

1 LAWRENCE G. BROWN  
 Acting United States Attorney  
 2 ALYSON A. BERG  
 Assistant United States Attorney  
 3 United States Courthouse  
 2500 Tulare Street, Suite 4401  
 4 Fresno, California 93721  
 Telephone: (559) 497-4000  
 5 Facsimile: (559) 497-4099

6 Attorneys for Defendant Mike Johanns,  
 Secretary of United States Department of Agriculture  
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8 **UNITED STATES DISTRICT COURT**  
 9 **EASTERN DISTRICT OF CALIFORNIA**

10	TIPAKSORN TUNGJUNYATHAM,	)	1:06-cv-01764-SMS
		)	
11	Plaintiff,	)	<b>STIPULATION AND ORDER EXTENDING</b>
		)	<b>DEADLINE FOR FILING DISPOSITIVE</b>
12	v.	)	<b>MOTIONS;</b>
		)	
13	MIKE JOHANNNS, SECRETARY OF	)	
	UNITED STATES DEPARTMENT OF	)	
14	AGRICULTURE AGENCY,	)	
		)	
15	Defendant.	)	
		)	

16  
 17 Plaintiff Tipaksorn Tungjunyatham ("Plaintiff") and  
 18 defendant Mike Johanns, Secretary of the United States Department  
 19 of Agriculture ("defendant"), stipulate to continue the  
 20 dispositive motion filing deadline in this action for  
 21 approximately one month as specifically set forth below.

22 The parties base this stipulation on good cause to allow for  
 23 the completion of Plaintiff's deposition prior to the filing of  
 24 dispositive motions. To explain, Plaintiff began her deposition  
 25 in this action on August 27, 2008. Plaintiff's deposition was  
 26 not completed on that date and the parties agreed to continue the  
 27 deposition on a mutually convenient date. However, Plaintiff  
 28 then went to Thailand to attend to the illness of a close family

1 member and did not return to the United States until March, 2009.  
2 Upon Plaintiff's return to the United States, the parties have  
3 attempted to schedule the continuation of Plaintiff's deposition,  
4 which is now set for the mutually convenient date of May 1, 2009.  
5 To allow the completion of Plaintiff's deposition and provide  
6 Plaintiff sufficient time to review the transcript, the parties  
7 have further agreed to extend the dispositive motion deadline  
8 approximately one month from May 20, 2009 to June 22, 2009. No  
9 other dates in this action are affected by this brief extension  
10 of the dispositive motion deadline.

11 For the reasons set forth herein, the parties therefore  
12 stipulate and agree to extend the dispositive motion filing  
13 deadline as specified below. The parties request the court  
14 endorse this stipulation by way of formal order.

	<u>Old Date</u>	<u>New Date</u>
15		
16	May 20, 2009	<b>June 22, 2009</b>
17		

18 Dated: April 1, 2009

19 Respectfully submitted,

20	Tipaksorn Tungjunyatham	LAWRENCE G. BROWN
		Acting United States Attorney

21 (As authorized, 4/01/09)

22	<u>/s/ Tipaksorn Tungjunyatham</u>	<u>/s/ Alyson A. Berg</u>
23	TIPAKSORN TUNGJUNYATHAM	ALYSON A.BERG
	Pro Se Plaintiff	Attorneys for Defendant

24 **IT IS SO ORDERED.**

25  
26  
27  
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1                               CERTIFICATE OF SERVICE BY U.S. MAIL

2           The undersigned hereby certifies that she is an employee in  
3 the Office of the United States Attorney for the Eastern District  
4 of California and is a person of such age and discretion to be  
5 competent to serve papers;

6           That on April 1, 2009, she served a copy of:

7           **STIPULATION EXTENDING DEADLINE FOR FILING DISPOSITIVE MOTIONS;**  
8   **[PROPOSED] ORDER**

9 by placing said copy in a postpaid envelope addressed to the  
10 person(s) hereinafter named, at the place(s) and address(es)  
11 stated below, which is/are the last known address(es), and by  
12 depositing said envelope and its contents in the United States  
13 Mail at Fresno, California.

14 Addressee(s):

15 Tipaksorn Tungjunyatham  
16 5437 W. Decatur Avenue  
17 Fresno, California 93722

18   /s/ Bonnie L'Argent  
19   BONNIE L' ARGENT

20 IT IS SO ORDERED.

21 **Dated:** April 6, 2009

22   /s/ Sandra M. Snyder  
23   UNITED STATES MAGISTRATE JUDGE  
24  
25  
26  
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