

1 Tanya E. Moore, SBN 206683
 2 K. Randolph Moore, SBN 106933
 3 MOORE LAW FIRM, P.C.
 4 332 North Second Street
 5 San Jose, California 95112
 6 Telephone (408) 298-2000
 7 Facsimile (408) 298-6046

8 Attorneys for Plaintiff
 9 John Morales

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

12 JOHN MORALES,
 13 Plaintiff,
 14 vs.
 15 SAVEMART SUPERMARKETS dba
 16 FOODMAXX #414, et al.,
 17 Defendants.

No. 1:11-CV-01519-AWI-BAM

**STIPULATION FOR EXTENSION OF
 TIME TO RESPOND TO COMPLAINT;
 ORDER**

18 **WHEREAS**, this is a civil rights action by Plaintiff John Morales (“Plaintiff”) against
 19 Defendant Save Mart Supermarkets dba Food Maxx #414 (erroneously sued herein as SaveMart
 20 Supermarkets dba FoodMaxx #414) (“Defendant,” and together with Plaintiff, “the Parties”)
 21 alleging violations of the Americans with Disabilities Act and related California law;

22 **WHEREAS**, the Parties are exploring early resolution of this matter and seek to
 23 minimize attorney fees and costs and conserve court resources;

24 **WHEREAS**, the Parties are awaiting the outcome of a site inspection of the subject
 25 property by a mutually agreed upon certified access specialist which will provide the foundation
 26 for settlement. The Parties anticipate having the report of inspection imminently and are
 27 cautiously optimistic that a settlement will be reached shortly thereafter;

28 **WHEREAS**, the answer of Save Mart is due on November 21, 2011;

IT IS HEREBY STIPULATED by and between the Parties that Defendant may have to
 and including December 5, 2011 to file their responsive pleadings in this matter. This extension
 of time is Defendant’s first extension and does not alter the date of any event or any deadline

1 already fixed by Court order, but exceeds the twenty-eight days which can be granted without
2 Court permission.

3 Date: November 22, 2011

MOORE LAW FIRM, P.C.

4 /s/ Tanya E. Moore

5 Tanya E. Moore

6 Attorneys for Plaintiff John Morales

7 Date: November 22, 2011

LANG, RICHERT & PATCH

8 /s/ Charles T. Taylor

9 Charles T. Taylor, Attorneys for

10 Defendant Save Mart Supermarkets

11 dba Food Maxx #414

12 **ORDER**

13 The Parties having so stipulated and good cause appearing,

14 IT IS HEREBY ORDERED that Defendant Save Mart Supermarkets dba Food Maxx
15 #414 in this action shall have to and including December 5, 2011 within which to file its
16 responsive pleading.
17

18 IT IS HEREBY FURTHER ORDERED that the Scheduling Conference hearing is
19 continued from December 14, 2011 to January 25, 2012 at 9:00 AM in Courtroom 8 before
20 Judge McAuliffe.

21 Dated: November 22, 2011

/s/ Barbara A. McAuliffe

22 UNITED STATES MAGISTRATE JUDGE
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