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8 **Attorneys for defendant**  
 9 **STANLEY YAN, individually and doing business as OCEAN-MOON-STAR**

10 **UNITED STATES DISTRICT COURT**  
 11 **NORTHERN DISTRICT OF CALIFORNIA**  
 12 **SAN JOSE, CALIFORNIA**

14	<b>FITNESS ANYWHERE, INC., a</b>	)	<b>CASE NO. CV 09-4815 RS</b>
15	<b>California corporation,</b>	)	
16	<b>Plaintiff,</b>	)	<b>APPLICATION TO WITHDRAW</b>
17	<b>v.</b>	)	<b>AS COUNSEL FOR DEFENDANT</b>
18	<b>STANLEY YAN, individually and doing</b>	)	<b>STANLEY YAN AND <del>PROPOSED</del></b>
19	<b>business as OCEAN-MOON-STAR;</b>	)	<b>ORDER</b>
20	<b>STANLEY YAN, individually and doing</b>	)	
21	<b>business as MIUMI2009, and</b>	)	
22	<b>BEAUTYMARK09; ET AL.,</b>	)	
	<b>Defendants.</b>	)	

23  
24 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

25 PLEASE TAKE NOTICE that Law Offices of Danning Jiang hereby withdraws as  
 26 counsel for defendant STANLEY YAN, individually and doing business as OCEAN-MOON-  
 27 STAR (“Defendant”) in the above-entitled action. Said defendant will be appearing pro se as  
 28 follows:

1 Former Counsel: Law Offices of Danning Jiang  
2 271 North First Street  
3 San Jose, CA 95113  
4 Tel.: 408-299-0800

5 New Counsel: Stanley Yan  
6 353 12th Avenue  
7 San Francisco, CA 94118  
8 Tel.: 415-601-4159

9 All communications to Defendant should be directed to the new counsel's address.

10 Dated: 12/30, 2009


Defendant: STANLEY YAN, individually and  
doing business as OCEAN-MOON-STAR

11   
12 By: STANLEY YAN

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16 AGREED AND ACCEPTED TO.

17 Dated: 12/30, 2009

Defendant: STANLEY YAN, individually and  
doing business as OCEAN-MOON-STAR

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21 By: STANLEY YAN

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24 Dated: 12/30, 2009

LAW OFFICES OF DANNING JIANG

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26 By: DANNING JIANG, Esq.  
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GOOD CAUSE APPEARING, IT IS HEREBY ORDER THAT Law Offices of Danning Jiang is permitted to withdraw as counsel for STANLEY YAN, individually and doing business as OCEAN-MOON-STAR. STANLEY YAN, individually and doing business as OCEAN-MOON-STAR will be appearing pro se and his contact information is as follows:

Stanley Yan  
353 12th Avenue  
San Francisco, CA 94118  
Tel.: 415-601-4159.

IT IS SO ORDERED.

Dated: January 4, 20 10

  
HON. RICHARD SEEBORG  
JUDGE OF THE DISTRICT COURT

1 **PROOF OF SERVICE**

2 *Fitness Anywhere v. Stanley Yan, et al.*  
3 Federal District Court – San Jose – Case No. CV 09-4815 RS

4 I declare that I am over the age of eighteen (18) and not a party to this action. My  
5 business address is 271 North First Street, San Jose, CA 95113,

6 On January 4, 2010, I served the following document(s):

7 **APPLICATION TO WITHDRAW AS COUNSEL FOR DEFENDANT  
8 STANLEY YAN AND [PROPOSED] ORDER**

9 on the interested parties in this action by placing a true and correct copy of document(s) in a  
10 sealed envelope addressed as follows:

11 Omid A. Mantashi, Esq.  
12 Law Office of Omid A. Mantashi  
13 360 Grand Ave. Ste. 90  
14 Oakland, CA 94610

15 Stanley Yan  
16 353 12th Avenue  
17 San Francisco, CA 94118

18 **(X)** **[U.S. MAIL]** I am readily familiar with the business practice for collection and  
19 processing of correspondence for mailing with the United States Postal Service. I  
20 know that the correspondence is deposited with the United States Postal Service on  
21 the same day this declaration was executed in the ordinary course of business. I  
22 know that the envelope was sealed and, with postage thereon fully prepaid, placed  
23 for collection and mailing on this date, following ordinary business practices in the  
24 United States mailed in San Jose, California.

25 **( )** **[OVERNIGHT DELIVERY]** Via Federal Express or similar overnight courier  
26 service, by depositing in a box or other facility regularly maintained by such  
27 overnight delivery service, or delivering such envelope to a courier or driver  
28 authorized by said overnight delivery service to receive documents, in an envelope  
designed by said overnight delivery service with delivery fees paid or provided for,  
addressed to the above-named persons on whom it is to be served.


**( )** **[PERSONAL SERVICE]** I caused to be delivered by hand the above-referenced  
document(s) to the above-named person(s).

**( )** **[FACSIMILE]** Via facsimile machine, I caused the above-referenced document(s)  
to be transmitted to the person(s) and facsimile number(s) shown above.

Executed on January 4, 2010, in San Jose, California.

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

**(X)** **(FEDERAL)** I declare that I was retained by the office of a member of the bar of  
this court at whose direction the service was made.

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ASHLEY X. JIANG