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U.S. DISTRICT COURT
SAN FRANCISCO, CALIFORNIA

1 JEFFREY B. SETNESS, CA Bar No. 96773
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2 **FABIAN & CLENDENIN, P.C.**
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3 Suite 130
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4 Telephone: (702) 233-4444
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5
6 Incoming Attorney for Plaintiff ERG Aerospace
Corporation

8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11
12 ERG AEROSPACE CORPORATION,) Case No. 3:13-cv-2973 VC
13 Plaintiff,)
14 vs.) **STIPULATION TO SUBSTITUTE**
15 UNITED STATES OF AMERICA,) **ATTORNEYS AND ~~PROPOSED~~ COURT**
16 Defendant.) **ORDER (LOCAL CIVIL RULE 7-12)**
17) AS MODIFIED

18 UNITED STATES OF AMERICA,)
19 Counterclaim-Plaintiff,)
20 vs.)
21) JUDGE: HON. VINCE CHHABRIA

22 ERG AEROSPACE, ENERGY RESEARCH &
GENERATION, INC., individually, and d/b/a
23 ERG MATERIALS & AEROSPACE CORP.,
24 Counterclaim-Defendants.
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SUBSTITUTION OF ATTORNEYS

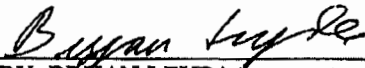
Case No. 3:13-cv-2973 VC

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1 In accordance with Rule 7-12 of the United States District Court, Northern District of
2 California, Civil Local Rules, Jeffrey B. Setness, Esq. of the law firm FABIAN & CLENDENIN,
3 P.C., hereby files this Stipulation to Substitute Attorneys and Proposed Order:

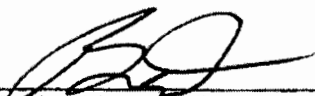
4 Plaintiff and Counterclaim Defendants ERG AEROSPACE CORPORATION and/or
5 ENERGY RESEARCH & GENERATION, INC. hereby nominate and appoint Jeffrey B. Setness,
6 Esq. of the law firm FABIAN & CLENDENIN, P.C., to represent them in the above-entitled action,
7 in place and instead of Thomas F. Carlucci, Esq. and Mark Thomas Schieble, Esq. of the law firm of
8 FOLEY & LARDNER, LLP.
9

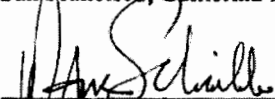
10 Dated this 11 day of June, 2014. ERG AEROSPACE CORPORATION
ENERGY RESEARCH & GENERATION, INC.

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12 
13 BY: BRYAN LEYDA

14 We agree to the substitution of Jeffrey B. Setness, Esq. of the law firm FABIAN &
15 CLENDENIN, P.C. to represent Plaintiff and Counterclaim Defendants ERG AEROSPACE
16 CORPORATION and/or ENERGY RESEARCH & GENERATION, INC. in the above-entitled
17 action, in our place and stead.

18 Dated this 12 day of June, 2014.

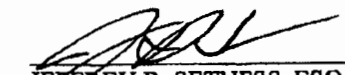
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20 THOMAS F. CARLUCCI, ESQ.
21 Foley & Lardner LLP
22 555 California Street, Suite 1700
23 San Francisco, California 94104

24 
25 MARK THOMAS SCHIEBLE, ESQ.
26 Foley & Lardner LLP
27 555 California Street, Suite 1700
28 San Francisco, California 94104

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I hereby agree to accept this substitution to represent Plaintiff and Counterclaim Defendants
ERG AEROSPACE CORPORATION and/or ENERGY RESEARCH & GENERATION, INC. in
the above-entitled action.

Dated this 11th day of June, 2014.


JEFFREY B. SETNESS, ESQ.
Fabian & Clendenin, P.C.
10655 Park Run Drive, Suite 130
Las Vegas, Nevada 89144

ORDER

~~PURSUANT TO STIPULATION, IT IS SO ORDERED.~~

~~DATED this _____ day of June, 2014~~

~~JACQUELINE SCOTT CORLEY
UNITED STATES MAGISTRATE JUDGE~~

*See page 4 for modified order.

ORDER AS MODIFIED

The Motion to Withdraw as Counsel is denied as moot. The Court orders the parties to appear for a Case Management Conference on June 19, 2014, at 1:30 p.m. The parties must meet and confer prior to Thursday and be prepared to propose a trial management schedule at the Case Management Conference.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: June 17, 2014



VINCE CHHABRIA
UNITED STATES DISTRICT JUDGE