

R. Scott Jerger (*pro hac vice*) (Oregon State Bar #02337)
Field Jerger LLP
610 SW Alder Street, Suite 910
Portland, OR 97205
Tel: (503) 228-9115
Fax: (503) 225-0276
Email: scott@fieldjerger.com

John C. Gorman (CA State Bar #91515)
Gorman & Miller, P.C.
210 N 4th Street, Suite 200
San Jose, CA 95112
Tel: (408) 297-2222
Fax: (408) 297-2224
Email: jgorman@gormanmiller.com

Attorneys for Defendants
Matthew Katzer and Kamind Associates, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ROBERT JACOBSEN, an individual,)	Case Number C06-1905-JSW
)	
Plaintiff,)	Hearing Date: December 19, 2008
)	Hearing Time: 9:00am
vs.)	Place: Ct. 2, Floor 17
)	
MATTHEW KATZER, an individual, and)	STATEMENT OF RECENT
KAMIND ASSOCIATES, INC., an Oregon)	DECISION
corporation dba KAM Industries,)	
)	
Defendants.)	

Pursuant to Civ. Local Rule 7-3(d), Defendants Matthew Katzer and Kamind Associates, Inc. file this Statement of Recent Decision of *Winter v. NRDC, Inc.*, 129 S. Ct. 365, 374-75; 172 L. Ed. 2d 249, 2008 U.S. LEXIS 8343 (2008), decided November 12, 2008. A copy of the opinion is attached.

Case Number C 06 1905 JSW
Defendants' Statement of Recent Decision

1 Dated December 18, 2008.

2 Respectfully submitted,

3 /s/Scott Jerger

4 R. Scott Jerger (*pro hac vice*)
5 Field Jerger LLP
6 610 SW Alder Street, Suite 910
7 Portland, OR 97205
8 Tel: (503) 228-9115
9 Fax: (503) 225-0276
10 Email: scott@fieldjerger.com

11 **CERTIFICATE OF SERVICE**

12 I certify that on December 18, 2008, I served Matthew Katzer's and KAM's
13 STATEMENT OF RECENT DECISION on the following parties through their attorneys via the
14 Court's ECF filing system:

15 Victoria K. Hall
16 Attorney for Robert Jacobsen
17 Law Office of Victoria K. Hall
18 3 Bethesda Metro Suite 700
19 Bethesda, MD 20814

20 /s/ Scott Jerger

21 R. Scott Jerger (*pro hac vice*)
22 Field Jerger LLP