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2	BONAKDAR		
3	LAW FIRM Signature Roger S. Bonakdar, #253920		
4	2344 TULARE ST., SUITE 301 FRESNO, CALIFORNIA 93721 PHONE (559) 495-1545 FAX (559) 495-1527		
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6	Attorneys for Defendants, INDERBIR SINGH GREWAL, GUNJIT GREWAL, AND GREWAL BROTHERS FARMING		
7			
8	UNITED STATES DISTRICT COURT		
9	EASTERN DISTRICT OF CALIFORNIA		
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11	FINANCIAL INDEMNITY COMPANY,	Case No. 14-cv001332-GSA	
12	Plaintiff,	STIPULATION RE. REQUEST FOR DEFAULT AND FOR EXTENSION OF	
13	v.	TIME TO FILE A RESPONSIVE PLEADING; ORDER	
14	INDERBIR SINGH GREWAL, GUNJIT	T LEADING, ONDER	
15	GREWAL, GREWAL BROTHERS	(Doc. 16)	
16	FARMING, RICHARD RYAN ORTIZ, JR., and NICHOLAS N. CASELLA,		
17	Defendants.		
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19	TO THE COURT, ALL PARTIES, AND	THEIR ATTORNEYS OF RECORD:	
20	Plaintiff, FINANCIAL INDEMNITY CO	MPANY (herein "Plaintiff"), and	
21	Defendants INDERBIR SINGH GREWAL; GU	JNJIT GREWAL; AND GREWAL	
22	BROTHERS FARMING (herein collectively "Defendants"), by and through their		
23	respective counsel of record, enter this Stipulation to Set Aside Clerk's Entry of Default		
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25	Against Defendants Inderbir Singh Grewal, Gunjit Grewal, and Grewal Brothers		
26	Farming, based upon the below Recitals and Stipulation.		
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	STIPULATION RE. REQUEST FOR DEFAULT AND EXTENSION OF TIME TO RESPOND TO COMPLAINT; ORDER		

1	RECITALS		
2	WHEREAS, on or about August 25, 2014, Plaintiff filed its Complaint in the		
3	Eastern District of California, entitled Financial Indemnity Company v. Inderbir Singh		
4	Grewal, Gunjit Grewal, Grewal Brothers Farming, Richard Ryan Ortiz, Jr., and		
5	Nicholas N. Casella, a United States District Court Case No. 14-cv-001332 (the		
6	"Action").		
7 8	WHEREAS, on or about September 24, 2014, the parties stipulated to extend		
8 9	the time for Defendants to file an Answer or responsive pleading;		
10	WHEREAS, Defendants requested additional time to file an Answer or		
11	responsive pleading;		
12	WHEREAS, due to a mutual and inadvertent breakdown in communication		
13	between counsel for the parties, a Request for Entry of Default was submitted to the		
14	Clerk of the Court;		
15	WHEREAS, on or about December 5, 2014, Plaintiffs requested Default against		
16	Defendants in this Action (Doc 15).		
17	WHEREAS, Defendants desire and requested Plaintiffs stipulate to set aside		
18 19	the Default;		
20	WHEREAS, Plaintiffs have considered and now agree to stipulate to set aside		
20	the Default; and		
22	WHEREAS, the parties stipulate and agree to set aside the Clerk's entry of		
23	default against Defendants as set forth in the Stipulation below.		
24	STIPULATION		
25	NOW, THEREFORE, Plaintiff and Defendants, by and through their respective		
26	counsel of record, hereby stipulate as follows:		
27	1. Defendant, Inderbir Singh Grewal's default, filed on December 4, 2014 (Doc		
28	15), may be set aside;		
	2 STIPULATION TO SET ASIDE DEFAULT; ORDER		

1		2. Defendant Gunjit Grewal's default, filed on December 4, 2014 (Doc 15), may		
2		be set aside;		
3		3. Grewal Brothers Farming's default	, filed on December 4, 2014 (Doc 15),	
4		may be set aside;		
5	4. Defendants' responsive pleading will be due within 14 days of the issuance			
6		of the Court's Order setting aside the defaults.		
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8	Date:	December 11,, 2014	ZINDER & KOCH	
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10			<u>/s/ Jeffrey E. Zinder</u> JEFFREY E. ZINDER	
12			Attorney for Plaintiff, FINANCIAL INDEMNITY COMPANY	
13				
14	Date:	December 11, 2014	BONAKDAR LAW FIRM	
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16			/S/ Roger S. Bonakdar	
17			ROGER S. BONAKDAR Attorney for Defendant,	
18			Lila Pablo-Martinez	
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	STIPULATION TO SET ASIDE DEFAULT; ORDER			

1	ORDER			
2	The Court notes that the parties have stipulated, as set forth above, that			
3	Plaintiff's request for entry of default against Defendants was filed on account of an			
4	inadvertent breakdown of communication between counsel for the parties. (Docs. 15,			
5	16). Pursuant to the parties' stipulation, the Clerk of Court declined to enter the			
6	default. (Doc. 17). Therefore, based on the foregoing stipulation, Defendants shall file			
7 8	a responsive pleading to the Complaint within fourteen (14) days of the date of			
9	issuance of this order.			
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12	IT IS SO ORDERED.			
13	Dated: December 15, 2014 /s/ Gary S. Austin			
14	UNITED STATES MAGISTRATE JUDGE			
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	4 STIPULATION TO SET ASIDE DEFAULT; ORDER			