

1 Zachary M. Best, SBN 166035
2 MISSION LAW FIRM, A.P.C.
3 332 North Second Street
4 San Jose, California 95112
5 Telephone (408) 298-2000
6 Facsimile (408) 298-6046
7 E-mail: service@mission.legal

8 Attorneys for Plaintiff
9 Jose Trujillo

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

JOSE TRUJILLO,) No. 1:17-cv-00380-DAD-SKO
Plaintiff,)
vs.)
DOUA XIONG, individually and dba XIONG)
PHO N SEAFOOD RESTAURANT, et al.,)
Defendants.)

)

IT IS HEREBY STIPULATED by and between Plaintiff, Jose Trujillo (“Plaintiff”), and Defendants, Doua Xiong, individually and dba Xiong Pho N Seafood Restaurant; and Khoua Xiong, individually and dba Xiong Pho N Seafood Restaurant (collectively “Defendants,” and together with Plaintiff, the “Parties”), the parties hereto, through their respective attorneys of record, that Plaintiff may file a First Amended Complaint, a copy of which is attached hereto as Exhibit “A.” This amendment will not modify any date or deadline fixed by the Court’s Scheduling Order dated November 21, 2017 (Dkt. 19) pursuant to Fed. R. Civ. P. 16(b)(4), and is not prejudicial to Defendants, the product of undue delay, proposed in bad faith, or futile.

//

STIPULATION GRANTING PLAINTIFF LEAVE TO FILE FIRST AMENDED COMPLAINT;
ORDER

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

IT IS SO STIPULATED.

Dated: December 8, 2017

MISSION LAW FIRM, A.P.C.

/s/ Zachary M. Best

Zachary M. Best
Attorneys for Plaintiff,
Jose Trujillo

Dated: December 8, 2017

OWDOM LAW FIRM

/s/ Matthew D. Owdom

Attorneys for Defendants,
Doua Xiong, individually and dba Xiong Pho N
Seafood Restaurant; and Khoua Xiong,
individually and dba Xiong Pho N Seafood
Restaurant

ORDER

Pursuant to the parties' above stipulation, **IT IS HEREBY ORDERED** that Plaintiff shall file his First Amended Complaint, a copy of which was attached to the stipulation (Doc. 21, Ex. A), within five (5) calendar days of the date this Order is filed.

IT IS FURTHER ORDERED that Defendants' response thereto shall be filed within fourteen (14) days after the First Amended Complaint is filed.

IT IS SO ORDERED.

Dated: December 11, 2017

/s/ *Sheila K. Oberlo*
UNITED STATES MAGISTRATE JUDGE

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