

AO 154 (10.03) Substitution of Attorney

UNITED STATES DISTRICT COURT

NORTHERN

District of

CALIFORNIA

DENNIS R. MACKEY

Plaintiff (s),

V.

SHOLES OVERHEAD DOOR, INC., et al.

Defendant (s),

CONSENT ORDER GRANTING SUBSTITUTION OF ATTORNEY

CASE NUMBER: CV 15-01524 PJH

Notice is hereby given that, subject to approval by the court, Sholes Overhead Door, Inc. substitutes (Party (s) Name)

CHRISTOPHER J. BEEMAN, State Bar No. 121194 as counsel of record in (Name of New Attorney)

place of JAMES D. BIERNAT and LISA L. PAN (Name of Attorney (s) Withdrawing Appearance)

Contact information for new counsel is as follows:

Firm Name: Clapp Moroney Vucinich Beeman Scheley
Address: 1111 Bayhill Drive, San Bruno, CA 94066
Telephone: (650) 989-5400 Facsimile (650) 989-5499
E-Mail (Optional): jvucinich@clappmoroney.com

I consent to the above substitution. Date: 2/24/16

Amanda Johnson for Sholes Overhead Door, Inc. (Signature of Party (s))

I consent to being substituted. Date: 2/22/2016

JAMES D. BIERNAT (Signature of Former Attorney (s))

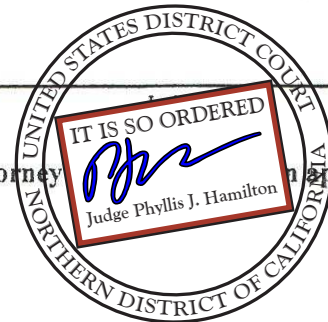
I consent to the above substitution. Date: 2/24/16

JEFFREY M. VUCINICH, ESQ ( SB# 67906) (Signature of New Attorney)

The substitution of attorney is hereby approved and so ORDERED.

Date: 3/3/16

[Note: A separate consent order of substitution must be filed by each new attorney in appearance.]



1                    **DENNIS R. MACKEY v. SHOLES OVERHEAD DOOR, INC., et al.**  
2                    U.S. District Court, Northern District of California Case No. 4:15-cv-01524-PJH

3                    **PROOF OF SERVICE - Civil**  
4                    [Code of Civ. Proc. §§ 1011, 1013, 1031a, 2015.5]

5                    **METHOD OF SERVICE:**

- 6                     By Personal Service             By Mail                     By Overnight Delivery  
7                     By Messenger Service         By Facsimile             By E-Mail/Electronic Transmission

- 8                    1. I am a citizen of the United States and am employed in the County of San Mateo, State of  
9                    California. I am over the age of 18 years and not a party to the within action.  
10                    2. My place of employment is 1111 Bayhill Drive, Suite 300, San Bruno, CA 94066.  
11                    3. On the date set forth below, I caused to be served a true and correct copy of the document  
12                    described as:

13                    **CONSENT ORDER GRANTING SUBSTITUTION OF ATTORNEY**

- 14                    4. I served the document on the persons below, as follows:

15                    Dennis H. Black, Esq. 16                    Black, Chapman, Webber & Stevens 17                    Attorneys at Law 18                    221 Stewart Avenue, Suite 209 19                    Medford, OR 97501 20                    Tel: (541) 772-9850 21                    Fax: (541) 779-7430 22                    email: <a href="mailto:black@blackchapman.com">black@blackchapman.com</a> 23                    email: <a href="mailto:litigation@blackchapman.com">litigation@blackchapman.com</a> 24 <b><u>Attorneys for Plaintiff DENNIS R. 25                    MACKEY</u></b>	26                    John Vrieze, Esq. 27                    Mitchell, Brisso, Delaney & Vrieze 28                    814 7 <sup>th</sup> Street 29                    P.O. Drawer 1008 30                    Eureka, CA 95502 31                    Tel: (707) 443-5643 32                    Fax: (707) 444-9586 33                    email: <a href="mailto:jvrieze@mitchelllawfirm.com">jvrieze@mitchelllawfirm.com</a> 34 <b><u>Attorneys for Defendants FRANCIS 35                    DUTRA and DOROTHY DUTRA dba 36                    COMMERCIAL RENTALS</u></b>
37                    Ninh H. Hoang, Esq. 38                    Gibson & Sharps, PSC 39                    2415 San Ramon Valley Blvd., Suite 4416 40                    San Ramon, CA 94583 41                    Tel: (800) 425-0967 42                    Fax: (800) 944-5179 43                    email: <a href="mailto:mnh@gibsonsharps.com">mnh@gibsonsharps.com</a> 44 <b><u>Attorneys for Lien Claimant ALSCO, INC.</u></b>	

- 45                    5. The document was served by the following means (specify):  
46                    a.             **BY PERSONAL SERVICE.** I personally delivered the documents to the  
47                    persons at the addresses listed in item 4. (1) For a party represented by an  
48                    attorney, delivery was made to the attorney or at the attorney's office by  
49                    leaving the documents in an envelope or package clearly labeled to identify  
50                    the attorney being served with a receptionist or an individual in charge of the  
51                    office. (2) For a party, delivery was made to the party or by leaving the  
52                    documents at the party's residence with some person not less than 18 years of  
53                    age between the hours of eight in the morning and six in the evening.

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- b.  **BY UNITED STATES MAIL.** I enclosed the documents in a sealed envelope or package addressed to the persons at the addresses in item 4 and (specify one):
- (1)  deposited the sealed envelope with the United States Postal Services, with the postage fully prepaid.
- (2)  placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

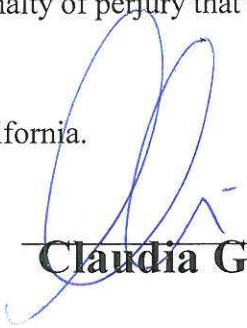
I am resident or employed in the County where the mailing occurred. The envelope or package was placed in the mail at San Bruno, California, County of San Mateo.

- c.  **BY OVERNIGHT DELIVERY.** I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed to the persons at the addresses in item 4. I place the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.
- d.  **BY MESSENGER SERVICE.** I served the documents by placing them in an envelope or package addressed to the persons at the addresses listed in item 4 and providing them to a professional messenger service for service.
- e.  **BY FAX TRANSMISSION.** Based on an agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed in item 4. No error was reported by the fax machine that I used. A copy of the record of the fax transmission, which I printed out, is attached.
- f.  **BY E-MAIL OR ELECTRONIC TRANSMISSION.** Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the persons at the email addresses listed in item 4. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

**(State)** I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

**(Federal)** I declare that I am employed in the offices of a member of the bar of this court at whose direction this service was made. I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 24, 2016, at San Bruno, California.



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**Claudia Gomez**