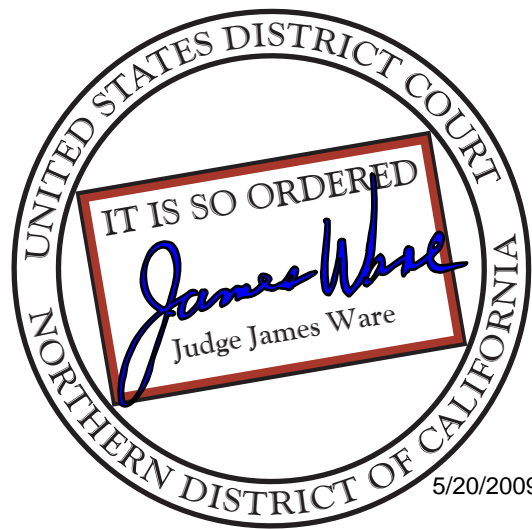


1 CHARLES D. JENKINS - SBN 114897  
 DAN D. KIM - SBN 212577  
 2 JENKINS GOODMAN NEUMAN & HAMILTON LLP  
 417 Montgomery Street, 10<sup>th</sup> Floor  
 3 San Francisco, California 94104  
 Telephone: 415-705-0400  
 4 Facsimile: 415-705-0411

5 DAVID L. HARTSELL  
 MCGUIREWOODS LLP  
 6 77 W. Wacker Drive, Suite 4100  
 Chicago, IL 60601  
 7 Telephone: 312-849-8100  
 Facsimile: 312-849-3690

8 SUSAN L. GERMAISE – SBN 176595  
 9 MCGUIREWOODS LLP  
 1800 Century Park East, 8th Floor  
 10 Los Angeles, CA 90067  
 Telephone: 310-315-8200  
 11 Facsimile: 310-315-8210

12 Attorneys for Defendant  
 AMERICAN CORRECTIVE COUNSELING  
 13 SERVICES, INC.



14 IN THE UNITED STATES DISTRICT COURT

15 FOR THE NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE BRANCH

16 ELENA DEL CAMPO, et al.  
 17  
 18 Plaintiffs,  
 19 vs.  
 20 AMERICAN CORRECTIVE  
 COUNSELING SERVICES, INC., et al.  
 21 Defendants.

No. C 01-21151 JW PVT

**STIPULATION IN SUPPORT OF NOTICE  
 OF WITHDRAWAL AND REQUEST FOR  
 AN ORDER PERMITTING  
 WITHDRAWAL OF JENKINS GOODMAN  
 NEUMAN & HAMILTON LLP AS  
 COUNSEL OF RECORD FOR BANKRUPT  
 DEFENDANT AMERICAN CORRECTIVE  
 COUNSELING SERVICES, INC.  
 PURSUANT TO LOCAL 11-5**

24 Plaintiff Elena del Campo and other similarly situated consumers (“Plaintiffs”),  
 25 Defendant American Corrective Counseling Services, Inc. (“Defendant ACCS”), and

Jenkins Goodman  
 Neuman & Hamilton  
 LLP  
 417 Montgomery St.  
 10<sup>th</sup> Floor  
 San Francisco, CA  
 94104  
 (415) 705-0400

1 Defendants Don R. Mealing; Lynn R. Hasney; Fulfillment Unlimited, Inc.; Fundamental  
2 Strategies and ACCS Administration, Inc. (“Mealing Defendants”), collectively referred to  
3 herein as the “Parties”, through their counsel, hereby stipulate as follows:

4 1. Charles D. Jenkins (“Mr. Jenkins”) and Dan Day Kim (“Mr. Kim”) are  
5 affiliated with Jenkins Goodman Neuman & Hamilton LLP (“JGNH”), which with other  
6 counsel, currently serves as counsel of record for Defendant ACCS in the above entitled  
7 action (“subject action”). JGNH, including Messrs. Jenkins and Kim, has represented  
8 Defendant ACCS since 2002. Throughout this period of representation, Mr. Kim has  
9 always been associated with JGNH and has never represented any party in the subject  
10 action independent of his association with JGNH.

11 2. Paul Arons of the Law Offices of Paul Arons (“Mr. Arons”), among other  
12 counsel, currently represents Plaintiffs in the subject action.

13 3. Hugh Verano of Verano & Verano (“Mr. Verano”) currently represents the  
14 Mealing Defendants in the subject action. Mr. Verano first appeared as counsel of record  
15 on or about December 8, 2008. At that time Mr. Verano appeared for the Mealing  
16 Defendants only and substituted in for the Mealing Defendants’ former counsel, Ross  
17 Dixon & Bell by Timothy Irving and Lindsey Reese. Mr. Verano has never and does not  
18 currently represent Defendant ACCS in this action.

19 4. On or about January 19, 2009, Defendant ACCS filed for bankruptcy in the  
20 Delaware Bankruptcy Court. JGNH, including Messrs. Jenkins and Kim, have sought to  
21 withdraw as counsel of record for Defendant ACCS as set forth in the Notice of  
22 Withdrawal And Request For An Order Permitting Withdrawal Of Jenkins Goodman  
23 Neuman & Hamilton LLP As Counsel Of Record Pursuant To Local Rule 11-5 (“Notice  
24 and Request”), filed on or about May 4, 2009 (Document No. 752).

25 5. Following said filing, it has come to the Parties’ attention that the Court’s  
26

1 record inadvertently contains various inaccuracies concerning the representation of certain  
2 parties; more specifically, what parties are currently represented by JGNH, including  
3 Messrs. Jenkins and Kim. It is necessary for the Parties to clarify for the Court JGNH's  
4 current representation in order for the Court to rule on JGNH's Notice and Request. This  
5 stipulation is designed for that purpose.

6 6. The Parties are clear in their understanding and represent to this Court that:

7 a. Former Defendant Bruce Raye, the individual, is no longer a  
8 defendant in the subject action. Plaintiffs did not name Mr. Raye as a defendant in  
9 either of the Consolidated Complaints, filed on May 1, 2006 (Document No. 196) or  
10 on December 12, 2006 (Document No. 283). Accordingly, JGNH is not counsel of  
11 record for Mr. Raye and need not seek permission to withdraw from said  
12 representation at this time.

13 b. JGNH, including Messrs. Jenkins and Kim, do not currently represent  
14 any of the Mealing Defendants. JGNH, including Messrs. Jenkins and Kim,  
15 currently only represents Defendant ACCS in the subject action. Accordingly, in  
16 seeking permission to withdraw from representing any party in the subject action, it  
17 is only from representation of Defendant ACCS that JGNH, including Messrs.  
18 Jenkins and Kim, must seek permission from this Court to withdraw as counsel of  
19 record.

20 7. Counsel for Plaintiffs and counsel for the Mealing Defendants do not object  
21 to the withdrawal of JGNH, including Messrs. Jenkins and Kim, from its representation of  
22 Defendant JGNH. Said withdrawal only impacts bankrupt Defendant ACCS, which is still  
23 represented by McGuire Woods, LLP, and does not otherwise disturb the representation of  
24

25 ///

26

1 any of the other parties in the subject action.

2  
3 SO STIPULATED:

The Law Offices of Paul Arons

4  
5 Date: May 15, 2009

By: /s Paul Arons  
Paul Arons

Verano & Verano

6  
7  
8  
9 Date: May 15, 2009

By: /s Hugh Verano  
Hugh Verano

10  
11  
12 Date: May 15, 2009

Jenkins Goodman Neuman & Hamilton LLP

By: /s Charles D. Jenkins  
Charles D. Jenkins

13  
14  
15  
16 f:\docs\cdj\delcampo\motions\motion to withdraw\stipulation withdraw.doc

17  
18 **IT IS SO ORDERED:**

19 The Court GRANTS the Stipulation. The Motion to Withdraw (Docket Item No. 52) is found a MOOT.

20  
21 Dated: May 20, 2009

  
United States District Judge

22  
23  
24  
25  
26  
Jenkins Goodman  
Neuman & Hamilton  
LLP  
417 Montgomery St.  
10<sup>th</sup> Floor  
San Francisco, CA  
94104  
(415) 705-0400