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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

VIOLA COPPOLA, GARY COPPOLA, and  
THE TRUST OF ANTHONY M. COPPOLA,

Plaintiffs,

v.

GREGORY SMITH, an individual,  
RICHARD LASTER, an individual, JANE  
NASH AS TRUSTEE OF THE JANE  
HIGGINS NASH TRUST, JANE NASH AS  
EXECUTOR OF THE ESTATE OF  
DECATUR HIGGINS A/K/A THE ESTATE  
OF MABEL ELAINE HIGGINS,

Defendants.

Case No. 1:11-cv-01257-AWI-BAM

**ORDER GRANTING LEAVE TO FILE  
AMENDED ANSWER**

GREGORY SMITH, individually, and doing  
business as PARAGON CLEANERS,

Counter-Complainant  
and Cross-Complainant,

v.

VIOLA COPPOLA, GARY COPPOLA, THE  
TRUST OF ANTHONY M. COPPOLA, JANE  
HIGGINS NASH, AS TRUSTEE OF THE  
TRUST IN THE ESTATE OF MABEL  
ELAINE HIGGINS, Deceased, A/K/A THE  
TRUST IN THE ESTATE OF MABEL  
ELAINE HIGGINS, Deceased

Counter-Defendants  
and Cross-Defendants.

THE JANE HIGGINS NASH TRUST,

Cross-Complainant,

v.

GREGORY SMITH, RICHARD LASTER,  
and DOES 1-100, inclusive,

Cross-Defendants.

1           Based on the Stipulation of the parties (Doc. 32), and good cause shown, the Court orders  
2 that Defendant Gregory Smith be allowed to file DEFENDANT GREGORY SMITH'S FIRST  
3 AMENDED (1) ANSWER TO AMENDED COMPLAINT; (2) COUNTERCLAIMS AGAINST  
4 PLAINTIFFS; (3) CROSS-CLAIMS AGAINST OTHER DEFENDANTS; and, (4) DEMAND  
5 FOR JURY TRIAL. The Court further orders that (1) the answer of Defendant Jane Higgins  
6 Nash ("Jane Nash") as Trustee of the Trust created by the ESTATE OF MABEL ELAINE  
7 HIGGINS, deceased, commonly known as the Jane Higgins Nash Trust and as EXECUTOR of  
8 the ESTATE OF DECATUR HIGGINS, DECEASED and the ESTATE OF MABEL ELAINE  
9 HIGGINS, DECEASED shall be deemed the answer of each of the four newly added cross-  
10 defendants; (2) that each newly added cross-defendant is deemed to be a counter-claimant to the  
11 counterclaims raised by Jane Nash as to the other parties; and, (3) that the answer of each such  
12 counter-defendant shall be deemed the answer to the counter-claims of each new added counter-  
13 claimant.

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IT IS SO ORDERED.

Dated: April 16, 2012

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE