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8 JOSE VALADEZ, TERESA VALADEZ

9 **UNITED STATES DISTRICT COURT**
10 **EASTERN DISTRICT OF CALIFORNIA**

11 KELLI LOSORWITH,
12 Plaintiff,

13 v.

14 COUNTRY FARE CAFÉ, INC., JOSE
VALADEZ, TERESA VALADEZ
15 Defendant(s).

Case No. 1:11-CV-00350-OWW-GSA

**SECOND JOINT STIPULATION FOR
ORDER TO CONTINUE TIME FOR
DEFENDANTS TO RESPOND TO
COMPLAINT; ORDER THEREON**

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17 1. On or about March 14, 2011, Plaintiff, KELLI LOSORWITH (“Plaintiff”)
18 served her Complaint on Defendants, COUNTRY FARE CAFÉ, INC., JOSE VALADEZ,
19 TERESA VALADEZ (“Defendants”) making the response to the Complaint due on or before
20 April 12, 2011.

21 2. Thereafter, Defendants hired a Certified Access Specialist to inspect and
22 to prepare a CASp report on the property at issue. Counsel for Defendants requested an
23 additional 60-day extension of time to respond to the Complaint and to continue the Mandatory
24 Scheduling Conference for 60 days to permit Defendants to make the necessary modifications to
25 bring the property at issue into compliance with the ADA accessibility regulations and to permit
26 the parties to negotiate a settlement of the case. Plaintiff’s counsel agreed to permit Defendants
27 to serve and file its response to the Complaint on or before June 13, 2011.

28 {7125/002/00268745.DOC}

1 3. On April 13, 2011, this Court granted the parties request to extend the
2 time for Defendants to respond to Plaintiff's Complaint.

3 4. Since the April 13, 2011, Order, Defendants have completed the CASp
4 inspection and have provided to Plaintiff a copy of the CASp report. In addition, Plaintiff is in
5 the process of preparing a proposed settlement to Defendants for their review. As such,
6 Plaintiff's counsel agrees to permit Defendants to serve and file their response to the Complaint
7 on or before August 12, 2011.

8 5. Good cause exists for the extension of time to respond to the Complaint to
9 allow the parties time to negotiate and finalize a settlement of the case thereby avoiding the
10 necessity of proceeding to trial.

11 6. THEREFORE, IT IS HEREBY STIPULATED, by and between, Plaintiff
12 KELLI LOSORWITH and Defendants COUNTRY FARE CAFÉ, INC., JOSE VALADEZ,
13 TERESA VALADEZ, by and through their respective counsels of record, that Defendants may
14 have up to and including August 12, 2011, to serve and file their respective response to the
15 Complaint.

16 DATED: June 15, 2011

JONES HELSLEY PC

17
18 By: /s/ Michael S. Helsley
19 Michael S. Helsley, Esq.,
20 Attorneys for Defendants,
COUNTRY FARE CAFÉ, INC.,
JOSE VALADEZ, TERESA VALADEZ

21 DATED: June 15, 2011.

MOORE LAW FIRM, P.C.

22
23 By: /s/ Tanya Levinson Moore, Esq.
24 Tanya Levinson Moore, Esq.
25 Attorneys for Plaintiff,
26 KELLI LOSORWITH

ORDER

1 Good cause appearing, IT IS HEREBY ORDERED that Defendants have up to
2 and including August 12, 2011 to serve and file their response to the Complaint.
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6 IT IS SO ORDERED.
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8 Dated: June 16, 2011

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE