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5 Attorney for Plaintiff
 6 Ronald Moore

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 8 **UNITED STATES DISTRICT COURT**
 9 **EASTERN DISTRICT OF CALIFORNIA**

10
 11 RONALD MOORE,

12 Plaintiff,

13 vs.

14 OMNINET PROPERTIES MANCHESTER
 15 CENTER, LLC, a Delaware limited liability
 16 company, et al.;

17 Defendants.
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) No. 1:15-cv-00644-BAM

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

20 **IT IS HEREBY STIPULATED** by and between Plaintiff, Ronald Moore (“Plaintiff”),
 21 and Defendants, Omninet Properties Manchester Center, LLC, a Delaware limited liability
 22 company; and Sears, Roebuck and Co. (collectively “Defendants,” and together with Plaintiff,
 23 the “Parties”), the parties remaining in this action, through their respective attorneys of record,
 24 that Plaintiff may file a First Amended Complaint, a copy of which is attached hereto as
 25 Exhibit “A.” This amendment will not modify any date or deadline fixed by the Court’s
 26 Scheduling Conference Order dated October 22, 2015 (Dkt. 66) pursuant to Fed. R. Civ. P.
 27 16(b)(4), and is not prejudicial to Defendants, the product of undue delay, proposed in bad
 28 faith, or futile.

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

5 **IT IS SO STIPULATED.**

6
7 Dated: December 15, 2015

MOORE LAW FIRM, P.C.

8 /s/ Tanya E. Moore

9 Tanya E. Moore
10 Attorney for Plaintiff,
Ronald Moore

11 Date: December 11, 2015

LAW OFFICES OF PAYAM Y. POURSALEMI

12
13 /s/ Payam Y. Poursalimi

14 Payam Y. Poursalimi
15 Attorneys for Defendant,
Omninet Properties Manchester Center, LLC, a
16 Delaware limited liability company

17 Date: December 15, 2015

OGLETREE, DEAKINS, NASH, SMOAK &
18 STEWART, P.C.

19 /s/ Amber L. Roller

20 David Raizman
21 Amber L. Roller
22 Attorneys for Defendant,
Sears, Roebuck and Co.

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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.

1/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE