

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address)
Brian C. Johnson, State Bar No. 235965
THE CHANLER GROUP
2560 Ninth Street, Parker Plaza, Suite 214
Berkeley, CA 94710
TELEPHONE NO: (510) 848-8880 FAX NO. (Optional): (510) 848-8118
E-MAIL ADDRESS (Optional):
ATTORNEY FOR (Name): Plaintiff, John Moore

FOR COURT USE ONLY
ENDORSED FILED
Superior Court of California
County of San Francisco
SEP 22 2011
CLERK OF THE COURT
BY: CAROLYN BALISTRERI Deputy Clerk

SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Francisco
STREET ADDRESS: 400 McAllister Street
MAILING ADDRESS:
CITY AND ZIP CODE: San Francisco 94102
BRANCH NAME Unlimited Civil

PLAINTIFF/PETITIONER: John Moore
DEFENDANT/RESPONDENT: Motion Systems LLC, et al.

REQUEST FOR DISMISSAL
[] Personal Injury, Property Damage, or Wrongful Death
[] Motor Vehicle [] Other
[] Family Law [] Eminent Domain
[X] Other (specify): Health and Safety Code § 25249.6 et seq. (Prop. 65)

CASE NUMBER:
CGC-11-512247

- A conformed copy will not be returned by the clerk unless a method of return is provided with the document. -

- 1. TO THE CLERK: Please dismiss this action as follows:
a. (1) [] With prejudice (2) [X] Without prejudice
b. (1) [] Complaint (2) [] Petition
(3) [] Cross-complaint filed by (name):
(4) [] Cross-complaint filed by (name):
(5) [X] Entire action of all parties and all causes of action
(6) [] Other (specify):*

on (date):
on (date):

BY FAX

2. (Complete in all cases except family law cases.)

[] Court fees and costs were waived for a party in this case. (This information may be obtained from the clerk. If this box is checked, the declaration on the back of this form must be completed).

Date: September 22, 2011

Brian C. Johnson

(TYPE OR PRINT NAME OF [X] ATTORNEY [] PARTY WITHOUT ATTORNEY)

*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

(SIGNATURE)
Attorney or party without attorney for:

[X] Plaintiff/Petitioner [] Defendant/Respondent
[] Cross-Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:

(TYPE OR PRINT NAME OF [] ATTORNEY [] PARTY WITHOUT ATTORNEY)

** If a cross-complaint - or Response (Family Law) seeking affirmative relief - is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (f) or (j).

(SIGNATURE)
Attorney or party without attorney for:
[] Plaintiff/Petitioner [] Defendant/Respondent
[] Cross-Complainant

(To be completed by clerk)

- 4. [] Dismissal entered as requested on (date):
5. [] Dismissal entered on (date): as to only (name):
6. [] Dismissal not entered as requested for the following reasons (specify):
7. a. [] Attorney or party without attorney notified on (date):
b. [] Attorney or party without attorney not notified. Filing party failed to provide
[] a copy to be conformed [] means to return conformed copy

Date: Clerk, by Deputy

1 Brian C. Johnson, State Bar No. 235965
2 Josh Voorhees, State Bar No. 241436
3 THE CHANLER GROUP
4 2560 Ninth Street
5 Parker Plaza, Suite 214
6 Berkeley, CA 94710
7 Telephone: (510) 848-8880
8 Facsimile: (510) 848-8118

9 Attorneys for Plaintiff
10 JOHN MOORE

ENDORSED
FILED
San Francisco County Superior Court

SEP 27 2011

CLERK OF THE COURT
BY: RONNIE OTERO
Deputy Clerk

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 COUNTY OF SAN FRANCISCO
13 UNLIMITED CIVIL JURISDICTION

14 JOHN MOORE,

15 Plaintiff,

16 v.

17 MOTION SYSTEMS LLC, *et al.*,

18 Defendants.

Case No. CGC-11-512247

**AMENDED PROOF OF SERVICE OF
REQUEST FOR DISMISSAL**

1 **PROOF OF SERVICE**

2 I am employed in the County of Alameda, State of California. I am a citizen of the United
3 States, over the age of 18 years, and not a party to the within action. My business address is 2560
4 Ninth Street, Parker Plaza, Suite 214, Berkeley, California 94710-2565.

5 On September 22, 2011, I caused to be served the following document(s), described as,

6 **REQUEST FOR DISMISSAL**

7 on each interested party as follows:

8 Michael Betesh, President
9 Motion Systems LLC
10 1 East 33rd Street, 10th Floor
New York, NY 10016

Sol Betesh, President
Baby Boom Consumer Products Inc.
1 East 33rd Street, 10th Floor
New York, NY 10016

11 Michael Betesh, Co-President
12 Mitzi International Handbags & Accessories, Ltd.
1 East 33rd Street, 10th Floor
13 New York, NY 10016

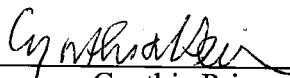
Michael Betesh, President
The Betesh Group
1 East 33rd Street, 10th Floor
New York, NY 10016

14 Michael Betesh, President
15 The Betesh Group
250 Passaic Street
Newark, NJ 07104

Michael Betesh, Co-President
Mitzi International Handbags & Accessories, Ltd.
PO Box 2004
New York, NY 10156

16 XXXXX (BY MAIL) I placed a true and correct copy of the foregoing document(s) in a
17 sealed envelope addressed to each interested party as set forth above. I placed each such envelope,
18 with postage thereon fully prepaid, for collection and mailing at The Chanler Group, located in
19 Berkeley, California. I am readily familiar with The Chanler Group's practice for collection and
20 processing of documents for mailing with the United States Postal Service. Under that practice, the
documents are deposited with the United States Postal Service on the same day in the ordinary
course of business.

21 Executed this 26 day of September, 2011, at Berkeley, California. I declare under the
penalty of perjury under the laws of the State of California that the foregoing is true and correct.

22
23 
24 Cynthia Price