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8 Attorneys for Defendant and Third Party Plaintiff
 9 FACILITIES LOGISTICS, INC.

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

NEMECEK & COLE
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 15260 VENTURA BOULEVARD, SUITE 920, SHERMAN OAKS, CALIFORNIA 91403-5344
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12 GLH CONSTRUCTION, INC.,
 13 Plaintiff,

14 -vs-

15 FACILITIES LOGISTICS, INC.; and
 16 DOES 1-10, inclusive,
 17 Defendants.

18 FACILITIES LOGISTICS, INC.,
 19 Third Party Plaintiff,

20 -vs-

21 3-WAY LOGISTICS, a business entity
 22 of unknown form, and ROES 1-50,
 23 Third Party Defendants.

U.S.D.C. Case No.: CV-13-05420 PSG
 [Assigned for all purposes to the Hon.
 Paul S. Grewal]

DEFENDANT FACILITIES
 LOGISTICS, INC.'S REQUEST TO
 APPEAR TELEPHONICALLY BY
 COURT CALL RE: FACILITIES
 LOGISTICS, INC.'S PARTIAL
 MOTION FOR SUMMARY
 JUDGMENT

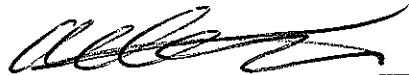
Date: December 2, 2014
 Time: 1:00 p.m.
 Courtroom: No. 5
 Judicial Officer: Hon. Paul S. Grewal
 Trial Date: March 9, 2015

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DEFENDANT FACILITIES LOGISTICS, INC. ("FACILITIES LOGISTICS") filed its Motion for Partial Summary Judgment on October 2, 2014. The hearing date scheduled for FACILITIES LOGISTICS' motion was scheduled for December 2, 2014 at 10:00 a.m.. The Court specially set the time for FACILITIES LOGISTICS' motion from 10:00 a.m. to 1:00 p.m. As a result of the change in time, both FACILITIES LOGISTICS' counsel of record, Gregg S. Garfinkel, Esq. and Third Party Defendant 3-WAY LOGISTICS' counsel of record, William Horsey, is unable to appear in person on December 2, 2014, at 1:00 p.m. at Courtroom 5 of the United States District Court for the Northern District of California, San Jose Division.

Accordingly, FACILITIES LOGISTICS respectfully requests that the Court allow Allen G. Haroutounian, Esq., to appear telephonically, via Court Call, on behalf of Mr. Garfinkel and FACILITIES LOGISTICS at the hearing for FACILITY LOGISTICS' Partial Motion for Summary Judgment on December 2, 2014 at 1:00 p.m. 3-WAY LOGISTICS also respectfully requests that the Court allow Mr. William Horsey, Esq. to appear telephonically at the hearing for FACILITY LOGISTICS' Partial Motion for Summary Judgment on December 2, 2014 at 1:00 p.m.

Dated: December 2, 2014

By: 

GREGG S. GARFINKEL
ALLEN G. HAROUTOUNIAN
Attorneys for Defendant
FACILITIES LOGISTICS, INC.

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18 and
4 not a party to the within action; my business address is 15260 Ventura Blvd., Suite 920, Sherman
Oaks, CA 91403.

5 On December 2, 2014, I served the document described as **DEFENDANT FACILITIES**
6 **LOGISTICS, INC.'S REQUEST TO APPEAR TELEPHONICALLY BY COURT**
7 **CALL RE: FACILITIES LOGISTICS, INC.'S PARTIAL MOTION FOR**
8 **SUMMARY JUDGMENT** upon the interested parties in this action in a sealed envelope
addressed as follows:

8 Basil J. Boutris
9 Vaught & Boutris, Llp
80 Swan Way, Suite 320
Oakland, CA 94621
10 basil@vaughtboutris.com

Christopher J. Nevis, Esq.
William F. Horsey, Esq.
Lewis Brisbois Bisgaard & Smith LLP
333 Bush Street, Suite 1100
San Francisco, CA 94103
nevis@lbbslaw.com
horsey@lbbslaw.com

11
12 — **(By Mail)** I am “readily familiar” with the firm’s practice of collection and processing
13 correspondence for mailing. Under that practice, it would be deposited with U.S.
14 postal service on that same day with postage thereon fully prepaid at Sherman Oaks,
California in the ordinary course of business. I am aware that on motion of the party
served, service is presumed invalid if postal cancellation date or postage meter date is
more than one day after day of deposit for mailing contained in affidavit.

15 — **(By Overnight Delivery)** I deposited this document in the box or other facility
16 located at 15260 Ventura Blvd., Suite 920, Sherman Oaks, CA 91403 regularly
maintained by Norco Overnight, in an envelope designated by Norco Overnight with
17 delivery fees paid or provided for, addressed to the persons on whom it is to be served,
for guaranteed next day delivery.

18 — **(By Facsimile Transmission)** I caused the foregoing document to be served by
facsimile transmission to each of the interested parties at the facsimile machine
teletype number shown above.

19 X **(To Be Served By The Court Via Notice of Electronic Filing (“NEF”))** – Pursuant to
controlling General Order(s) and Federal Rule(s) (“FR”), the foregoing document will
20 be served by the court via NEF and hyperlink to the document. On December 2,
20134, I checked the CM/ECF docket for this district case or adversary proceeding and
21 determined that the following person(s) are on the Electronic Mail Notice List to
receive NEF transmission at the following email address(es):

22 Executed on December 2, 2014, at Sherman Oaks, California.

23
24 X (Federal) I declare that I am employed in the office of a member of the bar of this
court at whose direction the service was made.

25
26 
KARYN A. ELDER

NEMECEK & COLE
A PROFESSIONAL CORPORATION

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