



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Shelley K. Mack (SBN 209596; mack@fr.com) Fish & Richardson P.C. 500 Arguello Street, Suite 500 Redwood City, CA 94063 TELEPHONE NO.: 650 839-5010 FAX NO. (Optional): 650 839-5071 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name) Def. Doe 2 (team_3339), aka David Mowers	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Santa Clara STREET ADDRESS 191 North First Street MAILING ADDRESS: San Jose, CA 95113 CITY AND ZIP CODE: BRANCH NAME:	
CASE NAME: Eagle Broadband, Inc. v. Does 1 - 25	
<b>SUBSTITUTION OF ATTORNEY—CIVIL (Without Court Order)</b>	CASE NUMBER 01-05-CV050179

THE COURT AND ALL PARTIES ARE NOTIFIED THAT (name): \_\_\_\_\_ makes the following substitution:

1. Former legal representative  Party represented self  Attorney (name): Gregory A. Broiles
2. New legal representative  Party is representing self  Attorney Shelley K. Mack
  - a. Name: Shelley K. Mack
  - b. State Bar No. (if applicable): 209596
  - c. Address (number, street, city, ZIP, and law firm name, if applicable): Fish & Richardson P.C.  
500 Arguello Street, Suite 500, Redwood City, CA 94063
  - d. Telephone No. (include area code):
3. The party making this substitution is a  plaintiff  defendant  petitioner  respondent  other (specify):

**\*NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES**

<ul style="list-style-type: none"> <li>• Guardian</li> <li>• Conservator</li> <li>• Trustee</li> </ul>	<ul style="list-style-type: none"> <li>• Personal Representative</li> <li>• Probate fiduciary</li> <li>• Corporation</li> </ul>	<ul style="list-style-type: none"> <li>• Guardian ad litem</li> <li>• Unincorporated association</li> </ul>
--	---	---

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

**NOTICE TO PARTIES WITHOUT ATTORNEYS**  
 A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

4. I consent to this substitution.  
 Date: \_\_\_\_\_  
David Mowers \_\_\_\_\_  
(TYPE OR PRINT NAME) (SIGNATURE OF PARTY)
5.  I consent to this substitution.  
 Date: \_\_\_\_\_  
Gregory A. Broiles \_\_\_\_\_  
(TYPE OR PRINT NAME) (SIGNATURE OF FORMER ATTORNEY)
6.  I consent to this substitution.  
 Date: \_\_\_\_\_  
Shelley K. Mack \_\_\_\_\_  
(TYPE OR PRINT NAME) (SIGNATURE OF NEW ATTORNEY)

(See reverse for proof of service by mail)

Shelley K. Mack 250 200-06 Fish & Richardson, P.C.  
Fish & Richardson, P.C.  
300 Arguello Street, Suite 400

Rowland City, CA 91768  
Tel: 909/390-8071  
Fax: 909/390-8071  
SUPERIOR COURT OF CALIFORNIA COUNTY OF SANTA CLARA  
191 North First Street  
San Jose, CA 95113

CASE NAME: Eagle Broadcasting, Inc. v. Does Through

**SUBSTITUTION OF ATTORNEY—CIVIL**  
(Without Court Order)

Case No. 105 C000121

THE COURT AND ALL PARTIES ARE NOTICED THAT (name): David Mowers makes the following substitution:  
1. Former legal representative Party represented self X Attorney (name): Gregory J. Proffles  
2. New legal representative Party is representing self X Attorney Shelley K. Mack  
a. Name: Shelley K. Mack b. State Bar No. (if applicable): 2005-04  
c. Address (number, street, city, ZIP, and law firm name, if applicable): Fish & Richardson, P.C., 300 Arguello Street, Suite 400, Rowland City, CA 91768  
d. Telephone No. (include area code):  
e. The party making this substitution is a plaintiff X defendant petitioner respondent other (specify):

**NOTICE TO PARTIES APPLYING TO REPRESENT THEMSELVES**

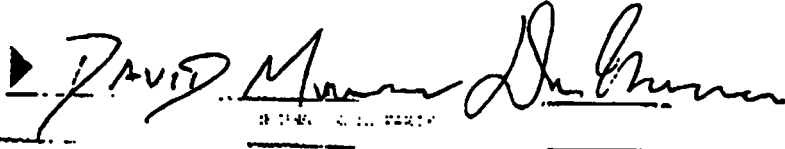
- Guardian
- Personal Representative
- Guardian ad litem
- Conservator
- Probate fiduciary
- Jointly owned association
- Trustee
- Corporation

If you are applying as one of the parties on this list, you may NOT act as your own attorney in most cases. Use this form to substitute one attorney for another attorney. SEEK LEGAL ADVICE BEFORE APPLYING TO REPRESENT YOURSELF.

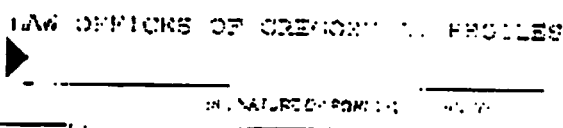
**NOTICE TO PARTIES WITHOUT ATTORNEYS**

A party representing himself or herself may wish to seek legal assistance. Failure to take timely and appropriate action in this case may result in serious legal consequences.

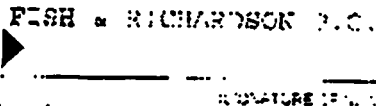
I consent to this substitution.  
Date: 08/01/06

  
DAVID MOWERS  
Plaintiff

I consent to this substitution.  
Date:

  
GREGORY J. PROFFLES  
Attorney for Plaintiff

I consent to this substitution.  
Date:

  
SHELLEY K. MACK  
Attorney for Plaintiff

(See reverse for proof of service by mail)  
**SUBSTITUTION OF ATTORNEY—CIVIL**  
(Without Court Order)

FISH & RICHARDSON P.C.  
Legal Solutions  
e. Plus

CASE NAME: Eagle Broadband, Inc. v. Does 1 - 25	CASE NUMBER: 1-05-CV050179
---	-------------------------------

**PROOF OF SERVICE BY MAIL  
Substitution of Attorney—Civil**

**Instructions:** After having all parties served by mail with the Substitution of Attorney—Civil, have the person who mailed the document complete this Proof of Service by Mail. An unsigned copy of the Proof of Service by Mail should be completed and served with the document. Give the Substitution of Attorney—Civil and the completed Proof of Service by Mail to the clerk for filing. If you are representing yourself, someone else must mail these papers and sign the Proof of Service by Mail.

1. I am over the age of 18 and not a party to this cause. I am a resident of or employed in the county where the mailing occurred. My residence or business address is (*specify*): Fish & Richardson P.C., 500 Arguello St., Ste. 500  
Redwood City, CA 94063
2. I served the Substitution of Attorney—Civil by enclosing a true copy in a sealed envelope addressed to each person whose name and address is shown below and depositing the envelope in the United States mail with the postage fully prepaid.

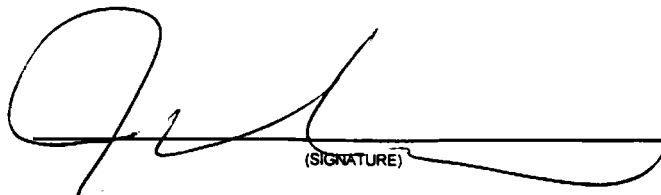
(1) Date of mailing: 8/1/06 (2) Place of mailing (*city and state*): Redwood City, CA

3. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 8/1/06

Janel M. Pearson

(TYPE OR PRINT NAME)



(SIGNATURE)

**NAME AND ADDRESS OF EACH PERSON TO WHOM NOTICE WAS MAILED**

4. a. Name of person served: Karineh Khachatourian, Esq.  
b. Address (*number, street, city, and ZIP*): Gordon & Rees LLP  
275 Battery Street, Suite 2000, San Francisco, 94111
- c. Name of person served: Gregory A. Broiles, Esq.  
d. Address (*number, street, city, and ZIP*): Law Offices of Gregory A. Broiles  
1625 The Alameda, Suite 101, San Jose, CA 95126
- e. Name of person served: Mark A. Goldowitz, Esq.  
f. Address (*number, street, city, and ZIP*): California Anti-SLAPP Project  
2903 Sacramento Street, Berkeley, CA 94702
- g. Name of person served:  
h. Address (*number, street, city, and ZIP*):
- i. Name of person served:  
j. Address (*number, street, city, and ZIP*):

List of names and addresses continued in attachment.