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TULARE FROZEN FOODS, LLC

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

C&G FARMS and AMARAL RANCHES,

Plaintiffs,

vs.

LINDSAY FOODS INTERNATIONAL,
CAPSTONE BUSINESS CREDIT, LLC,
TULARE FROZEN FOODS, LLC and
DOES 1-10, Inclusive,

Defendants.

Case No. 1:09-CV-00032-LJO-DLB

**STIPULATION AND ORDER TO EXTEND
TIME TO RESPOND TO COMPLAINT**

[LOCAL RULE 6-144(a)]

This Stipulation is entered by and between Plaintiffs C&G Farms and Amaral Ranches (“Plaintiffs”) and Defendant Tulare Frozen Foods, LLC (“Defendant”), by and through their counsel of record, and is based on the following:

WHEREAS, on February 27, 2009, Plaintiffs served Defendant with a copy of the Summons and Complaint;

WHEREAS, on March 17 and March 18, the parties stipulated to a 30-day extension of time to respond to the Complaint, pursuant to Local Rule 6-144(a);

WHEREAS, the parties have undertaken settlement negotiations, are in the process of exchanging information for the purposes of settlement, and have made significant progress towards settlement;

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1 WHEREAS, Defendant's response to the Complaint must be filed on or before April 20,
2 2009;

3 WHEREAS, in order to permit the parties to resolve this matter without incurring
4 unnecessary fees and costs, the parties seek an additional 30-day extension of time, up to and
5 including May 20, 2009, for Defendant to respond to the Complaint.

6 **IT IS THEREFORE STIPULATED** that Defendant will have an additional 30-day
7 extension of time, up to and including May 20, 2009, to respond to the Complaint, if necessary.

8
9 DATED: April 13, 2009

JOHNSON & MONCRIEF
A Professional Corporation

11 By: /s/ Paul Hart

12 PAUL HART
13 Attorneys for Plaintiffs
14 C&G FOODS AND AMARAL RANCHES

15 DATED: April 13, 2009

BUCHALTER NEMER
A Professional Corporation

18 By: /s/ Cynthia L. Fair

19 CYNTHIA L. FAIR
20 Attorneys for Defendant
21 TULARE FROZEN FOODS, LLC

ORDER

The Court, having read and considered the parties' Stipulation and [Proposed] Order to Extend Time to Respond to Complaint and good cause appearing therefore, hereby orders as follows:

IT IS HEREBY ORDERED that Defendant will have an additional 30-day extension of time, up to and including May 20, 2009, to respond to the Complaint, if necessary.

DATED: 15 April 2009

/s/ Dennis L. Beck
HON. DENNIS L. BECK
U.S. MAGISTRATE JUDGE