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6 **Attorney for Defendants**
7 Davinder Singh dba Cigarettes 4-Less
8 #22 aka Cigarettes Outlet

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

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13 CECIL SHAW,) CASE NO. 1: 14-cv-01444---SAB
14)
15 Plaintiff,) SECOND STIPULATION AND ORDER
16) FOR EXTENSION
17 vs.) OF TIME FOR DAVINDER SINGH dba
18) CIGARETTES 4-LESS #22 aka
19) CIGARETTES OUTLET TO RESPOND
20) TO COMPLAINT
21 MCCORDUCK PROPERTIES LOS BANOS,)
22) LLC, a California limited liability company;)
23) SY LIANG WANG dba TERIYAKI HOUSE;)
24) DAVINDER SINGH dba CIGARETTES 4-)
25) LESS #22 aka CIGARETTES OUTLET;)
26) SAVE MART SUPERMARKETS, a)
27) California corporation, dba;)
28)
29 Defendants.)

30 **WHEREAS:**

- 31 1. Plaintiff Cecil Shaw filed this action on October 21, 2014.
- 32 2. This is the second request for an extension of time for Defendant DAVINDER SINGH dba
33 CIGARETTES 4-LESS #22 aka CIGARETTES OUTLET (“Defendant). A previous extension of
34 time was granted by the plaintiff within the statutory allowance; thus, court approval is required for
35 a further extension of time.
- 36 3. Plaintiff and Defendant are in settlement negotiations at this time.
- 37 4. Defendant has presented a proposed plan of remediation, and time is needed for the parties
38 to review, make any needed adjustments and prepare a proposed settlement agreement.
- 39 5. The parties agree that settlement of this case would save valuable court time and resources.

1 6. The parties have agreed to extend Defendant's time to respond to the complaint until
2 December 2, 2014, subject to the court's approval, and believe that the case can be settled within
3 that time.

4 7. This extension of time will not alter any date or event already set by Court order, including
5 the mandatory scheduling conference.

6 NOW THEREFORE, Defendant through his attorneys, and Plaintiff Cecil Shaw, through
7 his attorneys, hereby stipulate and agree that the time for Defendant DAVINDER SINGH dba
8 CIGARETTES 4-LESS #22 aka CIGARETTES OUTLET R to answer or otherwise respond to the
9 Complaint shall be extended up to and including December 2, 2014, pending court approval.

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11 IT IS SO STIPULATED.

12 MOORE LAW FIRM, PC
13 Dated: November 19, 2014 /s/Tanya Moore
Tanya Moore, Attorney for Plaintiff Cecil Shaw

14 Dated: November 19, 2014 /s/Bruce A. Neilson
15 Bruce A. Neilson, Attorney for Defendant
16 Davinder Singh dba Cigarettes 4-Less #22 aka
Cigarettes Outlet

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18 IT IS SO ORDERED.

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20 Dated: November 19, 2014


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UNITED STATES MAGISTRATE JUDGE