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Attorneys for Defendant
INDIAN RIVER TRANSPORT CO.

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

CHARLES W. COOLEY on behalf of
himself and all others similarly situated,

Plaintiffs,

v.

INDIAN RIVER TRANSPORT CO., a
Florida Corporation, and DOES 1-10,
inclusive,

Defendants.

CASE NO.: 1:18-CV-00491-WBS-
BAM

Judge: William B. Shubb

**STIPULATION AND ORDER
ALLOWING PLAINTIFF TO FILE
FIRST AMENDED COMPLAINT**

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Complaint Filed: April 7, 2017

1 WHEREAS on April 7, 2017, Plaintiff Charles Cooley (“Plaintiff”) filed his
2 Complaint for violations of the California Labor Code and Unfair Competition Law
3 against Indian River Transport Co. (“Defendant”).

4 WHEREAS Plaintiff seeks to file a First Amended Complaint, which adds
5 two proposed Class Representatives, Nicholas Marone and Grady Anderson.

6 WHEREAS a copy of Plaintiff’s proposed First Amended Complaint is
7 attached hereto as **Exhibit “A.”**

8 WHEREAS Defendant does not oppose Plaintiff filing a First Amended
9 Complaint limited to adding the above proposed putative Class Representatives.

10 IT IS HEREBY STIPULATED, by and between Plaintiffs and Defendant, by
11 and through their respective counsel, that:

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13 1. Defendant does not oppose the Court’s granting Plaintiff leave to file his
14 First Amended Complaint, which is limited to adding two proposed putative Class
15 Representatives, a copy of which is attached hereto as Exhibit “A.”

16 2. Defendant’s responsive pleading shall be due thirty (30) days after the
17 First Amended Complaint is filed.

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19 **ORDER**

20 The Court having reviewed the foregoing Stipulation, and good cause
21 appearing therefore:


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23 IT IS HEREBY ORDERED that Plaintiff Charles Cooley is granted leave to
24 amend to file his First Amended Complaint, a copy of which is attached hereto as
25 Exhibit “A.”

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27 IT IS ALSO ORDERED that Defendant’s responsive pleading shall be due
28 thirty (30) days after the First Amended Complaint is filed.

1 IT IS FURTHER ORDERED that the First Amended Complaint is deemed
2 filed as of the date this Order is transmitted via the CM/ECF system.

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4 IT IS SO ORDERED.

5 Dated: June 7, 2018

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7 WILLIAM B. SHUBB
8 UNITED STATES DISTRICT JUDGE
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