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9 Attorneys for Defendant
10 JERRY E. COOK, Trustee of THE JERRY E. COOK AND SUZANNE M. COOK FAMILY
11 TRUST as amended and restated in 2005 Bypass Trust

12 UNITED STATES DISTRICT COURT
13 EASTERN DISTRICT OF CALIFORNIA

14 JOSE ACOSTA,

15 Plaintiff,

16 vs.

17 SPEED ENGINEERING & PERFORMANCE
18 CORPORATION dba SPEED
19 ENGINEERING; JERRY E. COOK, Trustee
20 of THE JERRY E. COOK AND SUZANNE
21 M. COOK FAMILY TRUST as amended and
22 restated in 2005 Bypass Trust,

23 Defendants.

Case No. 1:18-cv-00350-LJO-EPG

**STIPULATION GRANTING DEFENDANT
SPEED ENGINEERING &
PERFORMANCE CORPORATION dba
SPEED ENGINEERING LEAVE TO FILE
ANSWER AND ORDER**

(ECF No. 13)

24 **IT IS HEREBY STIPULATED** by and between Plaintiff, Jose Acosta (“Plaintiff”),
25 and Defendant, Speed Engineering & Performance Corporation dba Speed Engineering
26 (“Defendant,” and together with Plaintiff, the “Parties”), through their respective attorneys of record,
27 that: (1) the default entered against Defendant Speed Engineering & Performance Corporation dba
28 Speed Engineering be set aside; and (2) Defendant Speed Engineering & Performance Corporation
dba Speed Engineering may file an Answer to the Complaint, a copy of which is attached hereto as
Exhibit “A.” This answer will not modify any date or deadline fixed by the Court, and is not
prejudicial to Plaintiff, the product of undue delay, proposed in bad faith, or futile.

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IT IS FURTHER STIPULATED that Defendant will file its Answer to the Complaint within five (5) calendar days of the Court's Order permitting such filing.

IT IS SO STIPULATED.

Dated: June 1, 2018

MISSION LAW FIRM, A.P.C.

By: /s/ Zachary M. Best
Zachary M. Best
Attorney for Plaintiff,
Jose Acosta

Dated: June 1, 2018

DOWLING AARON INCORPORATED

By: /s/ G. Andrew Slater
G. ANDREW SLATER
Attorney for Defendant
JERRY E. COOK, Trustee of THE JERRY E.
COOK AND SUZANNE M. COOK FAMILY
TRUST as amended and restated in 2005
Bypass Trust

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ORDER

Pursuant to the Parties' stipulation (ECF No. 13), and good cause appearing,

IT IS ORDERED that (1) the stipulation is granted; (2) the default previously entered against Defendant Speed Engineering & Performance Corporation dba Speed Engineering (ECF No. 9) is set aside; and (3) Defendant Speed Engineering & Performance Corporation dba Speed Engineering shall file its Answer to the 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.

Dated: June 4, 2018

/s/ Eric P. Groj
UNITED STATES MAGISTRATE JUDGE