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15 Energizer Holdings, Inc.

16 **UNITED STATES DISTRICT COURT**
17 **EASTERN DISTRICT OF CALIFORNIA**

18 AIDA CORRAL, On Behalf of Herself
19 and All Others Similarly Situated,

20 Plaintiff,

21 v.

22 ENERGIZER HOLDINGS INC., a
Missouri Corporation; PLAYTEX
23 PRODUCTS, LLC, fka PLAYTEX
PRODUCTS, INC., a Delaware
24 Corporation; SUN
PHARMACEUTICALS, LLC, a
25 Delaware Limited Liability Company,

26 Defendants.
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Case No.: 1:12-CV-01736-AWI-SKO

**STIPULATION AND ORDER
REGARDING FILING OF SECOND
AMENDED COMPLAINT**

1 Plaintiff Aida Corral and Defendants Energizer Holdings, Inc., by and
2 through their undersigned counsel of record, jointly move as follows:

3 WHEREAS, on August 1, 2013, Judge Ishii granted in part and denied in part
4 Defendants' Motion to Dismiss Plaintiff's First Amended Complaint and ordered
5 that Plaintiff file an amended complaint, if any, on or before September 3, 2013 (30
6 days following the Court's Order) [D.E. 54];

7 WHEREAS, on August 20, 2013, Defendants filed a Motion for
8 Reconsideration of Judge Ishii's August 1, 2013 Orders [D.E. 55];

9 WHEREAS, the parties have conferred and believe that it would be in the
10 parties' and the Court's best interests to continue the filing of Plaintiff's amended
11 complaint, if any, until after the Court rules on Defendants' pending Motion for
12 Reconsideration;

13 NOW, THEREFORE, the parties jointly request as follows:

14 1. That Plaintiff has 30 days following the Court's ruling regarding
15 Defendants' pending Motion for Reconsideration to file an amended complaint.

16 DATED: September 3, 2013. BONNETT, FAIRBOURN, FRIEDMAN
17 & BALINT, P.C.
18 Patricia N. Syverson

19 By: /s/Patricia N. Syverson
20 Attorneys for Plaintiffs
21 Aida Corral

22 DATED: September 3, 2013 LATHAM & WATKINS LLP
23 Daniel Scott Schechter
24 Michael J. Reiss

25 By: /s/Michael J. Reiss
26 Michael J. Reiss
27 Attorneys for Defendants
28 Energizer Holdings, Inc.

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ORDER

Pursuant to the above stipulation, Plaintiff shall file an amended complaint within 30 days of the Court’s ruling on Defendants’ pending Motion for Reconsideration (Doc. 55).

IT IS SO ORDERED.

Dated: September 9, 2013

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE