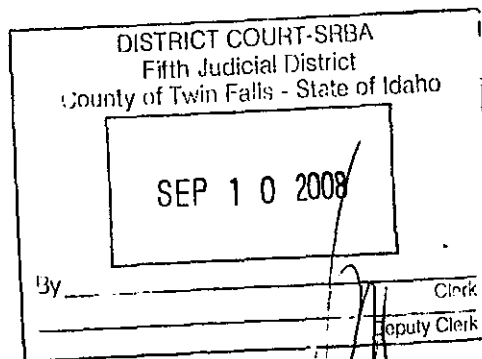


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Attorneys for Sarah Jane Smith

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re: SRBA

Subcase No.: 63-7539

Case No. 39576

**NOTICE OF HEARING RE: SARAH JANE
 SMITH'S MOTION TO STRIKE CROSS-
 MOTION FOR SUMMARY JUDGMENT
 AND ALL SUPPORTING DOCUMENTS**

PLEASE TAKE NOTICE that Sarah Jane Smith will bring on for hearing her Motion To
 Strike Cross-Motion For Summary Judgment And All Supporting Documents before Special
 Master Theodore R. Booth:

Tuesday, September 16, 2008 at 9:00 A.M. (MT)
 SRBA
 District Court
 253 3rd Avenue North
 Twin Falls, Idaho

Parties may participate by telephone by dialing the number 1-225-383-1099 and when
 prompted entering the code 675342.

DATED this 10th day of September, 2008.

GIVENS PURSLEY LLP

J. Will Varin

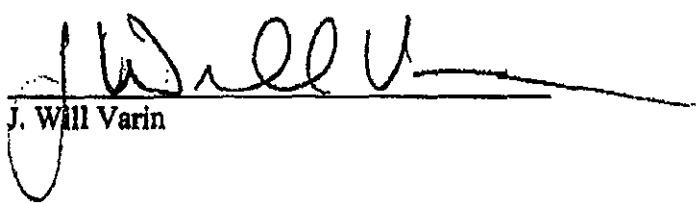
NOTICE OF HEARING RE MOTION FOR SUMMARY JUDGMENT - 1

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of September, 2008, I caused to be served a true and correct copy of the foregoing document by the method indicated below and addressed to the following:

Kimball D. Gourley
Trout Jones Gledhill Furhman, P.A.
225 N. 9th Street, Suite 820
PO Box 1097
Boise, ID 83701-1097

☐ U.S. Mail
☐ By hand
☐ Overnight
☒ Facsimile


J. Will Varin