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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,

vs.

GREGORY SMITH, an individual, RICHARD
LASTER, an individual; and THE JANE
HIGGINS NASH TRUST; JANE NASH AS
EXECUTOR OF THE ESTATE OF DECATUR
HIGGINS A/K/A THE ESTATE OF MABEL
ELAINE HIGGINS,
COOPER INDUSTRIES LTD and DOES 1-20,
inclusive;

Defendants.

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

**STIPULATION AND ORDER TO ADD
NEW PARTIES AND FILE SECOND
AMENDED COMPLAINT**

AND RELATED COUNTER AND CROSS
CLAIMS.

1 IT IS HEREBY STIPULATED by and between the existing parties to this case, plaintiffs
2 Viola Coppola, Gary Coppola and the Trust of Anthony M. Coppola, and defendants the Jane
3 Higgins Nash Trust, Gregory Smith, Richard Laster and the Estate of Decatur Higgins a/k/a the
4 Estate of Mabel Elaine Higgins (collectively “the Parties”), plaintiffs may file a second amended
5 complaint wherein six new parties shall be added to this action. They are: Cal Water Service
6 Company; the City of Visalia; the former owners and/or operators of Miller’s Cleaners at 110
7 North Willis Street in Visalia, California, Harley and Cheryl Miller; the prior owners of the
8 Property at 110 North Willis, Visalia, California Benart Main Street Properties; and the current
9 owner of the Property at 110 North Willis, Visalia, California, Martin and Martin Properties
10 (collectively “new defendants”). The Proposed Second Amended Complaint is attached hereto
11 as Exhibit A.

12 The proposed amendment comports with Fed. R. Civ. Proc 15(a) and Dkt. No. 38,
13 wherein the Court allowed any motion or stipulation to add new parties to be filed on or before
14 June 29, 2012.

15
16 Date: June 29, 2012

GREBEN & ASSOCIATES

17 /s/ Jan A. Greben
18 Jan A. Greben
19 Jeff Coyner
20 Danielle De Smeth
21 Attorneys for Viola Coppola, Gary Coppola and the
Trust of Anthony M. Coppola

22 Date: June 29, 2012

GUALCO LAW

23 /s/ Lori J. Gualco
24 Lori J. Gualco
Attorney for Richard Laster

25 Date: June 29, 2012

GUALCO LAW

26 /s/ Lori J. Gualco
27 Lori J. Gualco
Attorney for Gregory Smith

28 Date: June 29, 2012

WILLIAMS, JORDAN, BRODERSEN &

1 PRITCHETT

2 /s/ Steven R. Williams
3 Steven R. Williams
4 Attorneys for The Jane Higgins Nash Trust

5
6 **ORDER**

7 Having reviewed the parties Stipulation, IT IS HEREBY ORDERED:

- 8 1) The Second Amended Complaint is deemed filed as of the date of this order;
9 2) The Clerk of the Court shall file the Second Amended Complaint, attached as
10 Exhibit A, as a separate entry in the docket for purposes of clarifying the record
11 (Doc. 39-1); and
12 3) Defendants' Answers are due 21 days after the date of this order.

13
14 IT IS SO ORDERED.

15
16 **Dated: June 29, 2012**

17 /s/ Barbara A McAuliffe
18 UNITED STATES MAGISTRATE JUDGE