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6 Attorneys for Defendants

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 9 IN THE UNITED STATES DISTRICT COURT  
 10 EASTERN DISTRICT OF CALIFORNIA  
 11

12 David Shayne Heine, California Veal Tech, Inc.  
 a California corporation,

13 Plaintiffs,

14 v.

15 Tim Vilsack in His Official Capacity as United  
 16 States Secretary of Agriculture, United States  
 Department of Agriculture, United States  
 17 Department of Agriculture Food Safety and  
 Inspections Service, Yudhbir Sharma, DVM,  
 18 USDA Employee Known Only as "Dr. Pannu,"  
 USDA Employee Known only as "Ken,"USDA  
 19 Employee Known only as "Dr. Redding,"  
 USDA Employee Known Only as "Dr.  
 20 Henley," Dr. Amy Lieder, Penny Patrali and  
 DOES 1-100 inclusive,

21 Defendants.  
22

**Case No. 1:12-CV-01992-AWI-SMS**

**STIPULATION AND ORDER TO  
 CONTINUE SCHEDULING  
 CONFERENCE**

23 The parties to this action hereby stipulate and request that the Scheduling Conference set for  
 24 February 19, 2014, be continued for the reasons set forth herein.

25 This action proceeds on plaintiff's Third Amended Complaint (Doc. 36). The parties, after  
 26 conferring, have determined that service of process was not properly effected on certain parties  
 27 named in the action. In order to avoid motion practice before the Court on issues relating to service  
 28 of process, plaintiffs have undertaken to correct service of process, and the parties have agreed to

1 request that the Scheduling Conference be deferred so that the issues and parties are properly joined  
2 before the case is scheduled. Accordingly, the parties respectfully request that the Court continue  
3 the Scheduling Conference to April 17, 2014, or another later date convenient to the Court.

4 Respectfully submitted,

5 Dated: February 12, 2014

BENJAMIN B. WAGNER  
United States Attorney

6  
7 /s/ Benjamin E. Hall  
8 BENJAMIN E. HALL  
Assistant U.S. Attorney  
Attorney for Defendants

9 Dated: February 12, 2014

THE ZUMWALT LAW FIRM, APC.

10 [As Authorized February 12, 2014]

11 /s/ Graham S. Lopez  
12 GRAHAM S. LOPEZ  
Attorneys for Plaintiffs

13 **ORDER**

14 Good cause appearing, IT IS HEREBY ORDERED that the Scheduling Conference is  
15 continued to April 23, 2014, at 11:00 a.m. before Magistrate Judge Sandra M. Snyder. Telephonic  
16 appearances are granted with the parties to initiate a one-line conference call to chambers at (559)  
17 499-5690. A joint scheduling report is due one full week prior to the hearing.

18  
19 Dated: 2/13/2014

/s/ SANDRA M. SNYDER  
United States Magistrate Judge