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10 **ATTORNEYS FOR PLAINTIFF**  
11 **ANIKA SLAGOWSKI**, a minor by and through her  
12 Guardian ad litem, **CANDACE SLAGOWSKI**

13 UNITED STATES DISTRICT COURT  
14 EASTERN DISTRICT OF CALIFORNIA – FRESNO

15 ANIKA SLAGOWSKI, a minor by and  
16 through her Guardian ad litem, CANDACE  
17 SLAGOWSKI,

18 Plaintiff,

19 vs.

20 DELAWARE NORTH PARKS AND  
21 RESORTS, DNC PARKS & RESORTS AT  
22 YOSEMITE, INC., MELVIN FRIDAY, and  
23 DOES 1 through 25, Inclusive,

24 Defendants.

CASE NO. 1:11-cv-00160-AWI-GSA

**PETITION AND ORDER TO  
WITHDRAW CANDACE  
SLAGOWSKI and INSTATE  
WILLIAM TERRELL AS  
GUARDIAN AD LITEM FOR  
MINOR, ANIKA SLAGOWSKI  
[Fed. R. Civ. Pro. 17(c); CCP §§ 372,  
373]**

The Honorable Anthony W. Ishii  
Courtroom 2

Trial Date: October 2, 2012

25 Minor plaintiff, ANIKA SLAGOWSKI, by and through her Guardian ad Litem  
26 CANDACE SLAGOWSKI, requests that CANDACE SLAGOWSKI’s role as guardian  
27 ad litem be terminated and that WILLIAM TERRELL be appointed as her new Guardian  
28 ad Litem.

1. Petitioner, ANIKA SLAGOWSKI, is a minor child, age 11, with a date of  
birth of November 15, 2000.

1           2.       CANDACE SLAGOWSKI is the natural biological mother of ANIKA  
2 SLAGOWSKI. CANDACE SLAGOWSKI currently resides at 160 Fillmore Street, Twin  
3 Falls, Idaho.

4           3.       Petitioner ANIKA SLAGOWSKI has a cause of action against the above-  
5 named defendants in this Court. Petitioner's cause of action arises out of an incident that  
6 occurred on June 7, 2010 in Yosemite National Park. Petitioner, Anika Slagowski was  
7 riding her bicycle along the sidewalk between Curry Village and Muir Lake. Anika put  
8 her right foot down in the gutter next to the sidewalk, and a bus negligently operated by  
9 defendant Delaware North Parks and Resorts ran over Anika's right foot causing her to  
10 suffer severe crush and degloving injuries that resulted in the partial amputation of  
11 Anika's foot.

12           5.       WILLIAM TERRELL is a Senior Vice President and Financial Advisor for  
13 Morgan Stanley Smith Barney located at 1177 California Street, Suite 1431 in San  
14 Francisco, California, with 28 years in the Brokerage/Financial Advisory industry.

15           6.       WILLIAM TERRELL is willing to serve as the Guardian ad Litem for the  
16 minor plaintiff ANIKA SLAGOWSKI. WILLIAM TERRELL is experienced,  
17 knowledgeable and fully competent to understand and protect the rights of the minor  
18 plaintiff, and has no interest adverse to ANIKA SLAGOWSKI or CANDACE  
19 SLAGOWSKI. He has also agreed to be present during the course of the trial in this  
20 matter. This is a primary reason for the change in guardians. CANDACE SLAGOWSKI  
21 has two other children, Rowan and Quenten, who are both in school and who both reside  
22 in Idaho. Being present for the course of this trial is therefore a hardship for CANDACE  
23 SLAGOSKI.

24           7.       Attached as Exhibit 1 to this Petition is the Declaration of CANDACE  
25 SLAGOWSKI consenting to her withdrawal as Guardian ad Litem on behalf of minor  
26 plaintiff ANIKA SLAGOWSKI and to the instatement of WILLIAM TERRELL as minor  
27 plaintiff's new Guardian ad Litem with respect to this action.

28           8.       Attached as Exhibit 2 to this Petition is the Declaration of WILLIAM

1 TERRELL consenting to his appointment of Guardian ad Litem on behalf of minor  
2 plaintiff ANIKA SLAGOWSKI with respect to this action.

3 9. Defendants have no objections to the change in Guardian ad Litem on  
4 behalf plaintiff ANIKA SLAGOWSKI.

5  
6 Respectfully submitted,

7 Dated: September 24, 2012

ROUDA, FEDER, TIETJEN & McGUINN

8  
9 /s/ Miles B. Cooper

10 MILES B. COOPER

11 Attorney for Plaintiff

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15 **ORDER**

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17 The Petition for an order withdrawing CANDACE SLAGOWSKI and appointing  
18 WILLIAM TERRELL as Guardian Ad Litem for minor plaintiff ANIKA SLAGOWSKI  
19 is HEREBY GRANTED.

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IT IS SO ORDERED.

Dated: September 24, 2012

  
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CHIEF UNITED STATES DISTRICT JUDGE