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7 Attorneys for Defendant
 LORILLARD TOBACCO COMPANY

8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11 NIKKI POOSHS,
 12 Plaintiff,
 13 v.
 14 PHILIP MORRIS USA, INC., et al.,
 15 Defendants.
 16

CASE NO. 3:04-cv-01221-PJH

**NOTICE OF SUBSTITUTION OF
 COUNSEL AND ~~[PROPOSED]~~ ORDER
 APPROVING SUBSTITUTION**

17 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

18 Please take notice that Defendant Lorillard Tobacco Company (“Lorillard”), hereby
 19 substitutes William S. Boggs, Brian A. Foster and Timothy S. Blackford of the law firm of DLA
 20 Piper LLP (US) as attorneys of record in the place and stead of Jennifer L. Brown of Shook,
 21 Hardy & Bacon L.L.P. Shook, Hardy & Bacon L.L.P. are hereby withdrawing as counsel of
 22 record for Lorillard and all of its related entities in the above-captioned matter. The clerk’s office
 23 is requested to make such changes to the docket and to the electronic notification system as are
 24 necessary to reflect this withdrawal and substitution of counsel.

25 Copies of all further notices, papers, pleadings, and orders filed or served upon Lorillard
 26 should be sent to the undersigned at:

27 ////

28 ////

1 William S. Boggs
Brian A. Foster
2 Timothy S. Blackford
DLA Piper LLP (US)
3 401 B St., Suite 1700
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4 Telephone: (619) 699-2900
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6 tim.blackford@dlapiper.com

7 Lorillard has been given proper notice pursuant to Civil L.R. 11-5 and further consents to
8 the above substitution.

9 Dated: August 24, 2011

10 LORILLARD TOBACCO COMPANY

11 By /s/ Thomas Anderson
12 THOMAS ANDERSON

13
14 I have been given proper notice pursuant to Civil L.R. 11-5 and further consent to the
15 above substitution.

16 Dated: August 24, 2011

17 SHOOK, HARDY & BACON L.L.P.

18
19 By /s/ Jennifer L. Brown
20 JENNIFER L. BROWN

21 The undersigned hereby consent to this substitution and represent that they have been duly
22 admitted to practice in this District.

23 Dated: August 24, 2011

24 DLA PIPER LLP (US)

25 By /s/ William S. Boggs
WILLIAM S. BOGGS
26 BRIAN A. FOSTER
TIMOTHY S. BLACKFORD
27 Attorneys for Defendant
LORILLARD TOBACCO COMPANY

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I hereby certify that M. Kevin Underhill, Randall D. Haimovici and Jennifer L. Brown concur in the e-filing of this document and attest that I have on file original signatures for any signatures indicated by a conformed signature within this e-filed document.

Dated: August 24, 2011

DLA PIPER LLP (US)

By /s/ William S. Boggs
WILLIAM S. BOGGS

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Proposed Order

The Court hereby approves the substitution of William S. Boggs, Brian A. Foster and Timothy S. Blackford of the law firm of DLA Piper LLP (US) as counsel for Lorillard in the place and stead of Jennifer L. Brown of Shook, Hardy & Bacon L.L.P.

Copies of all further notices, papers, pleading, and order filed or served upon plaintiff, should be sent to:

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Dated: August 25, 2011

HON. PHYLLIS J. HAMILTON
Judge of the Court

