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9 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

12 PATRICIA S. KELLEY,
13 Plaintiff,
14 vs.
15 CRATE & BARREL, INC.; et al.,
16 Defendants.

Case No.: CV07-0232 RRB (EFBx)

NOTICE OF ACCEPTANCE OF
DEFENDANT EUROMARKET
DESIGNS d/b/a CRATE & BARREL,
INC.'S FED. R. CIV. P. 68 OFFER OF
JUDGMENT

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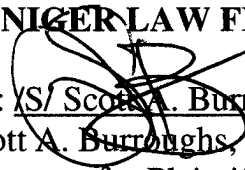
TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that Plaintiff, Patricia S. Kelley d/b/a Pkelley Enterprises, hereby accepts Defendant Euromarket Designs, Inc. d/b/a Crate & Barrel's Fed. R. Civ. P. 68 Offer of Judgment, which was signed and served by the offering party on July 17, 2008.

By and through this acceptance, Plaintiff expects to, and shall, be entitled to receive an entry of judgment in this action, and all claims, cross-claims and counter-claims set forth therein between Plaintiff and the offering party, which entry of judgment shall be in her favor and against Euromarket Designs, Inc. d/b/a Crate & Barrel, and shall be in the amount of One Hundred and Fifty Thousand Dollars and No Cents (\$150,000.00).

Respectfully submitted,
DONIGER LAW FIRM APC

Dated: July 24, 2008

By:  Scott A. Burroughs
Scott A. Burroughs, Esq.
Attorneys for Plaintiff

1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles, State of California. I am over the age of 18
4 and not a party to the within action; my business address is: Doniger Law Firm, 300 Corporate
5 Pointe, Suite 355, Culver City, CA 90230.

6 On July 25, 2008, I served the attached document described as NOTICE OF
7 ACCEPTANCE OF DEFENDANT EUROMARKET DESIGNS d/b/a CRATE & BARREL,
8 INC.'S FED. R. CIV. P. 68 OFFER OF JUDGMENT on all interested parties in this action:

8 Kurt Kappes, Esq.
9 Bart Lazar, Esq.
10 Robert Milligan, Esq.
11 Seyfarth Shaw
12 400 Capitol Mall
13 Suite 2350
14 Sacramento, CA 95814

12 by placing the true copies thereof enclosed in sealed envelopes addressed as stated on the
13 attached mailing list.

14 by placing the original a true copy thereof enclosed in sealed envelopes addressed as
15 follows:

15 BY MAIL

16 I deposited such envelope in the mail at Los Angeles, California. The envelope was
17 mailed with postage thereon fully prepaid.

17 BY FACSIMILE

18 On this date I caused to be transmitted to the herein-mentioned Facsimile Number(s)
19 the above-referenced document.

19 BY ELECTRONIC SERVICE

20 On this date I caused to be transmitted to the herein-mentioned parties the above-
21 referenced document by filing it through the Court's PACER electronic document system.

22 As follows: I am "readily familiar" with the firm's practice of collection and
23 processing correspondence for mailing. Under that practice it would be deposited with the U.S.
24 postal service on that same day with postage thereon fully prepaid at Los Angeles California in
25 the ordinary course of business. I am aware that on motion of the party served, service is
26 presumed invalid if postal cancellation date or postage meter date is more than one day after date
27 of deposit for mailing in affidavit.

24 EXECUTED July 25, 2008, in Culver City, California.

25 I declare under penalty of perjury under the laws of the State of California that the above is
26 true and correct. I further declare that I am employed in the offices of a member of the California
27 Bar, at whose direction this service was made.

27 By: 
28 Nancy Zhang