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Hon. Judge T. S. Zilly

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1325 4th Ave Ste 940
Seattle, WA
98101-2509

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

OMNI INNOVATIONS LLC et al)
)
) Plaintiffs)
)
) ASCENTIVE, LLC)
) a Delaware Limited Liability Company,)
)
) Defendant)

NO. CV-06-01284-TSZ

DEFENDANT'S MOTION
FOR RECONSIDERATION
OF THE ORDER
DISQUALIFYING
COUNSEL FLOYD E. IVEY

Defendants now Move for Reconsideration of the Court's November 29, 2006 Order disqualifying Counsel Floyd E. Ivey. This Motion is brought pursuant to Local Rule 7(h) and is supported by the Defendant's Memorandum in Support of Motion for Reconsideration.

DATED this 11th day of December, 2006.

LIEBLER, IVEY, CONNOR, BERRY & ST. HILAIRE

Defendant's Motion for Reconsideration - 1.
Z:\IPCClient\Ascentive LLC v. Gordon\Ascentive v. Omni Innovations\Motions\MotionDisqualify\Motion.RECONSIDER.draft.061203\Motion ToDisqual.RECONSIDER.MOTION.061211.wpd

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EXHIBIT 8 to Second Amended Petition for Writ of Mandamus
EXHIBIT 2 to Petition for Writ of Mandamus

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s/ FLOYD E. IVEY
Floyd E. Ivey, WSBA #6888
Attorneys for the Defendants Ascentive and
Schran

I hereby certify that on December 11, 2006, I electronically filed **Defendant's Motion for Reconsideration** with the Clerk of the Court using the CM/ECF System which will send notification of such filing to Robert Siegel and Douglas McKinley. I hereby certify that I have served the foregoing to the following non-CM/ECF participants by other means: NA.

S/ FLOYD E. IVEY
FLOYD E. IVEY

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**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

OMNI INNOVATIONS LLC et al

NO. CV-06-01284-TSZ

Plaintiffs

ORDER ON
DEFENDANT'S
MOTION FOR
RECONSIDERATION
OF ORDER DISQUALIFYING
COUNSEL FLOYD E. IVEY

ASCENTIVE, LLC
a Delaware Limited Liability Company,

Defendant

The Court having considered Defendants' Motion for Reconsideration of the
Order of November 29, 2006 disqualifying Counsel Floyd E. Ivey now (grants)
(denies) said Motion.

Done this _____ day of _____, 200__.

Judge T. S. Zilly, Federal District Court for the Western
District of Washington

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Hon. Judge T. S. Zilly

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Attorney for Plaintiff

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Seattle, WA
98101-2509

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

OMNI INNOVATIONS LLC et al)
)
) Plaintiffs)
)
) ASCENTIVE, LLC)
) a Delaware Limited Liability Company,)
)
) Defendant)

NO. CV-06-01284-TSZ

DEFENDANT'S NOTICE
OF MOTION FOR
RECONSIDERATION
OF ORDER DISQUALIFYING
COUNSEL FLOYD E. IVEY

Defendant now notices Defendant's Motion for Reconsideration of the
November 29, 2006 Order disqualifying Counsel Floyd E. Ivey, for hearing, in
accordance with Local Rule 7(h), on the day of filing of December 11, 2006.

DATED this 11st day of December, 2006.

**LIEBLER, IVEY, CONNOR, BERRY & ST.
HILAIRE**

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s/ FLOYD E. IVEY
Floyd E. Ivey, WSBA #6888
Attorneys for the Defendants Ascentive and
Schran

I hereby certify that on December 11, 2006, I electronically filed
**Defendant's Notice of Hearing of Motion for Reconsideration of Order
Disqualifying counsel Floyd E. Ivey** with the Clerk of the Court using the
CM/ECF System which will send notification of such filing to Robert Siegel and
Douglas McKinley. I hereby certify that I have served the foregoing to the
following non-CM/ECF participants by other means: NA.

S/ FLOYD E. IVEY
FLOYD E. IVEY