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1 STEVEN R. ENOCHIAN, ESQ. (State Bar No. 61056); senochian@dndmlawyers.com NICOLE M. REIDY, ESQ. (State Bar No. 255944) nreidy@dndmlawyers.com 2 DONNELLY NELSON DEPOLO & MURRAY A Professional Corporation 201 North Civic Drive, Suite 239 Walnut Creek, CA 94596 Tel. No. (925) 287-8181 4 Fax No. (925) 287-8188 5 6 Attorneys for Plaintiff JOSHUA MARISCAL 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA 10 11 JOSHUA MARISCAL, Case No. CV 13-02548 TEH 12 Plaintiff, NOTICE OF PERMISSION TO APPEAR AT CASE MANAGEMENT CONFERENCE IN 13 VS. LIEU OF LEAD COUNSEL; [PROPOSED] ORDER 14 GRACO, INC. and Does 1 to 20, inclusive, Date: September 9, 2013 15 Defendants. Time: 1:30 p.m. Courtroom: 12 16 Complaint Filed: April 30, 2013 17 Trial: None Assigned 18 ASSIGNED FOR ALL PURPOSES TO: HONORABLE THELTON E. HENDERSON 19 20 21 TO THE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that pursuant to Local rule 16-10, Nicole M. Reidy, Esq. of Donnelly Nelson Depolo & Murray requests permission to appear that the September 9, 2013 case management conference on behalf of Plaintiff Joshua Mariscal in lieu of lead counsel Steven R. Enochian, Esq. ("Lead Counsel").

Lead Counsel is unable to appear at the case management conference due to a pre-existing commitment. Mr. Enochian will be attending depositions of the plaintiffs in another matter who are only in town on September 9, 2013. These depositions were scheduled months ago around the

availability of these out-of-state plaintiffs. Accordingly, Nicole Reidy requests that Lead Counsel be excused from attending the case management conference and that Ms. Reidy be permitted to appear on behalf of Plaintiff Joshua Mariscal in lieu of Lead Counsel.

Dated: 09/05/2013

DONNELLY NELSON DEPOLO & MURRAY

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By:

NICOLE M. REIDY Attorneys for Plaintiff Joshua Mariscal

## **ORDER**

IT IS SO ORDERED. Lead Counsel Steven R. Enochian is excused from appearing at the September 9, 2013 case management conference. Nicole Reidy may appear on behalf of Plaintiff Joshua Mariscal in lieu of Lead Counsel on the condition that Ms. Reidy shall be prepared to discuss all items referred to in the Order setting the case management conference and has authority to enter stipulations, to make admissions and to agree to further scheduling dates.

Dated: 09/05/2013

