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5 Attorney for Plaintiff Patrick Collins, Inc.

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8 UNITED STATES DISTRICT COURT  
9 Northern District of California  
10 San Francisco Division

11 PATRICK COLLINS, INC.,

No. C 11-2766 MEJ

12 Plaintiff,

PLAINTIFF'S OPPOSITION TO  
MOTION TO QUASH BY DOE 2029  
(DKT. NO. 18)

13 v.

14 DOES 1-2,590,

15 Defendants.

Date and Time: December 8, 2011  
Courtroom: Courtroom B - 15th Floor

16 Judge: Maria-Elena James  
Chief Magistrate Judge

17 Putative Defendant Doe 2029, through attorney Jenifer Gardella, anonymously filed a  
18 motion to quash based solely on CCP §§1985 and 1985.3. "CCP" stands for "Code of Civil  
19 Procedure" and not Federal Rules of Civil Procedure. The code relied on by Putative Defendant  
20 Doe 2029 is the CALIFORNIA Code of Civil Procedure, and applies only to the courts of the  
21 State of California. CCP §§1985 and 1985.3 relate to subpoenas issued by California **state**  
22 **courts**, and not to subpoenas issued by United States District Courts.

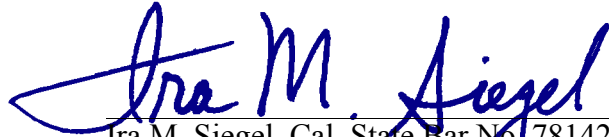
23 Therefore, **Putative Defendant Doe 2029's motion to quash is entirely baseless** and  
24 should be denied.

25 Plaintiff requests that the Court accept the electronic filing of this Opposition a day late.  
26 Plaintiff's counsel confused the due date for this Opposition with that for the opposition due in  
27 response for Dkt. No. 20 that was originally due today but was advanced to yesterday by the  
28 Court's Order in Dkt. 21.

1 For the reasons set forth above, Plaintiff requests that the Court deny the motion made by  
2 Defendant Doe 2029.

3 Respectfully submitted,

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5 Dated: November 15, 2011

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