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13 JUN 11 PM 2:55

LEGAL PROCESS #3

PORTER | SCOTT

A PROFESSIONAL CORPORATION

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Attorneys for Plaintiffs and Cross-Defendants

THE NATIONAL GRANGE OF THE ORDER OF PATRONS OF HUSBANDRY and

EDWARD L. LUTTRELL

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN THE COUNTY OF SACRAMENTO

THE NATIONAL GRANGE OF THE ORDER
OF PATRONS OF HUSBANDRY, a
Washington, D.C. nonprofit corporation,

Plaintiff,

v.

THE CALIFORNIA STATE GRANGE, a
California nonprofit corporation, and
ROBERT McFARLAND, JOHN LUVAS,
GERALD CHERNOFF and DAMIAN PARR,

Defendants.

THE CALIFORNIA STATE GRANGE,
a California nonprofit,

Cross-Complainant,

v.

THE NATIONAL GRANGE OF THE ORDER
OF PATRONS OF HUSBANDRY, a
Washington, D.C. nonprofit corporation, and
EDWARD L. LUTTRELL, an individual,
and ROES 1 through 10, inclusive,

Cross-Defendants.

Case No. 34-2012-00130439

**NOTICE OF MOTION FOR MOTION TO
GRANT NATIONAL GRANGE LEAVE TO
FILE FIRST AMENDED COMPLAINT**

DATE: July 10, 2013

TIME: 2:00 p.m.

DEPT: 53

Original Complaint Filed: October 1, 2012

1 PLEASE TAKE NOTICE THAT on July 10, 2013 at 2:00 p.m., in Department 53 of the
2 Sacramento County Superior Court located at 800 Ninth Street, Sacramento, California, Plaintiff
3 and Cross-Defendants THE NATIONAL GRANGE OF THE ORDER OF PATRONS OF
4 HUSBANDRY and EDWARD LUTTRELL will, and hereby do, move for an order granting leave
5 to amend its Complaint based upon the accompanying stipulated motion, declaration in support of
6 stipulated motion, and stipulation to allow leave to amend Complaint.

7 Pursuant to Local Rule 1.06 (A) the court will make a tentative ruling on the merits of this
8 matter by 2:00 p.m., the court day before the hearing. The complete text of the tentative rulings for
9 the department may be downloaded off the court's website. If the party does not have online
10 access, they may call the dedicated phone number for the department as referenced in the local
11 telephone directory between the hours of 2:00 p.m. and 4:00 p.m. on the court day before the
12 hearing and receive the tentative ruling. If you do not call the court and the opposing party by 4:00
13 p.m. the court day before the hearing, no hearing will be held.

14 Dated: June 10, 2013

PORTER SCOTT
A PROFESSIONAL CORPORATION

15
16 By



Martin N. Jensen
Thomas L. Riordan

1 Re: **National Grange, et al. v. Bob McFarland**

2 Case No: **Sacramento County Superior Court 34-2012-00130439**

3 **DECLARATION OF SERVICE**

4 I am a citizen of the United States and a resident of Sacramento County, California. I am over
5 the age of eighteen years and not a party to the within above-entitled action. My business address is
6 350 University Avenue, Suite 200, Sacramento, California.

7 I am familiar with this Company's practice whereby the mail, after being placed in a
8 designated area, is given the appropriate postage and is deposited in a U. S. mailbox in the City of
9 Sacramento, California, after the close of the day's business.

10 On June 11, 2013, I served a copy of the following document(s):

11 **NOTICE OF MOTION FOR MOTION TO GRANT NATIONAL GRANGE**
12 **LEAVE TO FILE FIRST AMENDED COMPLAINT**

13 on all parties in the said action as addressed below by causing a true copy thereof to be:

14 **Attorneys for Robert McFarland**

15 Mark Ellis
16 Ellis Law Group
17 740 University Ave., Suite 100
18 Sacramento, CA 95814
19 Fax: (916) 283-8821
20 MEllis@EllisLawGrp.com

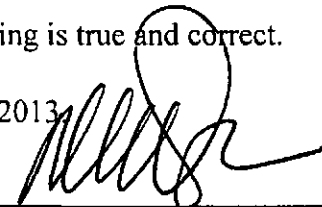
21 **Attorneys for Defendants The California**
22 **State Grange, John Luvaas, Gerald**
23 **Chernoff, and Damian Parr**

24 Robert D. Swanson
25 Daniel S. Stouder
26 Boutin Jones
27 555 Capitol Mall, Suite 1500
28 Sacramento, CA 95814
Fax: (916) 441-7597
rswanson@boutinjoness.com
dstouder@boutinjoness.com

- 29 ☒ **By Mail.** I caused such envelope with postage thereon fully prepaid to be placed in the United
30 States mail at Sacramento, California.
- 31 ☐ **By Personal Service.** I caused such document to be delivered by hand to person(s) listed
32 below.
- 33 ☐ **By Overnight Delivery.** I caused such document to be delivered by overnight delivery to the
34 office of the person(s) listed below.
- 35 ☐ **By Facsimile.** I caused such document to be transmitted by facsimile machine to the office
36 of the person(s) listed below.
- 37 ☐ **By E-Mail.** I caused such document to be transmitted by electronic format to the office of
38 the person(s) listed below.

39 I declare under penalty of perjury that the foregoing is true and correct.

40 Executed at Sacramento, California on June 11, 2013.



41 Desiree Ganzon