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Attorneys for Defendant
 RAE SYSTEMS INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

POLIMASTER LTD., NA&SE TRADING
 CO., LIMITED,

Plaintiffs,

v.

RAE SYSTEMS INC.

Defendant.

CASE NO. C 05-01887- JF HRL

**NOTICE OF SUBSTITUTION OF COUNSEL
 AND ~~PROPOSED~~ ORDER**

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 Please take notice that effective immediately, defendant RAE Systems Inc. hereby
3 substitutes John P. Flynn and McLeod & Witham LLP, in place of Latham & Watkins LLP, as
4 its counsel of record in this action. The contact information for Mr. Flynn and McLeod &
5 Witham LLP is as follows:

6
7 John P. Flynn
8 McLeod & Witham LLP
9 505 Montgomery Street, 11th Floor
10 San Francisco, CA 94111
11 jpf@mcleodwitham.com
12 Tel: (415) 874-3410
13 Fax: (415) 874-3001

14 Dated: January 6, 2009

15 By /s/ John P. Flynn
16 John P. Flynn
17 Attorneys for Defendant
18 RAE SYSTEMS INC.

19 CONSENT TO SUBSTITUTION

20 Latham & Watkins LLP hereby consents to this substitution.

21 Dated: January 6, 2009

22 LATHAM & WATKINS LLP
23 By /s/ [Signature]
24 Peter A. Wald
25 Tracy L. Orick
26 Former Attorneys for Defendant
27 RAE SYSTEMS INC.

28 [PROPOSED] ORDER

IT IS SO ORDERED.

29 Dated: 1/26, 2009

30 [Signature]
31 THE HON. JEREMY D. FOGEL
32 UNITED STATES DISTRICT JUDGE

1
2
3 **PROOF OF SERVICE**

4 I am employed in the County of Los Angeles, State of California. I am over the
5 age of 18 years and not a party to this action. My business address is McLeod & Witham LLP,
6 707 Wilshire Boulevard, Suite 4125, Los Angeles, CA 90017.

7 On January 8, 2009, I served the following document described as:

8 **NOTICE OF SUBSTITUTION OF COUNSEL AND [PROPOSED] ORDER**

9 by serving two copies of the above-described document in the following manner:

10 **BY OVERNIGHT MAIL DELIVERY**

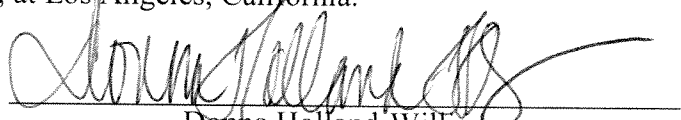
11 I am familiar with the office practice of McLeod & Witham LLP for collecting
12 and processing documents for overnight mail delivery by Federal Express. Under that practice,
13 documents are deposited with the McLeod & Witham LLP personnel responsible for depositing
14 documents in a post office, mailbox, subpost office, substation, mail chute, or other like facility
15 regularly maintained for receipt of overnight mail by Federal Express; such documents are
16 delivered for overnight mail delivery by Federal Express on that same day in the ordinary course
17 of business, with delivery fees thereon fully prepaid and/or provided for. I deposited in McLeod
18 & Witham LLPs' interoffice mail a sealed envelope or package containing the above-described
19 documents and addressed as set forth below in accordance with the office practice of McLeod &
20 Witham LLP for collecting and processing documents for overnight mail delivery by Federal
21 Express:

22 Kevin R. Garden
23 The Garden Law Firm P.C.
24 211 North Union Street, Suite 100
25 Alexandria, VA 22314

26 Gary Livaich
27 Desmond Nolan Livaich & Cunningham
28 15th and S Building
1830 15th Street
Sacramento, CA 95814

29 I declare that I am employed in the office of a member of the Bar of, or permitted
30 to practice before, this Court at whose direction the service was made and declare under penalty
31 of perjury under the laws of the State of California that the foregoing is true and correct.

32 Executed on January 8, 2009, at Los Angeles, California.

33 
34 Donna Holland-Williams