

1 LAWRENCE G. BROWN  
2 Acting United States Attorney  
3 BENJAMIN E. HALL (SBN 219924)  
4 Assistant United States Attorney  
5 United States Courthouse  
6 2500 Tulare Street, Suite 4401  
7 Fresno, California 93721  
8 Telephone: (559) 497-4000  
9 Facsimile: (559) 497-4099

10 Attorneys for Defendant United States  
11 Department of Agriculture

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

LION RAISINS, INC., ) 1:08-cv-00358-OWW-SMS  
Plaintiff, )  
v. ) **STIPULATION AND ORDER  
TO REVISE SUMMARY JUDGMENT  
MOTION SCHEDULE**  
UNITED STATES DEPARTMENT OF )  
AGRICULTURE, )  
Defendant. )  
\_\_\_\_\_  
By Order dated January 21, 2009 (Doc. 35), the Court

set a briefing schedule and hearing date for motions for summary  
judgment. Due to previously scheduled commitments, counsel for  
the United States has requested, and Plaintiff's counsel has  
agreed, to a revised schedule. The parties therefore stipulate  
and respectfully request that the Court adjust the summary  
judgment schedule as follows:

///

///

///

1	<u>Event</u>	<u>Current Date</u>	<u>Proposed Date</u>
2	Motions to be filed	March 2, 2009	<b>March 23, 2009</b>
3	by either party		
4			
5	Oppositions to be filed	March 16, 2009	<b>April 6, 2009</b>
6			
7	Replies to be filed	March 23, 2009	<b>April 13, 2009</b>
8			
9	Hearing (10 a.m.)	March 30, 2009	<b>April 20, 2009</b>
10			

11 Respectfully submitted,

12 Dated: February 12, 2009.

13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
LAWRENCE G. BROWN  
Acting United States Attorney

By: /s/ Benjamin E. Hall  
BENJAMIN E. HALL  
Assistant U.S. Attorney  
Attorneys for Defendants

Dated: February 12, 2009.

LION RAISINS, INC.

[Authorized 2/12/09]

/s/ Wesley T. Green  
WESLEY T. GREEN  
Corporate Counsel  
Attorney for Plaintiff

IT IS SO ORDERED.

Dated: February 13, 2009

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE