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TULARE FROZEN FOODS, LLC

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 C&G FARMS and AMARAL RANCHES,
12 Plaintiffs,
13 vs.
14 LINDSAY FOODS INTERNATIONAL,
15 CAPSTONE BUSINESS CREDIT, LLC,
16 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)]

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

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

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

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

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 DATED: April 13, 2009

JOHNSON & MONCRIEF
A Professional Corporation

11 By: /s/ Paul Hart

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

15 DATED: April 13, 2009

BUCHALTER NEMER
A Professional Corporation

18 By: /s/ Cynthia L. Fair

CYNTHIA L. FAIR
Attorneys for Defendant
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