

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, address and telephone #): Mark N. Todzo Lexington Law Group, 1627 Irving Street, San Francisco, CA 94122 (415) 759-4111 STATE BAR NO: 168389 ATTORNEY FOR (Name): Center for Environmental Health	FOR COURT USE ONLY  <b>FILED</b>  <b>JUN 25 2009</b>  KIM TURNER, Court Executive Officer MARIN COUNTY SUPERIOR COURT By: D. Taylor, Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF MARIN 3501 Civic Center Drive P.O. Box 4988 San Rafael, CA 94913-4988	
PETITIONER/PLAINTIFF: <b>Center for Environmental Health</b> RESPONDENT/DEFENDANT: <b>Fetco Home Decor, Inc., et al.</b>	
<b>AMENDMENT TO COMPLAINT</b>	CASE NUMBER: <b>CIV-090292</b>

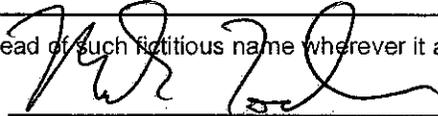
**FICTITIOUS NAME (No Order Required)**

Upon filing the complaint in this case, plaintiff(s) being ignorant of the true name of a defendant, designated such defendant in the complaint by the fictitious name of: Doe 1

and having discovered the defendant's true name to be:

Young's, Inc.

amend(s) the complaint by inserting such true name instead of such fictitious name wherever it appears in the complaint.

  
 ATTORNEY(S) FOR PLAINTIFF(S)

**INCORRECT NAME (Requires Order Thereon)**

Plaintiff(s) having designated a defendant in the complaint by the incorrect name of:

and having discovered the defendant's true name to be:

amend(s) the complaint by inserting such true name instead of such fictitious name wherever it appears in the complaint.

\_\_\_\_\_  
 ATTORNEY(S) FOR PLAINTIFF(S)

**ORDER**

Proper cause appearing, the above Amendment to the Complaint is allowed.

Date: \_\_\_\_\_

\_\_\_\_\_  
 JUDGE OF THE SUPERIOR COURT

1 **PROOF OF SERVICE**

2 I declare that:

3 I am employed in San Francisco County, California; my business address is 1627 Irving  
4 Street, San Francisco, California 94122. I am over the age of 18 years and not a party to the  
within cause.

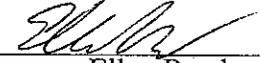
5 On June 23, 2009, I served a true copy of the following document:

6 **FICTITIOUS NAME AMENDMENT TO COMPLAINT**  
7 **CAL. CODE CIV. PRO. §474 - YOUNG'S, INC.**

8 On this date, I deposited a fully prepaid and sealed envelope containing the above-  
mentioned document with the United States Postal Service, addressed to the following  
9 individual:

10 Gene A. Lucero  
11 Duncan Joseph Moore  
12 Latham & Watkins LLP  
355 South Grand Avenue  
Los Angeles, CA 90071  
Counsel to Defendant Fetco Home Decor, Inc.

13 I declare under penalty of perjury that the foregoing is true and correct, and that this  
14 declaration was executed on June 23, 2009, at San Francisco, California.

15 Signed: 

16 Ellen Reed