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(SPACE BELOW FOR FILING STAMP ONLY)

8 Attorneys for Defendant, California Teriyaki Don,  
9 LLC

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11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA-FRESNO**

13 RONALD MOORE,

14 Case Number 1:10-cv-02247-OWW-DLB

15 Plaintiff,

16 v.  
17 **STIPULATION AND ORDER**  
18 **EXTENDING TIME TO FILE**  
19 **RESPONSIVE PLEADING**

20 CALIFORNIA TERIYAKI DON, LLC;  
21 CEDAR PLAZA, INC.,

22 Defendants.

23 **IT IS HEREBY STIPULATED**, pursuant to Local Rule 144, by and between Plaintiff  
24 RONALD MOORE and Defendants CALIFORNIA TERIYAKI DON, LLC. and CEDAR PLAZA,  
25 INC., through their attorneys of record, as follows:

26 1. California Teriyaki Don, LLC was served with the Summons and Complaint on or  
27 about December 25, 2011 and Cedar Plaza, Inc. was served with the Summons and Complaint on  
28 or about December 27, 2010;

29 2. According to the Federal Rules, California Teriyaki Don, LLC's response to the  
30 Complaint was due on or before January 18, 2011 and Cedar Plaza, Inc.'s response to the Complaint  
31 was due on or before January 20, 2011 and the parties agreed that Defendants, California Teriyaki  
32 Don, LLC and Cedar Plaza, Inc. would have an extension up to and including March 21, 2011 to  
33 answer or otherwise respond to the Complaint;

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3. The parties are currently engaged in settlement discussions and conducting an accessibility survey;

4. The parties have completed the accessibility surveys and are close to reaching settlements. This stipulation is being entered into to avoid Defendants having to incur the expense and attorneys fees in having to file a responsive pleading. The parties have agreed that California Teriyaki Don, LLC and Cedar Plaza, Inc. may have an additional two week extension from the date California Teriyaki Don, LLC's responsive pleading was due, to answer or otherwise respond to the Complaint herein;

5. The parties agree that Defendants, California Teriyaki Don, LLC and Cedar Plaza, Inc. may have an additional extension up to and including April 4, 2011 to answer or otherwise respond to the Complaint;

6. The requested additional extension exceeds 28 days as provided in Local Rule 144(a) and thus requires this filing and Court approval.

Dated: March 21, 2011

## WILKINS, DROLSHAGEN & CZESHINSKI LLP

By /s/ James H. Wilkins  
James H. Wilkins  
Attorneys for Defendant California Teriyaki Don,  
LLC

Dated: March 21, 2011

MOORE LAW FIRM, P.C.

By /s/ Tanya Moore  
Tanya Moore  
Attorney for Plaintiff, Ronald Moore

Dated: March 21, 2011

GILMORE, WOOD, VINNARD & MAGNESS, P.C.

By /s/ Daniel W. Rowley  
Daniel W. Rowley  
Attorney for Defendant, Cedar Plaza, Inc.

## ORDER

Having considered the request of Plaintiff and Defendants and finding good cause, **IT IS ORDERED** that Defendants California Teriyaki Don, LLC and Cedar Plaza, Inc shall have up to and including April 4, 2011 to file a responsive pleading to the Complaint.

IT IS SO ORDERED.

**Dated: March 21, 2011**

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE