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5 Attorneys for Plaintiffs

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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA
9 FRESNO DIVISION
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11 MANUEL LOPES and MARIANA LOPES,
12 dba LOPES DAIRY; RAYMOND LOPES;
JOSEPH LOPES and MICHAEL LOPES,
13 individually and dba WESTSIDE
HOLSTEIN; ALVARO MACHADO and
14 TONY ESTEVAN

15 Plaintiffs

16 vs.

17 GEORGE VIEIRA; MARY VIEIRA;
CALIFORNIA MILK MARKET, a
18 California Corporation; VALLEY GOLD,
LLC, a California Limited Liability
19 Company; GENSKE, MULDER &
COMPANY, a California Limited Liability
20 Partnership; ANTHONY CARY; DOWNEY
BRAND LLP, a California Limited Liability
Partnership; etc.

21 Defendants
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Case No.: 1:06-CV-01243-OWW-SMS

**ORDER GRANTING MOTION FOR
SUBSTITUTION OF PARTY**

[FRCP 25(a)(1)]

Date: May 10, 2010
Time: 10:00 am
Ctm: 3
1130 "O" Street
Fresno, CA 93721

Judge: Hon. Oliver W. Wanger

23 The motion of Maria P. Machado, as Trustee, to be substituted as a plaintiff in the above
24 captioned matter for decedent Alvaro Machado pursuant to Rule 25(a)(1) of the Federal Rules of
25 Civil Procedure came on regularly for hearing on May 10, 2010 at 10:00 am in Courtroom 3 of
26 the United States District Court, the Honorable Oliver W. Wanger presiding. All parties except
27 Valley Gold, LLC were represented at the hearing by their counsel of record. Douglas A.
28 Applegate appeared telephonically for plaintiffs and for moving party Maria P. Machado.

1 Vincent O’Gara appeared telephonically on behalf of Genske, Mulder & Company, LP. Blair M.
2 White appeared telephonically on behalf of George Vieira, Mary Vieira and California Milk
3 Market. And James M. Kirby personally appeared on behalf of Downy Brand, LLP.

4 Upon consideration of the arguments of counsel, the briefs submitted in favor of and in
5 opposition to the motion, for the reasons set forth in the Court’s Memorandum Decision
6 Granting Plaintiffs’ Motion For Substitution of Maria P. Machado as Plaintiff (Doc. 244), and
7 with good cause appearing, it is hereby:

8 ORDERED, that the motion for substitution of Maria P. Machado as Plaintiff is
9 GRANTED.

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14 IT IS SO ORDERED.

15 Dated: May 26, 2010

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE

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