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6
 7 **UNITED STATES DISTRICT COURT**
 8 **EASTERN DISTRICT OF CALIFORNIA**

9 **-000-**

10 ALVIN L. SOUZA dba ALVIN SOUZA)
 DAIRY,)
 11)
 Plaintiff,)
 12 v.)

Case No. 1:10-CV-00832-AWI-GSA

STIPULATION AND ORDER
 TO MOVE HEARING DATE

13 LUIS OLIVEIRA FERNANDES,)
 MARLENE A. FERNANDES, ind. and)
 14 dba FERNANDES FAMILY JERSEYS,)
 BRENT FERNANDES, A.L. GILBERT)
 15 COMPANY, a California corporation,)
 SAN JOAQUIN VALLEY HAY)
 16 GROWERS ASSOCIATION, UNITED)
 STATES OF AMERICA ACTING)
 17 THROUGH THE FARM SERVICE)
 AGENCY, COUNTY BANK, and)
 18 DOES 1 through 30, inclusive,)
 19 Defendants.)

Hearing Date: June 21, 2010
 Hearing Time: 1:30 p.m.
 Courtroom: 2, Eighth Floor
 Judge: Hon. Anthony W. Ishii

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 21 1. WHEREAS, on March 30, 2010, Plaintiff, ALVIN L. SOUZA dba ALVIN SOUZA
 22 DAIRY (hereinafter "SOUZA") filed a Complaint, for among other things, breach of contract,
 23 negligence and declaratory relief in Merced County Superior Court, Case No. CV000950. Included
 24 in the Complaint, SOUZA alleged that Defendant, UNITED STATES OF AMERICA, was an
 25 interested party as they may have held an interest in the Secured Collateral as did other named
 26 defendants.

27 2. WHEREAS, on May 11, 2010, Defendant, UNITED STATES OF AMERICA,
 28 removed SOUZA's state court action to this court.

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CONFIRMING ORDER

The above stipulations are approved and the court grants the parties' request to stay the action for sixty (60) days and to continue the Motion to Dismiss for Lack of Subject Matter Jurisdiction currently set for June 21, 2010, at 1:30 p.m. to August 23, 2010, at 1:30 p.m., in Courtroom 2 before the Honorable Anthony W. Ishii.

IT IS SO ORDERED.

Dated: June 4, 2010

/s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE