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Arthur S. Ito and Joan Bell
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8 **U.S. DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**

10 GENERAL PRODUCE CO., LTD., a)
California limited partnership,)
11)
Plaintiff,)
12)
vs.)
13)
ALEX R. THOMAS & CO., a California)
14 corporation doing business as GOT)
FRUIT and RIPPLE RILEY THOMAS;)
15 MENDOCINO GOLD GIFTS, LLC, a)
California limited liability company;)
16 RIPPLE RILEY THOMAS, LLC, a)
California limited liability company;)
17 ALEX R. THOMAS, III, an individual;)
STEPHEN N. THOMAS, an individual;)
18 ANNE I. THOMAS; ARTHUR S. ITO, an)
individual; JOAN BELL, an individual;)
19 and SAVINGS BANK OF MENDOCINO)
COUNTY,)
20)
Defendants.)
21)

Case No. 2:08-cv-01084-JAM-EFB
**STIPULATION TO CONTINUE
HEARING DATE FOR PENDING
MOTION FOR SUMMARY
JUDGMENT AND MOTION TO
DISMISS; AND ORDER THEREON**
[Local Rule 78-230(g)]
Date: 9/1/10
Time: 9:30 a.m.
Ctrm/Dept: 6 (14th Floor)
Judge: Hon. John A. Mendez
Location: 501 I Street
Sacramento, CA 95814

22
23 Defendants Anne I. Thomas, Arthur S. Ito and Joan Bell, and plaintiff General
24 Produce Co., Ltd., a California limited partnership, hereby stipulate that defendant
25 Anne I. Thomas' pending motion for summary judgment, currently set for hearing on
26 September 1, 2010, and defendants Arthur S. Ito and Joan Bell's pending motion to
27 dismiss, currently set for hearing on September 1, 2010, shall be continued to October 6,
28 2010, which is the current hearing date for plaintiff's pending motion to file a third

1 amended complaint. The parties stipulate that the defendants' time to reply to plaintiff's
2 opposition to their respective pending motions shall be calculated based upon the new
3 hearing date of October 6, 2010.

4 SO STIPULATED.

5 ANDERSON, ZEIGLER, DISHAROON,
6 GALLAGHER & GRAY,

7 Date: August 24, 2010

By _____
Daniel E. Post

8
9 Date: August 24, 2010

By _____
Allison C. Fries

10
11 Attorneys for Anne I. Thomas, Arthur S. Ito
and Joan Bell

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13 NOMELLINI, GRILLI & McDANIEL

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15 Date: August 24, 2010

By /s/Daniel E. McDaniel
Daniel A. McDaniel

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17 Attorneys for General Produce Co., Ltd., a
California limited partnership

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ORDER

The Court having the reviewed the parties' above stipulation,
IT IS SO ORDERED.

DATED: 8/23/2010

/s/ John A. Mendez
Judge John A. Mendez