ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): Keith G. Adams, State Bar No. 240497 HIRST & CHANLER LLP 2560 Ninth Street, Parker Plaza, Suite 214 Berkeley, CA 94710 ATTORNEY FOR (Name): Russell Brimer	(510) 848-8880 FOR COURT USE ONLY FOR COURT
SUPERIOR COURT OF SAN FRANCISCO CIVIC CENTER COURTHOUSE PLAINTIFF/PETITIONER: RUSSELL BRIMER DEFENDANT/RESPONDENT: CLUB ONE, INC. et al.	GORDON PARK-LI, Clerk Br. Deputy Clerk
REQUEST FOR DISMISSAL. Personal Injury, Property Damage, or Wrongful Death Motor Vehicle Family Law Eminent Domain Other (specify): Proposition 65	CGC-06-448995
A conformed copy will not be returned by the clerk unit	ess a method of return is provided with the document. —
1. TO THE CLERK: Please dismiss this action as follows: a. (1) With prejudice (2) Without prejudice b. (1) Complaint (2) Petition (3) Cross-complaint filed by (name): (4) Cross-complaint filed by (name): (5) Entire action of all parties and all causes of action (6) Other (specify):*	on <i>(dale)</i> : on <i>(dale)</i> :
Date: May 23, 2006	- 0
Keith G. Adams, Esq. (TYPE OR PRINT NAME OF 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.	Attorney or party without attorney for: Plaintiff/Petitioner Defendant/Respondent Cross-complainant
2. TO THE CLERK: Consent to the above dismissal is hereby give 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 \$81(i) or (j).	(SIGNATURE) Attorney or party without attorney for: Plaintiff/Petitioner Defendant/Respondent Cross-complainant
(To be completed by clerk) 3. Dismissal entered as requested on (clate): 4. Dismissal entered on (date): 5. Dismissal not entered as requested for the following reasons (specify): 6. 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 conform means to return conformed copy	
Date:	Clerk, by, Deputy
Form Adopted by the Judicial Council of California P62(a)(5) (Rev. Jenuary 1, 1997)	

www.accesslaw.com

PROOF OF SERVICE

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

On May 23, 2006, served the following document(s), described as:

- REQUEST FOR DISMISSAL

on each interested party as follows:

Lowell T. Carruth, Esq. McCormick Barstow et al LLP P O Box 28912 Fresno, CA 93729-8912 Facsimile: (559) 433-2300

XXXX (Via Mail) I placed a true and correct copy of the foregoing document(s) in a sealed envelope addressed to each interested party as set forth above. I placed each such envelope, with postage thereon fully prepaid, for collection and mailing at Hirst & Chanler LLP, located in Berkeley, California. I am readily familiar with Hirst & Chanler LLP's practice for collection and 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.

XXXX (Via Facsimile) I caused a true and correct copy of the foregoing document(s) to be served by facsimile transmission at the time shown on the transmission report from sending facsimile machine telephone number (510) 848-8118 to each interested party at the facsimile number shown above. Each transmission was reported as complete and without error. A transmission report was properly issued by the sending facsimile machine for each interested party served.

Executed this 23rd day of May 2006, 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.

Bozena M. Morawski

PROOF OF SERVICE