

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION**

**SANDRA L. GRAY, individually and
NICK JACKSON and DEENA JACKSON,
As husband and wife and All other Persons
Similarly Situated**

PLAINTIFFS

Vs.

CASE NO. 07-5065

**MENU FOODS; MENU FOODS INCOME
FUND; MENU FOODS GEN PAR
LIMITED; MENU FOODS LIMITED
PARTNERSHIP; MENU FOODS OPERATING
PARTNERSHIP; MENU FOODS MIDWEST
CORP.; MENU FOODS SOUTH DAKOTA;
MENU FOODS, INC.; MENU FOODS HOLDINGS,
INC.; WAL-MART STORES, INC., XUZHOU
ANYING BIOLOGIC TECHNOLOGY DEVELOPMENT
CO. LTD.**

DEFENDANTS

AGREED MOTION FOR EXTENSION OF TIME

Separate Defendant, Wal-Mart Stores, Inc., by its attorneys, Mitchell, Williams, Selig, Gates & Woodyard, PLLC, for its Agreed Motion for Extension of Time, states:

1. Wal-Mart was served with the Summons and Complaint in the above matter on April 17, 2007. Accordingly, Wal-Mart's first responsive pleading is due to be filed on or before May 7, 2007.
2. There is currently pending before the Court a Motion to Stay the case.
3. In light of the Motion to Stay, Wal-Mart requests that the Court extend the deadline for Wal-Mart's first responsive pleading until ten days after the Court rules on the Motion to Stay. If the Court grants the Motion to Stay, Wal-Mart's first responsive pleading would not be due until after the stay is lifted.

4. Plaintiff's counsel has been consulted and does not object to the extension requested.

WHEREFORE, Separate Defendant, Wal-Mart Stores, Inc., prays that its Motion for Extension of Time be granted and for all other just and proper relief to which it may be entitled.

Respectfully submitted,

/s/ Marshall S. Ney
Marshall S. Ney, Arkansas Bar No. 91108
Attorney for Separate Defendant
Wal-Mart Stores, Inc.

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CERTIFICATE OF SERVICE

I hereby certify that on May 4, 2007, I electronically filed the foregoing with the Clerk of Court using the CM/ECF System which will send notification of such filing to the following:

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/s/ Marshall S. Ney
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