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1. No extension of time has been previously obtained.
2. Defendants Richard Gardner, Individually and d/b/a Red Hut Waffle Shop and Nancy Gardner, Individually and d/b/a Red Hut Waffle Shop are granted an extension until December 6, 2010 to respond or otherwise plead reference to Plaintiff's complaint.
3. Defendants Richard Gardner, Individually and d/b/a Red Hut Waffle Shop and Nancy Gardner, Individually and d/b/a Red Hut Waffle Shop's response will be due no later than December 6, 2010.

IT IS SO STIPULATED effective as of November 4, 2010

Dated: November 12, 2010

/s/ David R. Cochran
David R. Cochran, Esq.,
SBN 148097
Attorney for Defendants
Richard Gardner,
Individually and d/b/a
Red Hut Waffle Shop;
Nancy Gardner,
Individually and d/b/a
Red Hut Waffle Shop

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Dated: November 4, 2010

/s/Scott N. Johnson
Scott N. Johnson,
Attorney for Plaintiff

IT IS SO ORDERED: that Richard Gardner, Individually and d/b/a Red Hut Waffle Shop and Nancy Gardner, Individually and d/b/a Red Hut Waffle Shop Defendants shall have until December 6, 2010 to respond to complaint.

Dated: November 15, 2010


FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE