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SAMSUNG ELECTRONICA AMERICA, INC.
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9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA
11 FRESNO DIVISION

12 PAUL KERKORIAN, an individual, on
behalf of himself and all other similarly
13 situated,

14 Plaintiff,

15 v.

16 SAMSUNG ELECTRONICS
AMERICA, INC., a New Jersey
17 corporation, and DOES 1 through 25,
inclusive,

18 Defendant.
19

Case No. 1:18-cv-00870-DAD-SKO

**JOINT STIPULATION AND ORDER
TO EXTEND TIME TO RESPOND
TO FIRST AMENDED COMPLAINT**

(Doc. 11)

20
21 This Joint Stipulation to Extend Time to Respond to First Amended
22 Complaint is entered into by and between, on the one hand, Plaintiff Paul Kerkorian
23 (“Plaintiff”), and, on the other hand, Defendant Samsung Electronics America, Inc.
24 (“Defendant”).

25 **RECITALS**

26 WHEREAS, Plaintiff filed his Complaint on June 22, 2018 (Dkt. No. 2);

27 WHEREAS, Plaintiff filed his First Amended Complaint (“FAC”) on July 3,
28

1 2018 (Dkt. No. 8);

2 WHEREAS, Plaintiff personally served the FAC on Samsung on July 10,
3 2018 (*See* Dkt. No. 9);

4 WHEREAS, pursuant to Rule 15(a)(3) of the Federal Rules of Civil
5 Procedure, Defendant's time to answer or otherwise respond to the FAC is presently
6 July 31, 2018;

7 WHEREAS, Defendant has requested and Plaintiff has consented to an
8 additional 28 days for Defendant to answer or otherwise respond to the FAC;

9 WHEREAS, an additional 28 days for Defendant to answer or otherwise
10 respond to the FAC will not alter the date of any event or any deadline already fixed
11 by Court order;

12 WHEREAS, Defendant has not previously requested any extension of time in
13 this case;

14 **STIPULATION**

15 BASED UPON THE FOREGOING, THE PARTIES HEREBY STIPULATE
16 AND AGREE AS FOLLOWS:

17 The deadline for Defendant to answer or otherwise respond to the First
18 Amended Complaint in this matter shall be extended by twenty-eight (28) days,
19 from July 31, 2018 to August 28, 2018.

20 Dated: August 2, 2018

RUTAN & TUCKER, LLP
MICHAEL D. ADAMS
BRIAN C. BERGGREN
DANIELLE SERBIN

21
22
23 By: /s/ Michael Adams

24 Michael D. Adams
25 Attorneys for Defendant
26 SAMSUNG ELECTRONICA
27 AMERICA, INC.
28

1 Dated: August 2, 2018

WEBB LAW GROUP, APC
LENDEN F. WEBB
CHRISTOPHER E. NICHOLS

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4 By: /s/ Christopher E. Nichols

5 Christopher E. Nichols
6 Attorneys for Plaintiff
7 PAUL KERKORIAN

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10 **ORDER**

11 Upon consideration of the parties' Joint Stipulation to Extend Time to Respond
12 to First Amended Complaint (Doc. 11), and pursuant Local Rule 144(a), Defendant
13 Samsung Electronics America, Inc. is HEREBY GRANTED an extension of time of
14 an additional twenty-eight (28) days, up to and including August 28, 2018, to respond
15 to the First Amended Complaint in this action.

16
17 IT IS SO ORDERED.

18 Dated: August 2, 2018

19 /s/ Sheila H. Oberto
20 UNITED STATES MAGISTRATE JUDGE