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7 Attorneys for Defendants
 8 VISA INTERNATIONAL SERVICE ASSOCIATION
 AND VISA U.S.A. INC.

**ENDORSED
 FILED
 ALAMEDA COUNTY**
 OCT 04 2004
 CLERK OF THE SUPERIOR COURT
 By Liza D. Sablo, Deputy

9 JACKIE REDIN KLEIN (Bar No. 156028)
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 14 VISA INTERNATIONAL SERVICE ASSOCIATION

15 SUPERIOR COURT OF CALIFORNIA
 16 COUNTY OF ALAMEDA

18 ADAM A. SCHWARTZ,
 19
 20 Plaintiff,
 21
 22 v.
 23 VISA INTERNATIONAL CORP., VISA
 24 INTERNATIONAL SERVICE
 25 ASSOCIATION, INC., VISA U.S.A.,
 26 INC., AND MASTERCARD
 27 INTERNATIONAL INCORPORATED,
 28 Defendants.

Case No.: 822404-4
 UNLIMITED JURISDICTION
 Second Am. Compl. filed: Aug. 3, 2001

**NOTICE OF APPEAL OF
 VISA INTERNATIONAL
 SERVICE ASSOCIATION
 AND VISA U.S.A. INC.**

Judge: Hon. Ronald M. Sabraw
 Dept.: 22

Trial Date: May 20, 2002

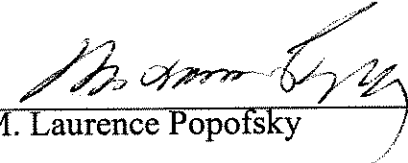
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TO THE CLERK OF THE COURT, ALL PARTIES AND THEIR ATTORNEYS
OF RECORD:

PLEASE TAKE NOTICE that defendants and appellants Visa International Service Association and Visa U.S.A. Inc. appeal to the Court of Appeal of the State of California, First Appellate District, from the Order Granting Award Of Attorneys' Fees And Costs entered August 6, 2004, in Department 22 of the Superior Court of California, County of Alameda, and any and all other matters reviewable under Sections 904.1 and 906 of the Code of Civil Procedure.

DATED: October 4, 2004

HELLER EHRMAN WHITE & McAULIFFE
LLP

By 
M. Laurence Popofsky

Attorneys for Defendants
Visa International Service Association
and Visa U.S.A. Inc.

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 9 AND VISA U.S.A. INC.

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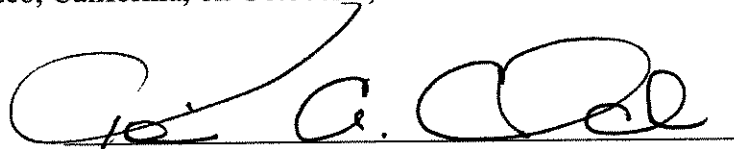
13 Attorneys for Defendants
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 27 INC.,
 28 Defendants.

Case No.: 822404-4
 UNLIMITED JURISDICTION
PROOF OF SERVICE
 Judge: Hon. Ronald M. Sabraw
 Department: 22
 Date:
 Time:
 Trial Date: May 20, 2002

1 I declare under penalty of perjury under the laws of the State of California that the foregoing
2 is true and correct. Executed at San Francisco, California, on October 4, 2004.

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5 Toni A. Church

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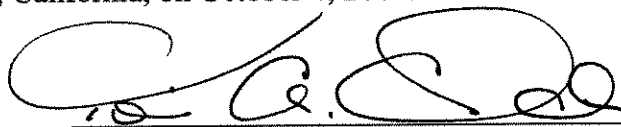
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California, on October 4, 2004.



Toni A. Church