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15	UNITED STATES DISTRICT COURT		
16	EASTERN DISTRICT OF CALIFORNIA		
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18	OTEVEN VIII ADDEAL A OLIOTINI	O N- 4:40: 04004 IO EDO	
19	STEVEN VILLARREAL, AGUSTIN BENITEZ, and CARLOS MORALES, on	Case No. 1:16-cv-01661-LJO-EPG	
20	behalf of themselves and all others similarly situated,	STIPULATION AND ORDER RE: COMPLAINT/FIRST AMENDED COMPLAINT AND RESPONSE TO SAME	
21	Plaintiffs,	COM LANT AND REGIONOE TO CAME	
22	VS.		
23	PERFECTION PET FOODS, LLC, a California limited liability company,		
24	Defendants.		
25	Defendants.		
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<u>STIPULATION</u>

Plaintiffs STEVEN VILLARREAL, AGUSTIN BENITEZ, and CARLOS MORALES collectively, "Plaintiffs") and Defendant PERFECTION PET FOODS, LLC ("Defendant") hereby agree as follows:

- 1. Plaintiffs filed the complaint in this case on November 2, 2016 (the "Complaint") and notified the Labor and Workforce Development Agency ("LWDA") of their claims on the same day.
- 2. If the LWDA does not notify Plaintiffs of its decision to investigate Plaintiffs' claims on or before January 6, 2016, Plaintiffs intend to file a First Amended Complaint ("FAC") to include Private Attorney General Act claims and penalties. California Labor Code section 2699.3(a)(C) grants Plaintiffs the right to amend the Complaint if the LWDA does not notify Plaintiffs of its intent to investigate.
- Defendant agrees that Plaintiffs may file a FAC on or before January 10,
 2017 to include such claims and penalties.
- 4. While Plaintiffs previously served the Complaint on Defendant, the parties agree that since the FAC may be filed, it makes sense to continue the deadline for Defendant to respond to the Complaint. In the event the FAC is filed, the parties agree that Defendant will simply respond to that pleading. In the event the FAC is not filed, Defendant will respond to the Complaint.
- 4. Accordingly, the parties agree to continue Defendant's deadline to respond to the Complaint to January 24, 2017. In the event the FAC is filed, Defendant will file a response to the pleading on or before January 24, 2017. In the event the FAC is not filed, Defendant will file a response to that pleading on or before January 24, 2017.

1	5. The Mandatory Scheduling Cor	nference in the above captioned-action is
2	set for February 7, 2016. Accordingly, th	ne deadlines addressed by way of this
3	Stipulation will not prevent the Mandatory So	cheduling Conference from proceeding as
4	scheduled and all parties will have appeared	in the case by the time of the Mandatory
5	Scheduling Conference.	
6	IT IS SO STIPULATED.	
7	Pursuant to Civil Local Rule 131(e), concurrence in the filing of this document	
8	has been obtained from Jennifer E. McGuire, Counsel for Plaintiffs on December 8,	
9	2016.	
10		HOYER & HICKS
11	Date: December 8, 2016	/a/ Jamaifar F. MaCuira
12		/s/ Jennifer E. McGuire (as authorized on 1218116)
13		Jennifer E. McGuire Attorneys for Plaintiffs Steven Villarreal,
14		Agustin Benitez, and Carlos Morales
15		DOWLING AARON INCORPORATED
16	Date: December 8, 2016	/s/ Mark D. Kruthers
17	Date. December 6, 2016	Mark D. Kruthers
18		Attorneys for Perfection Pet Foods, LLC
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ORDER Based upon the foregoing stipulation and good cause appearing, Plaintiffs may file a FAC on or before January 10, 2017, and Defendant's deadline to respond to the Complaint is extended to January 24, 2017. IT IS SO ORDERED. Dated: **December 12, 2016**