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

12 ALBERT GEORGE CURTIS,

13 Plaintiff,

14 vs.

15 WAL-MART REAL ESTATE BUSINESS
16 TRUST, a Delaware statutory trust, et al.,

17 Defendants.

) No. 1:13-cv-01150-BAM

) **STIPULATION GRANTING PLAINTIFF**
) **LEAVE TO FILE FIRST AMENDED**
) **COMPLAINT; ORDER**

18 **IT IS HEREBY STIPULATED** by and between Plaintiff, Albert George Curtis
19 (“Plaintiff”), and Defendants, Wal-Mart Real Estate Business Trust, a Delaware statutory trust;
20 and Wal-Mart Stores, Inc. dba Walmart (collectively “Defendants) and together with Plaintiff,
21 (the “Parties”), the parties hereto, through their respective attorneys of record, that Plaintiff
22 may file a First Amended Complaint, a copy of which is attached hereto as Exhibit “A.” **By**
23 **this Stipulation Defendants concede only that Plaintiff may amend his complaint to make**
24 **additional allegations but they do not admit the truth or propriety of the allegations and**
25 **reserve all rights in connection therewith.** This amendment will not modify any date or
26 deadline fixed by the Court’s Scheduling Conference Order dated December 23, 2013 (ECF
27 No. 21) pursuant to Fed. R. Civ. P. 16(b)(4).

28 **IT IS FURTHER STIPULATED** that Plaintiff will file his First Amended Complaint
within five (5) calendar days of the Court’s Order permitting such filing, and that Defendants’

STIPULATION GRANTING PLAINTIFF LEAVE TO FILE FIRST AMENDED COMPLAINT; ORDER

1 response thereto shall be filed within twenty-one (21) days after the First Amended Complaint
2 is filed.

3 **IT IS SO STIPULATED.**

4 Dated: February 14, 2014

MOORE LAW FIRM, P.C.

5
6 /s/ Tanya E. Moore

Tanya E. Moore
7 Attorneys for Plaintiff,
8 Albert George Curtis

9 Dated: February 20, 2014

LIM RUGER & KIM, LLP

10
11 /s/ Bryan King Sheldon

Bryan King Sheldon
12 Attorneys for Defendants,
13 Wal-Mart Real Estate Business Trust, a Delaware
14 statutory trust; and Wal-Mart Stores, Inc. dba
Walmart

15 **ORDER**

16 The Parties having so stipulated and good cause appearing,

17 **IT IS HEREBY ORDERED** that Plaintiff shall file his First Amended Complaint, a
18 copy of which was filed with the Parties' stipulation, within five (5) calendar days of the date
19 this Order is filed.

20 **IT IS FURTHER ORDERED** that Defendants' response thereto shall be filed within
21 twenty-one (21) days after the First Amended Complaint is filed.

22
23 **IT IS SO ORDERED.**

24 Dated: February 21, 2014

/s/ Barbara A. McAuliffe

25 UNITED STATES MAGISTRATE JUDGE

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STIPULATION GRANTING PLAINTIFF LEAVE TO FILE FIRST AMENDED COMPLAINT; ORDER