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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON, SEATTLE

**OMNI INNOVATIONS, LLC, a
Washington Limited Liability
company; EMILY ABBEY, an
individual,**

Plaintiffs,

v.

**ASCENTIVE, LLC, a Delaware
limited liability company; ADAM
SCHRAN, individually and as part of
his marital community; JOHN DOES,
I-X,**

Defendants,

NO. 06-01284

**[PROPOSED]
ORDER ON MOTION TO
DISQUALIFY COUNSEL**

THIS MATTER having come before the Court by motion of plaintiff Omni Innovations, LLC., through its attorneys of record Robert J. Siegel and Douglas McKinley, and the Court, having considered all moving and responsive pleadings, and having found that good cause exists, therefore

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Plaintiff's Motion is granted, and Floyd E. Ivey is disqualified from representing Defendant Ascentive, LLC., and/or

-1
ORDER ON MOTION TO DISQUALIFY DEFENDANTS'
COUNSEL

MERKLE SIEGEL & FRIEDRICHSEN
1325 Fourth Ave., Suite 940
Seattle, WA 98101
Phone: 206-624-9392
Fax: 206-624-0717

1 Adam Schran, and/or any other party with interests adverse to Plaintiff's, without first fully
2 disclosing the apparent conflict of interest, and obtaining a written waiver from Plaintiff.

3 **AND IT IS FURTHER ORDERED**, that Plaintiff is awarded \$ 1,500 for its attorney
4 fees, and \$ _____ as sanctions for Mr. Ivey's intransigence and his failure to
5 voluntarily remove himself from the case after having been given ample opportunity to do so.

6 DONE IN OPEN COURT this _____ day of October, 2006.

7
8 _____
The Hon. Judge Thomas Zilly

9
10 MERKLE SIEGEL & FRIEDRICHSEN, P.C.

DOUGLAS E. MCKINLEY, JR
Attorney at Law

11
12 /S/ Robert J. Siegel
Robert J. Siegel, WSBA #17312
13 #20806
Attorney for Plaintiffs

/S/ Douglas E. McKinley, Jr.
Douglas E. McKinley, Jr., WSBA
Attorney for Plaintiffs