

1 René L. Barge, State Bar No. 182317
rbarge@class-action-attorneys.com
2 Katherine J. Odenbreit, State Bar No. 184619
kjdenbreit@class-action-attorneys.com
3 **CLASS ACTION LITIGATION GROUP**
11111 Santa Monica Blvd., Suite 1000
4 Los Angeles, California 90025
Tel: (310) 481-9851
5 Fax: (310) 481-9854

6 Attorneys for Plaintiffs

7 **UNITED STATES DISTRICT COURT**
8 **SOUTHERN DISTRICT OF CALIFORNIA**
9

10 ROBERT PAYNE and STEVEN
11 BARTILUCCI,

12 Plaintiffs

13 vs.

14 MENU FOODS, INC., a New Jersey
corporation; PETCO ANIMAL
15 SUPPLIES, INC., a Delaware corporation;
16 SAFEWAY, INC., a Delaware
corporation; THE PROCTOR &
17 GAMBLE COMPANY, an Ohio
corporation, and DOES 1 through 50.

18
19
20 Defendants.

CASE NO.: 07CV 0705 JAH (CAB)

CLASS ACTION

**PLAINTIFF STEVEN BARTILUCCI'S
MOTION TO SUBSTITUTE IN AS
ATTORNEY OF RECORD RENÉ L.
BARGE and KATHERINE J.
ODENBREIT OF CLASS ACTION
LITIGATION GROUP AS HIS
ATTORNEYS OF RECORD;
[PROPOSED] ORDER**

21 Plaintiff STEVEN BARTILUCCI hereby make the following request to substitute in
22 as her attorney of record René L. Barge and Katherine J. Odenbreit of the law firm Class
23 Action Litigation Group in lieu of Eric J. Benink of the law firm Krause Kalfayan Benink
24 & Slavens, LLP and David S. Casey, Jr. and Thomas D. Penfield of the law firm Casey,
25 Gerry, Schenk, Francavilla, Blatt, & Penfield LLP. Pursuant to Local Rule 83.3 (c
26) (5)(g), below is a consent to this substitution signed by plaintiff STEVEN
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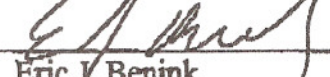
1 BARTILUCCI, attorney René L. Barge, Eric J. Benink on behalf of the law firm Krause
 2 Kalfayan Benink & Slavens LLP and Thomas Penfield on behalf of the law firm of
 3 Casey, Gerry, Schenk, Francavilla, Blatt, & Penfield LLP.
 4

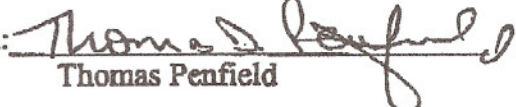
5 DATED: _____, 2007 CLASS ACTION LITIGATION GROUP

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 7
 8 BY: _____
 9 RENÉ L. BARGE
 10 Attorneys for Plaintiff,
 11 STEVEN BARTILUCCI, and All Persons
 12 Similarly Situated

12 Dated: _____ I consent to this substitution: _____
 13 Steven Bartilucci

14 Dated: _____ I consent to this substitution: _____
 15 René L. Barge

16 Dated: 5-25-07 I consent to this substitution: 
 17 Eric J. Benink

18 Dated: 5/30/07 I consent to this substitution: 
 19 Thomas Penfield
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Attorneys for Plaintiff,
STEVEN BARTILUCCI, and All
Persons Similarly Situated

Dated: 5/23/07 I consent to this substitution:

Steven Bartilucci

Steven Bartilucci

Dated: 5/29/07 I consent to this substitution:

René L. Barge

René L. Barge

Dated: _____ I consent to this substitution:

Eric J. Benink

Dated: _____ I consent to this substitution:

Thomas Penfield

CERTIFICATE OF SERVICE

I certify that on May 30, 2007, I caused the following document:

NOTICE OF SUBSTITUTION OF ATTORNEY FOR PLAINTIFFS to be filed electronically with the Clerk of the Court through ECF.

I further certify, that I caused a copy of the foregoing document and the notice of electronic filing to be mailed via U.S. mail to the following:

Jeffrey B. Cerghino
Berding and Wewil
3240 Stone Valley Road West
Alamo, CA 94507

Nicole Dorsky
Benesch Friedlander Coplan & Aronoff LLP
200 Public Square, #2300
Cleveland, OH 44114-2378

Jeremy Gilman
Benesch Friedlander Coplan & Aronoff LLP
200 Public Square, #2300
Cleveland, OH 44114-2378

D. Jeffrey Ireland
Frauki Ireland and Cox
500 Courthouse Plaza SW
Dayton, OH 45402

Priya Jesani
Pretzel and Stouffer Chartered
One South Wacker Drive, Suite 2500
Chicago, IL 60606

Dennis E. Murray, Sr.
Murray & Murray Co., LPA
111 East Shoreline Drive
P.O. Box 19
Sandusky, OH 44870

John T. Murray
Murray & Murray Co., LPA
111 East Shoreline Drive

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P.O. Box 19
Sandusky, OH 44870

Leslie O. Murray
Murray & Murray Co., LPA
111 East Shoreline Drive
P.O. Box 19
Sandusky, OH 44870

Edward B. Ruff, III
Pretzel and Stouffer Chartered
One South Wacker Drive, Suite 2500
Chicago, IL 60606

Richard M. Segel
Pillsbury Winthrop Shaw Pitman LLP
501 West Broadway, Suite 1100
San Diego, CA 92101

Dated: May 30, 2007



Katherine J. Odenbreit