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The Chandler Group  
Attn: Haveson, Laurence D.  
2560 Ninth Street  
Parker Plaza, Suite 214  
Berkeley, CA 94710

Douglas, David Lloyd  
17592 Irvine Blvd.,  
Suite 210  
Tustin, CA 92780

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**Superior Court of California, County of Alameda**  
**Rene C. Davidson Alameda County Courthouse**

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Vinocur          Abad Foam, Inc.	No. <u>RG14710984</u>  Order  Motion for Change of Venue (Out of County) Denied
Plaintiff/Petitioner(s)  VS.  Defendant/Respondent(s) (Abbreviated Title)	

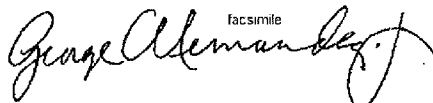
The Motion for Change of Venue (Out of County) filed for Abad Foam, Inc. was set for hearing on 06/03/2014 at 02:30 PM in Department 17 before the Honorable George C. Hernandez, Jr.. The Tentative Ruling was published and was contested.

The matter was argued and submitted, and good cause appearing therefore,

IT IS HEREBY ORDERED THAT:

The tentative ruling is affirmed as follows: The motion of Defendant Abad Foam, Inc. for Change of Venue is DENIED. Even if the motion were timely, Defendant, which bears the burden of proof on this motion, has not overcome the presumption that venue is proper in this county. In any event, Plaintiff has provided evidence potentially support its allegations that Defendant may be liable for "threatened violations" of Proposition 65 in Alameda County, in that products containing Defendant's foam are available for sale to consumers in this county, and that the products were sold without a warning. (See H&S C. 25249.7(a), 25249.11(e).)

Dated: 06/03/2014

 facsimile

Judge George C. Hernandez, Jr.

SHORT TITLE:

Vinocur VS Abad Foam, Inc.

CASE NUMBER:

RG14710984

ADDITIONAL ADDRESSEES

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Law Office of Damien Morozumi, APC  
Attn: Morozumi, Damien  
44 Montgomery Street,  
Suite 1750  
San Francisco, CA 94104 \_\_\_\_\_

Caldwell Leslie & Proctor, PC  
Attn: Ngomo, Arilla Stanley  
725 South Figueroa Street  
31st Floor  
Los Angeles, CA 90017-5524

Barnes & Thornburg LLP  
Attn: Heath, Levi W.  
2029 Century Park East  
Suite 300  
Los Angeles, CA 90067 \_\_\_\_\_

Superior Court of California, County of Alameda  
Rene C. Davidson Alameda County Courthouse

Case Number: RG14710984  
Order After Hearing Re: of 06/03/2014

**DECLARATION OF SERVICE BY MAIL**

I certify that I am not a party to this cause and that a true and correct copy of the foregoing document was mailed first class, postage prepaid, in a sealed envelope, addressed as shown on the foregoing document or on the attached, and that the mailing of the foregoing and execution of this certificate occurred at 1225 Fallon Street, Oakland, California.

Executed on 06/04/2014.

Executive Officer / Clerk of the Superior Court

By

*yestrada*

Digital

Deputy Clerk