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 13 UNITED STATES DISTRICT COURT
 14 EASTERN DISTRICT OF CALIFORNIA
 15 SACRAMENTO DIVISION

16 SECURITIES AND EXCHANGE COMMISSION,
 17
 18 Plaintiff,
 19 v.
 20 DAVID A. SOUZA and D.A. SOUZA
 21 INVESTMENTS, LLC,
 22
 23 Defendants.

Case No. 2:09-CV-02421-FCD-KJM

**SECOND STIPULATION AND
 ORDER FOR EXTENSION OF
 TIME TO ANSWER OR
 OTHERWISE RESPOND TO
 COMPLAINT**

24 Plaintiff Securities and Exchange Commission (“Commission”) and defendants David A.
 25 Souza and D.A. Souza Investments, LLC (collectively, “Defendants”), through their respective
 26 counsel, stipulate and agree as follows:

- 27 1. On September 18, 2009, the parties entered into a Stipulation granting Defendants
 28 two weeks’ additional time, to and including October 5, 2009, to answer or
 otherwise respond to the complaint in this action served on Defendants on
 August 30, 2009;

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2. In order to explore settlement of this action, Defendants have requested an additional week, to and including October 13, 2009, to answer or otherwise respond to the complaint, to which the Commission has agreed.

ACCORDINGLY, THE PARTIES HEREBY STIPULATE AND AGREE, subject to approval by the Court, that Defendants may have an additional week, to and including October 13, 2009, to answer or otherwise respond to the complaint in this action.

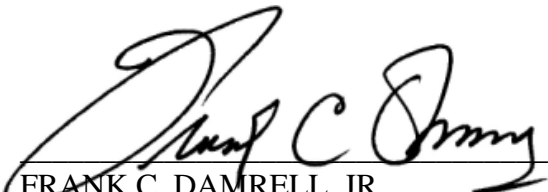
DATED: October 2, 2009 /s/ Roger V. Jaffe
Roger V. Jaffe
Attorney for Defendants DAVID A. SOUZA and
D.A. SOUZA INVESTMENTS, LLC
[Original signature retained by Judith L. Anderson, Attorney for Plaintiff]

DATED: October 2, 2009 /s/ Judith L. Anderson
Judith L. Anderson
Attorney for Plaintiff
SECURITIES AND EXCHANGE COMMISSION

ORDER

For good cause shown, IT IS SO ORDERED.

Dated: October 2, 2009


FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE