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AGAVERA CAMICHINES, S.A. DE C.V.

11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION**

13 * * *

14 E. & J. GALLO WINERY,)
15 a California corporation,)
16 *Plaintiff,*)
17 against)
18 PROXIMO SPIRITS, INC.)
a Delaware Corporation;)
19 AGAVERA CAMICHINES, S.A. DE C.V.,)
a Mexican corporation, and)
20 DOES 1 – 25,)
Defendants.)
21 _____)

Case No. 1:10-CV-00411 LJO JLT

**ORDER GRANTING
THE DEFENDANTS’ MOTION
FOR AN EXTENSION OF THEIR
TIME TO ANSWER OR MOVE**

(Doc. 81)

22
23 Pending before this Court is the Motion for a two week Extension of Time To Answer or
24 Move brought by the defendants PROXIMO SPIRITS, INC. (“Proximo”), and AGAVERA
25 CAMICHINES, S.A. DE C.V., (“Agavera”) (collectively hereinafter the “Defendants”), with
26 regard to the Complaint of the plaintiff E. & J. Gallo Winery (“Gallo”).

27 Upon consideration of the submissions of the parties to this action in support of and in
28 opposition to the aforesaid Motion:

1 **IT IS HEREBY ORDERED:**

2 Defendants' motion for an extension of time, until Thursday, January 20, 2011, to file
3 their responsive pleading to the Complaint, is **GRANTED**.

4 In addition, in light of the resolution of Defendants' motion to dismiss, the Scheduling
5 Conference, currently set for March 2, 2011, will be **ADVANCED** to **February 16, 2011 at**
6 **9:30 a.m. at 1200 Truxtun Avenue, Suite 120, Bakersfield, CA.**

7 Counsel is encouraged to appear by telephone. If they choose to do so, counsel must
8 indicate "Telephonic Appearance" on the face page of their joint scheduling report. A joint
9 scheduling report must be filed and e-mailed to jltorders@caed.uscourts.gov no later than one
10 week in advance of the conference.

11 To appear by telephone, counsel must arrange a telephone conference call and, once all
12 counsel are on the line, the call should be placed to chambers at (661) 326-6620.

13
14
15 **IT IS SO ORDERED.**

16 Dated: **January 3, 2011**

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE