1 2 3 4 5	K. Randolph Moore, SBN 106933 Tanya E. Moore, SBN 206683 MOORE LAW FIRM, P.C. 332 North Second Street San Jose, California 95112 Telephone: (408) 298-2000 Facsimile: (408) 298-6046 Attorneys for Plaintiff	
6	Natividad Gutierrez	
7		
8	UNITED STATES DISTRICT COURT	
9	EASTERN DISTRICT OF CALIFORNIA	
10		
11	NATIVIDAD GUTIERREZ,) No. 1:10-CV-00938-OWW-GSA
12	Plaintiff,) STIPULATION AND ORDER TO FILE
13	vs.	SECOND AMENDED COMPLAINT
14	MUSAID NASHER, dba SABER'S)
15	GROCERY MARKET, et al.,))
16	Defendants.))
17		J
18	IT IS HEREBY STIPULATED by and between the parties to this action, through their	
19	respective attorneys of record, without Defendants waiving any positions previously asserted	
20	or being deemed to have taken any position on the merits of the proposed pleading, that	
21	Plaintiff may file a Second Amended Complaint, a copy of which is attached hereto.	
22	IT IS FURTHER STIPULATED that Plaintiff shall file his Second Amended	
23	Complaint within ten (10) days of the entry of the Order hereon. Defendants shall have	
24	fourteen (14) days from the date of electronic service of the Second Amended Complaint by	
25	the Court within which to file their responsive pleadings.	
26	IT IS SO STIPULATED.	
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	Gutierrez v. Musaid Nasher, et al. Stipulation and Order to File Second Amended Complaint	

1	Dated: May 17, 2011	MOORE LAW FIRM, PC	
2			
3		By: <u>/s/ Tanya E. Moore</u> Tanya E. Moore	
4		Attorneys for Plaintiff Natividad Gutierrez	
5			
6	Dated: May 25, 2011	By: /s/ Bruce Leichty Bruce Leichty	
7		Attorney for Defendants	
8		Musaid Nasher, Nabeel Abdulla and Zahra Abdulla	
9	<u>ORDER</u>		
10	The parties having so stipulated,		
11	IT IS HEREBY ORDERED that the Second Amended Complaint be filed within (10)		
12	days of the date of this Order, and that responsive pleadings be filed within fourteen (14) days		
13	of the Court's electronic service of the Second Amended Complaint.		
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16	IT IS SO ORDERED.		
17	Dated: May 26, 2011	/s/ Oliver W. Wanger	
18		UNITED STATES DISTRICT JUDGE	
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	Gutierrez v. Musaid Nasher, et al. Stipulation and Order to File Second Amended Complaint		