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7 Attorneys for: Defendants, VALLARTA FOOD ENTERPRISES, INC., erroneously served and  
8 sued as VALLARTA PROPERTIES, LLC, a California Limited Liability Company;  
9 VALLARTA FOOD ENTERPRISES, INC., a California Corporation, dba VALLARTA  
10 SUPERMARKETS

11 UNITED STATES DISTRICT COURT  
12 EASTERN DISTRICT OF CALIFORNIA

13 JOHN MORALES,

14 Plaintiff,

15 v.

16 VALLARTA PROPERTIES, LLC, a  
17 California limited liability company;  
18 VALLARTA FOOD ENTERPRISES, INC., a  
19 California corporation, dba VALLARTA  
20 SUPERMARKETS,

21 Defendants.

22 Case No. 1:13-CV-00440-AWI-SMS

23 **STIPULATION FOR EXTENSION OF**  
24 **TIME FOR DEFENDANT VALLARTA**  
25 **FOOD ENTERPRISES, INC. TO**  
26 **RESPOND TO COMPLAINT AND**  
27 **ORDER THEREON**

28 WHEREAS, Plaintiff John Morales (“Plaintiff”) and Defendant VALLARTA FOOD  
ENTERPRISES, INC., erroneously served and sued as VALLARTA PROPERTIES, LLC, a  
California Limited Liability Company; VALLARTA FOOD ENTERPRISES, INC., a California  
Corporation, dba VALLARTA SUPERMARKETS (“Defendant”) have agreed that Defendant  
will have a CASp inspection performed in the next 10 days, after which the parties will try to  
negotiate a resolution without any further Court intervention. In order to provide the parties with  
sufficient time to reach a resolution, the parties agree and request that the court extend the time  
for Defendant to file an Answer to the Complaint.

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1 WHEREAS, this request for extension is the first request made by the parties.

2 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between Defendant,  
3 through its counsel of record, and Plaintiff, through his counsel of record, that pursuant to  
4 Federal Rules of Civil Procedure 6(b), Defendant may have up to, and including, June 1, 2013, to  
5 file a responsive pleading.  
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7 IT IS SO STIPULATED.

8 Dated: April 18, 2013

PEEL | GARCIA LLP

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10 By: /s/ Manuel Garcia  
11 Manuel Garcia, Attorney for,  
12 Defendants, VALLARTA FOOD ENTERPRISES,  
13 INC., erroneously served and sued as VALLARTA  
14 PROPERTIES, LLC, a California Limited Liability  
Company; VALLARTA FOOD ENTERPRISES,  
INC., a California Corporation, dba VALLARTA  
SUPERMARKETS

15 Dated: April 18, 2013

MOORE LAW FIRM, P.C.

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17 By: /s/ Tanya E. Moore  
18 Tanya E. Moore, Attorney for,  
Plaintiff, NATIVIDAD GUTIERREZ

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1 **ORDER**

2 Pursuant to the stipulation of the parties,

3 IT IS HEREBY ORDERED that the Stipulation for Extension of Time for Defendant  
4 VALLARTA FOOD ENTERPRISES, INC., erroneously served and sued as VALLARTA  
5 PROPERTIES, LLC, a California Limited Liability Company; VALLARTA FOOD  
6 ENTERPRISES, INC., a California Corporation, dba VALLARTA SUPERMARKETS  
7 (“Defendant”) to Respond to Complaint be granted. Defendant may have up to, and including,  
8 June 1, 2013, to file a responsive pleading.  
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13 IT IS SO ORDERED.

14 Dated: April 21, 2013

15 /s/ Sandra M. Snyder  
16 UNITED STATES MAGISTRATE JUDGE  
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