



MC-052

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): Michael Broad SBN: 121348 Law Offices of Michael Broad 166 Santa Clara Ave. Oakland, CA 94610 TELEPHONE NO.: 510-835-5772 FAX NO.: 510-835-5773 ATTORNEY FOR (Name): Defendant Oakland Port Services		FILED ALAMEDA COUNTY 2010 MAR 30 PM 12:59 CLERK OF THE SUPERIOR COURT BY: <i>[Signature]</i> DEPUTY	
NAME OF COURT: Alameda County Superior Court STREET ADDRESS: 1221 Oak St. 1225 Fallon St. MAILING ADDRESS: CITY AND ZIP CODE: Oakland, CA 94612 BRANCH NAME:		CASE NUMBER: RG 08-379099 HEARING DATE: May 6, 2010 DEPT.: 20 TIME: 2:00 p.m. BEFORE HON.: Freedman DATE ACTION FILED: 3/28/08 TRIAL DATE: not yet set	
CASE NAME: Lavon Godfrey, et al., vs. Oakland Port Services			
DECLARATION IN SUPPORT OF ATTORNEY'S MOTION TO BE RELIEVED AS COUNSEL—CIVIL			

- Attorney and Represented Party.** Attorney (name): Michael Broad is presently counsel of record for (name of party): Oakland Port Services in the above-captioned action or proceeding.
- Reasons for Motion.** Attorney makes this motion to be relieved as counsel under Code of Civil Procedure section 284(2) instead of filing a consent under section 284(1) for the following reasons (describe): --
 Attorney has not been paid for much his work on this matter and has not been reimbursed for some of the costs he has advanced on behalf of client. At this time, Attorney is currently owed in fees and costs advanced in excess of \$15,000.00.

Continued on Attachment 2.

3. Service

- a. Attorney has
- personally served the client with copies of the motion papers filed with this declaration. A copy of the proof of service will be filed with the court at least 5 days before the hearing.
 - served the client by mail at the client's last known address with copies of the motion papers served with this declaration.
- b. If the client has been served by mail at the client's last known address, attorney has
- confirmed within the past 30 days that the address is current
 - by mail, return receipt requested.
 - by telephone.
 - by conversation.
 - by other means (specify):

(Continued on reverse)

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3. b. (2) been unable to confirm that the address is current or to locate a more current address for the client after making the following efforts:
- (a) mailing the motion papers to the client's last known address, return receipt requested.
 - (b) calling the client's last known telephone number or numbers.
 - (c) contacting persons familiar with the client (*specify*):
 - (d) conducting a search (*describe*):
 - (e) other (*specify*):

c. Even if attorney has been unable to serve the client with the moving papers, the court should grant attorney's motion to be relieved as counsel of record (*explain*):

4. The next hearing scheduled in this action or proceeding
- a. is not yet set.
 - b. is set as follows (*specify the date, time, and place*):
 May 7, 2010 at 11:00 a.m. in Dept 20 located at 1221 Oak St., Oakland, CA
 - c. concerns (*describe the subject matter of the hearing*):
 Complex Case Management Conference in Dept 20 to designate the date of class certification hearing
- Continued on Attachment 4.

5. The following additional hearings and other proceedings (including discovery matters) are presently scheduled in this case (*for each, describe the date, time, place, and subject matter*):

Continued on Attachment 5.

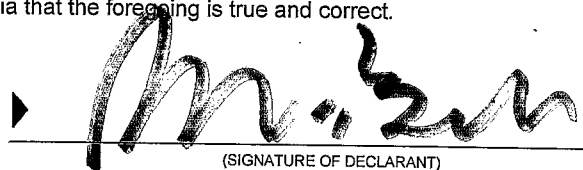
6. Trial in this action or proceeding
- a. is not yet set.
 - b. is set as follows (*specify the date, time, and place*):

7. **Other.** Other matters that the court should consider in determining whether to grant this motion are the following (*explain*):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
 Date: March 25, 2010

Michael Broad

 (TYPE OR PRINT NAME)



 (SIGNATURE OF DECLARANT)

8. Number of pages attached: _____