1 2	MARC J. FAGEL (Cal. Bar No. 154425)  JUDITH L. ANDERSON (Cal. Bar No. 124281)  andersonju@sec.gov			
3	JENNIFER L. SCAFE (Cal. Bar No. 194649) scafej@sec.gov			
4	Attorneys for Plaintiff SECURITIES AND EXCHANGE COMMISSION 44 Montgomery Street, 26th Floor San Francisco, California 94104 Telephone: (415) 705-2500			
5				
6				
7	Facsimile: (415) 705-2501			
8				
9	UNITED STATES DISTRICT COURT			
10	EASTERN DISTRICT OF CALIFORNIA			
11	SACRAMENTO DIVISION			
12				
13	SECURITIES AND EXCHANGE COMMISSION,	Case No. 2:09-CV-02421-FCD-KJM		
14 15	Plaintiff, v.	FOURTH STIPULATION AND ORDER FOR EXTENSION OF		
16	DAVID A. SOUZA and D.A. SOUZA	TIME TO ANSWER OR OTHERWISE RESPOND TO		
17	INVESTMENTS, LLC,	COMPLAINT		
18	Defendants.			
19				
20	This stipulation between plaintiff Securities and Exchange Commission ("Commission")			
21	and defendants David A. Souza and D.A. Souza Investments, LLC (collectively, "Defendants"),			
22	through their respective counsel, is based upon the following facts:			
23	1. On September 18, 2009, the parties ent	ered into a Stipulation granting Defendants		
24	two weeks' additional time, to and incl	uding October 5, 2009, to answer or		
25	otherwise respond to the complaint in t	his action served on Defendants on		
26	August 30, 2009;			
27				
28				

1

1	2.	2. In order to explore settlement of this action, the parties entered into a Second		
2		Stipulation extending the time for Defendants' response to and including		
3		October 13, 2009;		
4	3.	To allow settlement negotiations to continue, the parties entered into a Third		
5		Stipulation extending the time for Defendants' response to and including		
6		October 19, 2009;		
7	4.	To allow settlement negotiations to continue further, Defendants requested		
8		additional time, to and including October 26, 2009, to respond to the complaint, to		
9		which the Commission a	greed	
10	NOW, THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE, subject to			
11	approval by t	pproval by the Court, that Defendants may have an additional week, to and including		
12	October 26, 2	October 26, 2009, to answer or otherwise respond to the complaint in this action.		
13				
14	DATED: October 19, 2009		/s/ Roger Jaffe Roger V. Jaffe	
15			Attorney for Defendants DAVID A. SOUZA and	
16	D.A. SOUZA INVESTMENTS, LLC [Original signature retained by office of Judith L. Anderson, Attorney for Plaintiff]			
17				
18	DATED: October 19, 2009		/s/ Judith L. Anderson Judith L. Anderson	
19			Attorney for Plaintiff	
20			SECURITIES AND EXCHANGE COMMISSION	
21			ODDED	
22	ORDER For good cause shown, IT IS SO ORDERED			
23	For good cause shown, IT IS SO ORDERED.			
24	Dated: Octob	or 21, 2000		
25	Dated: Octob	er 21, 2009	/ OC Shares	
26			FRANK C. DAMRELL, JR.	
27			UNITED STATES DISTRICT JUDGE	
28				