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10 GEMINI MOTOR TRANSPORT, L.P.

11 UNITED STATES DISTRICT COURT

12 EASTERN DISTRICT OF CALIFORNIA

13 FRESNO DIVISION

15 DONALD REINHARDT and JON  
16 ARMSTRONG,

17 Plaintiffs,

18 v.

19 GEMINI MOTOR TRANSPORT, L.P., an  
20 Oklahoma Limited liability partnership;  
and DOES 1-10, inclusive,

21 Defendants.

22 Case No. 1:11-CV-01944-AWI-SMS

23 **STIPULATION TO CONTINUE DATE  
24 FOR DEFENDANT TO RESPOND TO  
25 PLAINTIFFS' FIRST AMENDED  
COMPLAINT; ORDER**

26 WHEREAS, Plaintiff DONALD REINHARDT and JON ARMSTRONG  
27 (collectively "Plaintiffs") and Defendant GEMINI MOTOR TRANSPORT, L.P. ("Defendant," and  
28 together with Plaintiff, the "Parties") the Court denied Defendant's demurrer to Plaintiffs' First  
Amended Complaint on July 18, 2012, and ordered Defendant to file an Answer within 14 days;

26 WHEREAS, Defendant has diligently prepared an Answer and Affirmative  
27 Defendants to Plaintiffs' First Amended Complaint, but has been unable to fully and accurate  
28

1 respond to all allegations of the First Amended Complaint due to the unavailability of some  
2 employees with knowledge of the allegations;

3 WHEREAS, there have been no prior extensions of time for Defendant to respond to  
4 Plaintiffs' First Amended Complaint;

5 WHEREAS, the Scheduling Conference in this matter is scheduled to be held on  
6 October 3, 2012 at 9:30 am;

7 IT IS HEREBY STIPULATED between Plaintiff and Defendant, by and through their  
8 respective counsel, that Defendant be given to and including August 15, 2012 within which to  
9 respond to Plaintiffs' First Amended Complaint;

10 Dated: August 1, 2012

11 /S/ Ryan L. Eddings

12 J. GREG COULTER  
13 RYAN L. EDDINGS  
14 LITTLER MENDELSON, P.C.  
15 Attorneys for Defendant  
16 GEMINI MOTOR TRANSPORT, L.P.

17 Dated: August 1, 2012

18 /S/ David L. Himelson

19 DAVID L. HIMELSON  
20 *THE HIMELSON LAW OFFICE*  
21 Attorneys for Plaintiffs DONALD  
22 REINHARDT and JON ARMSTRONG

23 **ORDER**

24 The Parties having so stipulated,

25 **IT IS HEREBY ORDERED** that Defendant Gemini Motor Transport, L.P. shall have  
26 to and including August 15, 2012 within which to respond to Plaintiffs' First Amended Complaint.

27 IT IS SO ORDERED.

28 Dated: August 2, 2012

*Sh. blii*  
29 CHIEF UNITED STATES DISTRICT JUDGE

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STIP. TO CONTINUE DATE FOR DEF. TO  
RESPOND TO PLAINTIFFS' FIRST AMENDED  
COMPLAINT; ORDER