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11 Attorneys for Plaintiff

ELECTRONICALLY
FILED
*Superior Court of California,
County of San Francisco*
10/21/2015
Clerk of the Court
BY:ROMY RISK
Deputy Clerk

8 SUPERIOR COURT OF CALIFORNIA
9 COUNTY OF SAN FRANCISCO

11 YSIDRO LIMON, SR.,)
12 Plaintiff,)
13 vs.)
14 AMCORD, INC., et al.,)
15 Defendants.)

ASBESTOS
No. CGC-15-276378

DECLARATION OF NANCY T.
WILLIAMS IN SUPPORT OF EX PARTE
APPLICATION FOR ORDER GRANTING
LEAVE TO FILE AMENDMENT TO THE
COMPLAINT TO SUBSTITUTE
DEFENDANT'S TRUE NAME FOR DOE 1

16 [C.C.P. § 473]

17 Date: October 22, 2015
18 Time: 11:00 a.m.
19 Dept.: 503, Hon. Teri L. Jackson
Trial Date: N/A
Filing Date: January 2, 2015

20 I, Nancy T. Williams, declare as follows:

21 1. I am an attorney at law duly licensed to practice before all courts in the State of
22 California; and am an associate in the law firm of Brayton♦Purcell LLP, attorneys of record for
23 plaintiff herein.

24 2. Plaintiff proposes to file an Amendment to the Complaint to substitute defendant's true
25 name for "Doe," a true and correct copy of which is attached hereto as Exhibit A.

26 3. After further discovery and investigation and subsequent confirmation from plaintiff,
27 it was revealed there are additional entities who may share liability for plaintiff YSIDRO
28 LIMON, SR.'s asbestos-related disease. Therefore, the one new defendant who manufactured,

1 distributed, supplied and/or installed asbestos-containing products to plaintiff, YSIDRO LIMON,
2 SR.'s employers/jobsites, has been added to the Amendment to the complaint (UNION
3 CARBIDE CORPORATION).

4 4. I have reviewed our records and the Register of Action and have determined that the
5 DOE defendants have not been dismissed in this action.

6 5. The statute of limitations for filing claims against any defendant or adding new parties
7 to the action has not yet run.

8 6. Filing of an Amendment to the Complaint is necessary and proper to allow plaintiff to
9 allege all claims for his asbestos-related injuries and damages, to include all defendants identified
10 as proper parties herein, and properly present all theories of liability.

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

13 Executed on October 20, 2015 at Novato, California.

14
15 Nancy T. Williams

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EXHIBIT A

1 DAVID R. DONADIO, ESQ., S.B. #154436
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11 SUPERIOR COURT OF CALIFORNIA
12 COUNTY OF SAN FRANCISCO

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17 YSIDRO LIMON, SR.,) ASBESTOS
18 Plaintiff,) No. CGC-15-276378
19 vs.) AMENDMENT TO COMPLAINT TO
20 AMCORD, INC., et al.,) SUBSTITUTE DEFENDANT'S TRUE
21 Defendants.) NAME FOR DOE 1
22
23 [C.C.P. Section 474]

24 Plaintiff amends the complaint in this action as follows:

25 Plaintiff has learned the true name of the defendant designated in the complaint as
26 fictitious DOE as set forth below:

27 TRUE NAME FICTITIOUS NAME

28 UNION CARBIDE CORPORATION DOE 1

Alternate Entity:

29 UNION CARBIDE CHEMICALS AND PLASTICS COMPANY, INC.
30 UNION CARBIDE AND CARBON PRODUCTS
31 LINDE AIR PRODUCTS COMPANY

32 Plaintiff makes a claim for punitive damages against defendant UNION CARBIDE
33 CORPORATION.

34 ///
35 ///
36 ///

1 Plaintiff hereby substitutes such true name for the fictitious name as set forth above
2 wherever said name appears in the complaint.

3 Dated: 10/18/15

4 BRAYTON♦PURCELL LLP

5 By: 

6 David R. Donadio
7 Attorneys for Plaintiff

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