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Attorneys for Defendants,
MICHAEL WEINSTEIN, SCOTT H. TOOTHACRE and
FERRIS & BRITTON

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

DARRYL COTTON, an individual) Case No.: 3:18-cv-00325-BAS-DEB

Plaintiff,

vs.

LARRY GERACI; REBECCA
BERRY; GINA AUSTIN; AUSTIN
LEGAL GROUP; MICHAEL
WEINSTEIN; SCOTT H.
TOOTHACRE; FERRIS &
BRITTON; CITY OF SAN DIEGO
and DOES 1-10, inclusive,

Defendants.

**NOTICE OF WITHDRAWAL OF
DOCUMENT**

**NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT**

District Judge: Cynthia A. Bashant
Magistrate Judge: Daniel E. Butcher
Courtroom: 4B (4th Floor)

Complaint Filed: February 19, 2018
Trial Date: None

**TO THE COURT AND TO ALL PARTIES AND THEIR COUNSEL OF
RECORD:**

PLEASE TAKE NOTICE that Defendant MICHAEL WEINSTEIN
("Weinstein") hereby respectfully submits his request for Withdrawal of Document

1 Docket Number 25. The undersigned improperly submitted the document in duplicate
2 and was advised to withdraw the document. Defendant asks that this Court please
3 withdraw Docket Number 25 from the record.
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7 Dated: July 1, 2020

KJAR, McKENNA & STOCKALPER LLP

8 By: /s/ Gregory B. Emdee

9 JAMES J. KJAR

10 JON R. SCHWALBACH

11 GREGORY B. EMDEE

12 Attorneys for Defendants Michael Weinstein,
13 Scott H Toothacre, and Ferris & Britton
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CERTIFICATE OF SERVICE

I hereby certify that on July 1, 2020, I electronically filed the foregoing **NOTICE OF WITHDRAWAL OF DOCUMENT** with the Clerk of the Court for the United States District Court, Southern District of California by using the Southern District CM/ECF system.

Participants in the case who are registered CM/ECF users will be served by the USDC-Southern District of California CM/ECF system.

I am employed in the County of Los Angeles, State of California; I am over the age of eighteen years and not a party to the within action; my business address is 841 Apollo Street, Suite 100, El Segundo, California 90245. The envelope or package was placed in the mail at El Segundo, California. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully paid.

I further certify that participants in the case not registered as CM/ECF users have been mailed the above described documents by First Class Mail, postage pre-paid, or have dispatched it to a third party commercial carrier for delivery within three (3) calendar days, to the following non-CM/ECF participants:

Darryl Cotton
6176 Federal Blvd.
San Diego, CA 92114
Tel: 619-954-4447

1 I declare under penalty of perjury under the laws of the State of California the
2 foregoing is true and correct and that this declaration was executed on July 1, 2020 at El
3 Segundo, California.

4
5 /s/ Berta R. Howard

6 BERTA R. HOWARD, Declarant
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