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Attorneys for Plaintiff Kenneth Willis

14 UNITED STATES DISTRICT COURT  
15 EASTERN DISTRICT OF CALIFORNIA

16 Kenneth Willis, an individual, on behalf of himself  
17 and all others similarly situated,

18 Plaintiffs,

19 v.

20 Enterprise Drilling Fluids, Inc., Berry Petroleum  
Company, LLC, Linn Operating, Inc., and DOES 1  
21 through 10,

22 Defendants.

Case No. 1:15-cv-00688 --- JLT

**SECOND STIPULATION TO EXTEND  
TIME TO FILE FIRST RESPONSIVE  
PLEADING TO CLASS ACTION  
COMPLAINT AND [PROPOSED] ORDER**

**(Doc. 10)**

23 Pursuant to L.R. 144(a), Plaintiff KENNETH WILLIS, individually and on behalf of others  
24 similarly situated, and Defendants BERRY PETROLEUM COMPANY, LLC, and LINN OPERATING,  
25 INC. (“Defendants”) (collectively “the Parties”), by and through their undersigned counsel, hereby  
26 stipulate and agree as follows:

27 WHEREAS, Plaintiff’s Class Action Complaint was filed on May 5, 2015;

28 SECOND STIPULATION TO EXTEND TIME TO FILE FIRST RESPONSIVE PLEADING TO COMPLAINT AND  
[PROPOSED] ORDER

1 WHEREAS, Defendants were served with the Class Action Complaint on May 13, 2015;

2 WHEREAS, Defendants' deadline to file a first responsive pleading is June 3, 2015;

3 WHEREAS, on May 29, 2015 the Parties stipulated and agreed to a 21-day time extension for  
4 Defendants to file a responsive pleading to the Class Action Complaint, up to and including June 24,  
5 2015;

6 WHEREAS, on June 22, 2015, the Parties stipulated and agreed to a 7-day time extension for  
7 Defendants to file a responsive pleading to the Class Action Complaint, up to and including July 1,  
8 2015;

9 WHEREAS, the Parties have not stipulated to extend the time for Defendants to file a responsive  
10 pleading to the Class Action Complaint by more than 28 days as permitted under L.R. 144(a);

11 **IT IS SO STIPULATED** that the Parties agree to a 7-day extension of time for Defendants to  
12 file a responsive pleading to the Class Action Complaint, up to and including July 1, 2015. The Parties  
13 further agree that this extension will not alter the date of any event or any deadline already fixed by  
14 Court Order including, but not limited to, the August 19, 2015 Scheduling Conference. By signing this  
15 stipulation, the parties have not waived any rights or defenses with respect to any potential issue in this  
16 litigation, including but not limited to, the assertion of jurisdictional and any other defenses, either by  
17 motion or otherwise.

18 Dated: June 22, 2015

SEYFARTH SHAW LLP

20 By:  /s Christian J. Rowley

21 Christian J. Rowley  
22 Kerry M. Friedrichs  
23 Sophia S. Kwan

24 Attorneys for Defendants  
25 Berry Petroleum Company, LLC and  
26 Linn Operating, Inc.

1 Dated: June 22, 2015

THE DION-KINDEM LAW FIRM

2  
3 By: /s/ Peter R. Dion-Kindem

Peter R. Dion-Kindem, P.C.

Peter R. Dion-Kindem

Attorneys for Plaintiff Kenneth Willis

6  
7 **ORDER**

8 The Court, having reviewed the Parties' Second Stipulation to Extend Time to Respond to the  
9 Complaint, and finding GOOD CAUSE appearing therefor, hereby GRANTS the Parties' stipulated  
10 request, and hereby extends Defendants' deadline to file a first responsive pleading from June 24, 2015  
11 to July 1, 2015.

12 **Absolutely no further requests for extensions of time to file the responsive pleading will be**  
13 **considered.**

14  
15 IT IS SO ORDERED.

16 Dated: June 23, 2015

/s/ Jennifer L. Thurston  
UNITED STATES MAGISTRATE JUDGE