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

13 LAWRENCE GREEN,
14 Plaintiff,
15 vs.

16 CALIFORNIA PRIDE, INC., dba CEDAR &
17 ASHLAN BUGGY CLEAN, et al.
18 Defendant.

) No. 1:14-cv-02006-JAM-EPG

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

19 **WHEREAS**, Plaintiff, Lawrence Green (“Plaintiff”), seeks to amend his complaint to
20 allege additional barriers relating to his disability which were identified at the site inspection of
21 the subject property conducted on May 8, 2015, as permitted by Chapman v. Pier 1 Imports
22 (U.S.), Inc., 631 F.3d 939, 944 (9th Cir. 2011), and required by Oliver v. Ralphs Grocery Co.,
23 654 F.3d 903, 909 (9th Cir. 2011);

24 **WHEREAS**, Plaintiff has not unduly delayed the amendment, does not bring it in bad
25 faith, the amendment is not futile, and such amendment does not prejudice Defendant,
26 California Pride, Inc., dba Cedar & Ashlan Buggy Clean (“Defendant,” and together with
27 Plaintiff, the “Parties”), nor does the amendment in any way change the nature of the action;

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STIPULATION GRANTING PLAINTIFF LEAVE TO FILE FIRST AMENDED COMPLAINT;
[PROPOSED] ORDER

1 **WHEREAS**, the amendment will not modify any date or deadline fixed by the Court's
2 First Amended Status (Pre-trial Scheduling) Order dated August 10, 2015 (Dkt. 19) pursuant to
3 Fed. R. Civ. P. 16(b)(4);

4 **NOW, THEREFORE, IT IS HEREBY STIPULATED** by and between the Parties,
5 through their respective attorneys of record, that Plaintiff may file a First Amended Complaint,
6 a copy of which is attached hereto as Exhibit "A."

7 **IT IS FURTHER STIPULATED** that Plaintiff will file his First Amended Complaint
8 within five (5) calendar days of the Court's Order permitting such filing, and that Defendant's
9 response thereto shall be filed within fourteen (14) days after the First Amended Complaint is
10 filed.

11 **IT IS SO STIPULATED.**

12
13 Dated: October 23, 2015

MOORE LAW FIRM, P.C.

14
15 /s/ Tanya E. Moore

Tanya E. Moore
Attorney for Plaintiff,
Lawrence Green

16
17
18 Dated: October 23, 2015

WALTER & WILHELM LAW GROUP,
a Professional Corporation

19
20 /s/ Mary Lerner

Mary Lerner
Attorneys for Defendant,
California Pride, Inc.,
dba Cedar & Ashlan Buggy Clean

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

IT IS SO ORDERED.

/s/ John A. Mendez
United States District Court Judge