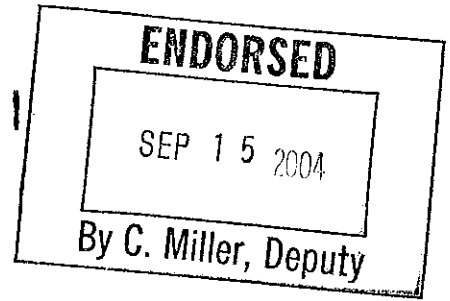


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**COPY**



7 Attorney for Applicant and Proposed Amicus Curiae  
8 ASSOCIATION OF AMERICAN PHYSICIANS & SURGEONS, INC.

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
10 FOR THE COUNTY OF SACRAMENTO

11 GIL NATHAN MILEIKOWSKY, M.D., ) Case No: 04CS00969  
12 )  
13 Petitioner ) ~~PROPOSED~~ ORDER RE LEAVE TO  
14 vs. ) FILE AMICUS CURIAE BRIEF BY  
15 ) ASSOCIATION OF AMERICAN  
16 ) PHYSICIANS AND SURGEONS, INC.  
17 MEDICAL BOARD OF CALIFORNIA, )  
18 ) (ASSIGNED TO Judge Raymond Cadei)  
19 Respondent. )  
20 ) Department 25  
21 )  
22 )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

29 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD IN THE ABOVE-  
30 ENTITLED MATTER:

31 PLEASE TAKE NOTICE that on August 10, 2004, the Court received and reviewed the  
32 Application by the Association of American Physicians and Surgeons, Inc., for Leave to File  
33 Amicus Curiae Brief in Support of Petitioner by Association of American Physicians and  
34 Surgeons, Inc., in connection with the above-referenced matter.

35 ///

36 ///

37 ///

38 ///

39 ///

{AN9169.DOC} 1

[PROPOSED] ORDER RE LEAVE TO FILE AMICUS CURIAE BRIEF BY PETITIONER DR. GIL  
MILEIKOWSKY

1 On August 19, 2004, said Application was granted by the Court. Counsel for Applicant has  
2 been ordered to prepare a formal order consistent with the Court's decision, which proposed order  
3 shall be submitted to counsel for petitioner for approval as to form (by Fax is permissible), and  
4 thereafter submit said Order to the Court for signature and filing.

5 DATED: September 8, 2004

Respectfully submitted,

6 PARKER MILLS & PATEL LLP  
7 DAVID B. PARKER

8  
9 By:

DAVID B. PARKER  
10 DAVID B. PARKER  
11 Attorneys for Applicant and Proposed Amicus  
12 Curiae ASSOCIATION OF AMERICAN  
13 PHYSICIANS & SURGEONS, INC.

14 APPROVED AS TO FORM:

15 DATED: September 15, 2004

IUNGERICH & SPACKMAN  
16 RUSSELL IUNGERICH

17 By:

next page  
18 RUSSELL IUNGERICH  
19 Attorneys for Petitioner GIL NATHAN  
20 MILEIKOWSKY, M.D.

21 IT IS SO ORDERED:

22 DATED: September 15, 2004

RAYMOND M. CADEI

RAYMOND M. CADEI  
23 HONORABLE RAYMOND M. CADEI  
24  
25  
26  
27  
28

{AN9169.DOC}2

[PROPOSED] ORDER RE LEAVE TO FILE AMICUS CURIAE BRIEF BY PETITIONER DR. GIL  
MILEIKOWSKY

1 On August 19, 2004, said Application was granted by the Court. Counsel for Applicant has  
2 been ordered to prepare a formal order consistent with the Court's decision, which proposed order  
3 shall be submitted to counsel for petitioner for approval as to form (by Fax is permissible), and  
4 thereafter submit said Order to the Court for signature and filing.

5 DATED: September 8, 2004

Respectfully submitted,

6 PARKER MILLS & PATEL LLP  
7 DAVID B. PARKER

8  
9 By:


10 DAVID B. PARKER  
11 Attorneys for Applicant and Proposed Amicus  
12 Curiae ASSOCIATION OF AMERICAN  
13 PHYSICIANS & SURGEONS, INC.

14 APPROVED AS TO FORM:

15 DATED: September 9, 2004

16 IUNGERICH & SPACKMAN  
17 RUSSELL IUNGERICH

18 By:

19   
20 RUSSELL IUNGERICH  
21 Attorneys for Petitioner GIL NATHAN  
22 MILEIKOWSKY, M.D.

23 IT IS SO ORDERED:

24 DATED: September \_\_, 2004

25 \_\_\_\_\_  
26 HONORABLE RAYMOND M. CADEI

27  
28 (AN9169.DOC)2

[PROPOSED] ORDER RE LEAVE TO FILE AMICUS CURIAE BRIEF BY PETITIONER DR. GIL MILEIKOWSKY

**PROOF OF SERVICE**

STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF LOS ANGELES )

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen (18) years and not a party to the within action; my business address is: 865 S. Figueroa Street, Suite 3200, Los Angeles, CA 90017.

On September 13, 2004, I served the following described as: **[PROPOSED] ORDER RE LEAVE TO FILE AMICUS CURIAE BRIEF BY PETITIONER DR. GIL MILEIKOWSKY** on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

**SEE ATTACHED SERVICE LIST**

(MAIL) I am readily familiar with the firm's practice of collection and processing correspondence by overnight mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

(BY TELECOPY) I caused such document to be delivered by telecopy transmission to the offices of the addressee.

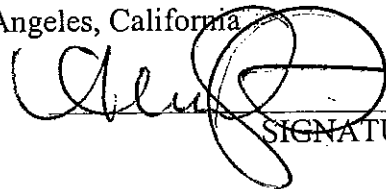
(BY PERSONAL DELIVERY) I caused such envelope to be delivered by hand to the offices of the addressee.

(STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

(FEDERAL) I declare that I am employed in the offices of a member of this Court at whose direction the service was made.

Executed on September 13, 2004, at Los Angeles, California

ALICIA NAVARRO  
PRINT NAME

  
SIGNATURE

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