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5 Attorneys for FRANKLIN COUNTY WATER DISTRICT

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 8 UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA, FRESNO

11	ABARCA, et. al. ,	)	CASE NO. 1:07-CV-00388-OWW-DLB
12	Plaintiff,	)	<b>STIPULATION AND ORDER THEREON DEEMING ANSWERS TO 8<sup>TH</sup> AMENDED COMPLAINT THE SAME AS ANSWERS TO THE 7<sup>TH</sup> AMENDED COMPLAINT</b>
13	v.	)	
14	MERCK & CO., et. al.,	)	
15	Defendant.	)	

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17 Plaintiffs' have filed an Eighth Amended Complaint wherein the amended sections to the complaint  
 18 do not pertain to FRANKLIN COUNTY WATER DISTRICT, MERCED IRRIGATION  
 19 DISTRICT, MERCED IRRIGATION DISTRICT #1, CITY OF MERCED or COUNTY OF  
 20 MERCED (herein collectively referred to as "public entity defendants"). It is hereby stipulated by  
 21 and between defendants, FRANKLIN COUNTY WATER DISTRICT, MERCED IRRIGATION  
 22 DISTRICT, MERCED IRRIGATION DISTRICT #1, CITY OF MERCED and COUNTY OF  
 23 MERCED and plaintiffs, through their respective counsel, that the public entity defendants'  
 24 Answers to the Seventh Amended Complaint will remain the same and applicable to the Eighth  
 25 Amended Complaint with no need by public entity defendants to file separate Answers to the Eighth  
 26 Amended Complaint.

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1 DATED: April 8, 2010

JOSEPH A. SALAZAR, JR.  
LEWIS BRISBOIS BISGAARD & SMITH LLP

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/s/ Joseph A. Salazar, Jr.

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By \_\_\_\_\_  
Joseph A. Salazar, Jr.  
Attorney for FRANKLIN COUNTY WATER  
DISTRICT

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7 DATED: April 8, 2010

JEFFREY F. ONEAL  
LAMORE, BRAZIER, RIDDLE & GIAMPAOLI

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/s/ Jeffrey F. Oneal

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By \_\_\_\_\_  
Jeffrey F. Oneal  
Attorney for MERCED IRRIGATION DISTRICT and  
MERCED IRRIGATION DISTRICT #1

11

12

13 DATED: April 8, 2010

GENE TANAKA  
BEST, BEST & BRIEGER

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/s/ Gene Tanaka

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By \_\_\_\_\_  
Gene Tanaka  
Attorney for CITY OF MERCED

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19 DATED: April 8, 2010

TERRY L. ALLEN  
ALLEN, PROIETTI & FAGALDE

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21

/s/ Terry L. Allen

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By \_\_\_\_\_  
Terry L. Allen  
Attorney for County of Merced

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1 DATED: April 8, 2010

MICHAEL G. MARDEROSIAN  
MARDEROSIAN, RUNYON, CERCONE,  
LEHMAN & ARMO

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/s/ Michael G. Marderosian

By \_\_\_\_\_  
Michael G. Marderosian  
Attorney for Plaintiffs

**ORDER**

IT IS SO ORDERED.

**Dated: April 9, 2010**

**/s/ Oliver W. Wanger**  
UNITED STATES DISTRICT JUDGE