

BENJAMIN B. WAGNER
 United States Attorney
 ALYSON A. BERG
 Assistant United States Attorney
 United States Courthouse
 2500 Tulare Street, Suite 4401
 Fresno, California 93721
 Telephone: (559) 497-4000
 Facsimile: (559) 497-4099

Attorneys for Defendant UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

SUSAN LOYE and KENNETH LOYE,)	1:10-cv-01581-LJO-GSA
)	
Plaintiffs,)	STIPULATION TO EXTEND TIME IN
)	WHICH TO RESPOND TO PLEADINGS
v.)	AND SCHEDULING CONFERENCE
)	DATE; [PROPOSED] ORDER RE SAME
THE UNITED STATES OF AMERICA,)	
)	
Defendants.)	
)	

Plaintiffs Susan Loye and Kenneth Loye (“Plaintiffs”), and Defendant United States of America (“United States”) stipulate, by and through the undersigned counsel, to extend the deadline for United States to respond to the Complaint to and including December 15, 2010.

The parties further agree to continue the date of the scheduling conference currently set for December 14, 2010, at 9:00 a.m. in Courtroom 10 of the above-entitled court to January 10, 2011 at 10:00 a.m. in Courtroom 10.

The parties base this stipulation on good cause, which includes the need for United States to review the allegations in the Complaint and respond accordingly. The parties agree that this short extension of time for the United States to respond will not cause any prejudice to the parties as this action was recently commenced.

Accordingly, the parties stipulate and agree to continue the time for the United States to file a responsive pleading to the Complaint and to continue the scheduling conference as

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1 specified below, and base it on the above-stated good cause. The parties request the court to
2 endorse this stipulation by way of formal order.

	<u>Old Date</u>	<u>New Date</u>
3 4 United States' response 5 to Complaint	November 15, 2010	December 15, 2010
6 7 Scheduling Conference	December 14, 2010 @9:00 a.m. Dept. 10	January 10, 2011 @10:00 a.m. Dept. 10

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10 Dated: November 10, 2010
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12 Respectfully submitted,
BENJAMIN B. WAGNER
United States Attorney

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14 By: /s/Alyson A. Berg
ALYSON A. BERG
Assistant U.S. Attorney
Attorneys for Defendant
United States of America

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16
17 Dated: November 10, 2010
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19 Walkup, Melodia, Kelly & Schoenberger
20 /s/Conor M. Kelly
Michael A. Kelly, Esq.
Conor M. Kelly
Attorneys for Plaintiffs

21 IT IS SO ORDERED.

22 Dated: November 10, 2010

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE