

1 Gerson H. Smoger (SBN 79196)
gersonsmoger@gmail.com
 2 Steven M. Bronson (SBN 246751)
steven.bronson@gmail.com
 3 **SMOGER & ASSOCIATES, PC**
 3175 Monterey Blvd
 4 Oakland, CA, 94602-3560
 Tel: (510) 531-4529
 5 Fax: (510) 531-4377

6 David M. Arbogast (SBN 167571)
darbogast@law111.com
 7 Jeffrey K. Berns, Esq. (SBN 131351)
jberns@law111.com
 8 **ARBOGAST & BERNs LLP**
 19510 Ventura Boulevard, Suite 200
 9 Tarzana, California 91356
 Phone: (818) 961-2000
 10 Fax: (818) 867-4820

11 *[Additional counsel listed on signature page]*
 12 Attorneys for Plaintiffs and all others Similarly Situated

FILED *me*
 FEB 17 2009
 RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND

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 14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA - OAKLAND DIVISION**
 16

17 ARMANDO PLASCENCIA, and MELANIA
 18 PLASCENCIA, individually and on behalf of
 all others similarly situated,

19 Plaintiffs,

20 v.

22 LENDING 1st MORTGAGE, LENDING 1st
 23 MORTGAGE, LLC, EMC MORTGAGE
 CORPORATION, and DOES 1 through 10
 inclusive,

24 Defendants.

CASE NO. 4:07-cv-04485-CW

[Assigned to the Hon. Claudia Wilken]

CLASS ACTION

SUBSTITUTION OF ATTORNEYS

26 Complaint Filed: August 29, 2007
 27 Trial Date: Not set yet.

1 TO THE COURT AND ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that Plaintiffs, ARMANDO PLASCENCIA, and MELANIA

3 PLASCENCIA request the following substitution:

4 **Former legal representative:**

Paul R. Kiesel, Esq.

5 Patrick DeBlase, Esq.

Michael C. Eyerly, Esq.

6 **KIESEL BOUCHER LARSON LLP**

8648 Wilshire Boulevard

7 Beverly Hills, California 90211

Phone: (310) 854-4444

8 Fax: (310) 854-0812

9 **New legal representative:**

Jeffrey K. Berns, Esq.

10 **ARBOGAST & BERNS LLP**

19510 Ventura Boulevard, Suite 200

11 Tarzana, California 91356

Phone: (818) 961-2000

12 Fax: (818) 867-4820

13 The parties requesting substitution are Plaintiffs, ARMANDO PLASCENCIA, and MELANIA
14 PLASCENCIA.

15 I CONSENT TO THIS SUBSTITUTION:

17 Dated: January 28, 2009

/s/ Armando Plascencia
Plaintiff, ARMANDO PLASCENCIA

19 Dated: January 28, 2009

/s/ Melania Plascencia
Plaintiff, MELANIA PLASCENCIA

21 I CONSENT TO THIS SUBSTITUTION: (FORMER ATTORNEY)

23 Dated: February 6, 2009

/s/ Paul Kiesel
Paul Kiesel
KIESEL BOUCHER LARSON LLP

26 Dated: February 6, 2009

/s/ Michael Eyerly
Michael Eyerly
KIESEL BOUCHER LARSON LLP

1 Dated: February 6, 2009

/s/ Patrick DeBlase
Patrick DeBlase
KIESEL BOUCHER LARSON LLP

2
3 I CONSENT TO THIS SUBSTITUTION: (NEW ATTORNEYS)

4
5 DATED: February 11, 2009

6
7 By: /s/ Jeffrey K. Berns
Jeffrey K. Berns, Esq.
ARBOGAST & BERNs LLP
19510 Ventura Boulevard, Suite 200
Tarzana, California 91356.
Phone: (818) 961-2000
Fax: (818) 867-4820

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10
11 Gerson H. Smoger, Esq.
Steven M. Bronson, Esq.
SMOGER & ASSOCIATES
3175 Monterey Blvd
Oakland, CA, 94602-3560
Tel: (510) 531-4529
Fax: (510) 531-4377

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13
14
15 Christopher A. Seeger (Admitted *Pro Hac Vice*)
SEEGER WEISS LLP
One William Street
New York, NY 10004
Phone: (212) 584-0700

16
17
18 Jonathan Shub, Esq.
SEEGER WEISS LLP
1515 Market Street, Suite 1380
Philadelphia, PA 19107
Phone: (215) 564-2300
Fax (215) 851-8029

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21 Attorney for Plaintiffs and all others Similarly Situated

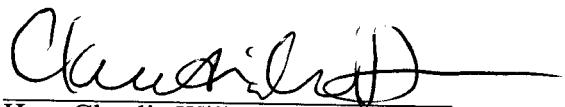
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[PROPOSED] ORDER

Upon consideration of all the papers submitted in connection herewith, and good cause appearing, the Substitution of Attorney is here by granted.

IT IS SO ORDERED

Dated: 2/17, 2009



Hon. Claudia Wilken
District Court Judge