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14 **UNITED STATES DISTRICT COURT**
15 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

16 SEED SERVICES, INC., a California
17 corporation,

18 Plaintiff,

19 vs.

20 WINSOR GRAIN, INC., a Minnesota
21 corporation, WILLIAM L. COOK, an
22 individual, and DOES 1 through 35,
23 Inclusive.

24 Defendants.

25 WILLIAM L. COOK, an individual, and
26 WINSOR GRAIN, INC., a Minnesota
27 corporation,

28 Counterclaimants,

vs.

SEED SERVICES, INC., a California
corporation,

Counterdefendant.

Case No. 1:10-cv-02185-AWI-GSA

Stipulation to continue hearing on
preliminary injunction from March 26,
2012, to April 2, 2012, and request for
order

1 Plaintiff and cross-defendant SEED SERVICES, INC., by and through its attorneys,
2 Klein, DeNatale, Goldner, Cooper, Rosenlieb & Kimball, LLP, and defendants and cross-
3 complainants WINSOR GRAIN, INC. AND WILLIAM COOK, by through their attorneys,
4 Gilmore Wood Vinnard & Magness, hereby stipulate and agree to the terms of this Stipulation
5 and Order, and the Court hereby approves this Stipulation and enters the Order thereon.

6 **Recitals**

7 1. On March 8, 2012, Seed Services, Inc. (“Seed Services”) filed a motion seeking
8 a temporary restraining order and a preliminary injunction against Defendants Winsor Grain,
9 Inc., and William L. Cook (the “Motion”).

10 2. On March 9, 2012, the court entered its Order re: Temporary Restraining Order.
11 That Order set the following relevant deadlines and dates:

- 12 • March 19, 2012, at 4:00 p.m.: deadline for Defendants to file any responsive
13 papers to the Motion.
- 14 • March 21, 2012, at 4:00 p.m.: deadline for Plaintiff to file any reply papers
15 regarding the Motion.
- 16 • March 26, 2012, at 1:30 p.m.: Hearing on the motion for preliminary
17 injunction.

18 3. Plaintiff’s counsel has a previously-scheduled hearing in Riverside California
19 that would make it impossible for him to attend the hearing on March 26.

20 **Stipulation**

21 IT IS HEREBY STIPULATED AND AGREED by and between the parties that:

22 1. The deadlines and dates set by the court’s March 9, 2012, Order re: Temporary
23 Restraining Order are to be vacated, and the following deadlines and hearing dates set:

- 24 • March 26, 2012, at 4:00 p.m.: deadline for Defendants to file any responsive
25 papers to the Motion.
- 26 • March 28, 2012, at 4:00 p.m.: deadline for Plaintiff to file any reply papers
27 regarding the Motion.
- 28 • April 2, 2012, at 1:30 p.m.: Hearing on the motion for preliminary injunction.

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2. In all other respects the court's March 9, 2012, Order re: Temporary Restraining Order is to remain in effect until the date of the hearing on the motion for preliminary injunction.

IT IS SO STIPULATED.

Dated: 3/16/12

GILMORE WOOD VINNARD & MAGNESS

By: /s/ Scott L. Jones

DAVID MALCOLM GILMORE
SCOTT L. JONES

Dated: 3/16/12

KLEIN, DeNATALE, GOLDNER,
COOPER, ROSENLIEB & KIMBALL, LLP

By: /s/ T. Scott Belden

T. SCOTT BELDEN
PAUL C. FRANCO
KALEB L. JUDY

ORDER

IT IS SO ORDERED.

Dated: March 16, 2012



CHIEF UNITED STATES DISTRICT JUDGE