we hereby consent to the above Substitution of Counsel.

DATED: August 23, 2012

BASSI, EDLIN, HUIE & BLUM LLP

By 

Mark Jackson, Esq.
Antonio P. Garcia, Jr., Esq.
Attorneys for Defendant
BAUSCH & LOMB, INC.
[Former Counsel]

6. I/we am duly admitted in this District and accept this Substitution of Counsel.

DATED: August 30, 2012

HASSARD BONNINGTON LLP

By /s/ Thomas M. Frieder

Thomas M. Frieder/Kendra J. Pappas
Attorneys for Defendant
BAUSCH & LOMB, INC.
[New Counsel]

~~PROPOSED~~ ORDER

IT IS HEREBY ORDERED that D. Mark Jackson and Antonio P. Garcia, Jr. of BASSI, EDLIN, HUIE & BLUM LLP are deemed withdrawn as counsel, and Thomas M. Frieder and Kendra J. Pappas of HASSARD BONNINGTON LLP are simultaneously substituted in as lead counsel in this case on behalf of defendant BAUSCH & LOMB, INC.

Dated: September 5, 2012

