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7 Attorneys for Defendants  
 8 STROMER FAMILY 2000 REVOCABLE TRUST  
 9 dba STROMER REALTY; JOE'S QUALITY AUTO  
 10 REPAIR; TOLTEC INVESTORS AND DEVELOPMENT  
 11 GROUP, LLC; DAN ANDREASON dba CLEAN RITE;  
 12 SUTTER ORCHARD SUPPLY and JAMES E. ABBOTT;  
 13 AATCO TRANSMISSION; DAVID & SANDRA LANZA  
 14 and ACCESS DENTAL; JAMES M. SILLER, DC

15 **UNITED STATES DISTRICT COURT**  
 16 **EASTERN DISTRICT OF CALIFORNIA**

17 GEORGE S. LOUIE,  
 18  
 19 Plaintiff,  
 20 v.

CASE NO. 11-cv-00108-MCE-EFB

21 STOMER FAMILY 2000 REVOCABLE  
 22 TRUST dba STROMER REALTY and  
 23 DOES 1-20; CICKRE FAMILT TRUST and  
 24 DOES 1-20; KENNETH L. APPLE dba  
 25 SUNBURST PATIO & FIRESIDE and  
 DOES 1-20; YUBA GOLD INVESTORS,  
 LLC dba RE/MAX GOLD and DOES 1-20;  
 TUAN KE TUONG and JOE'S QUALITY  
 AUTO REPAIR and DOES 1-20; GLINES  
 CARPERT, INC. dba CARPERT  
 CLEANERS and DOES 1-20; NUT TREE  
 GAS, INC. dba NTG and Does 1-20;

**EX PARTE APPLICATION FOR  
 EXTENSION OF TIME TO RESPOND TO  
 COMPLAINT UP TO AND INCLUDING  
 FIFTEEN (15) DAYS FOLLOWING THE  
 COURT'S RULING ON DEFENDANTS'  
 MOTION TO SEVER OR IN THE  
 ALTERNATIVE TO DISMISS MISJOINED  
 DEFENDANTS WITHOUT PREJUDICE  
 AND ORDER**

**DATE: March 16, 2011**  
**TIME: 10:00 a.m.**  
**COURTROOM: 24**  
**MAGISTRATE**  
**JUDGE: Edmund F. Brennan**

1 TOLTEC INVESTORS and  
2 DEVELOPMENT GROUP, LLC and DAN  
3 ANDREASON dba CLEAN CLEAN RITE  
4 and DOES 1-20; SUTTER ORHARD  
5 SUPPLY and JAMES E, ABBOTT and  
6 DOES 1-20; AATCO TRANSMISSION  
7 and DOES 1-20; DAVID & SANDRA  
8 LANZA and ACCESS DENTAL;  
9 BALWINDER & RANJINDER MALHI  
10 and NICE INN MOTEL; TERYAKI  
11 HOUSE and DOES 1-20; SERRA  
12 HEALTH CARE and DOES 1-20; JAMES  
13 M. SIKKER, DC and DOES 1-20 and  
14 KAMALJET KAHLOM and DOES 1-20,

Defendants.

11 I, CRIS C. VAUGHAN, declare:

12 1. I am an attorney at law duly admitted to practice before this Court and  
13 represent Defendants, STROMER FAMILY 2000 REVOCABLE TRUST dba STROMER  
14 REALTY sued erroneously as STOMER FAMILY 2000 REVOCABLE TRUST; JOE'S  
15 QUALITY AUTO REPAIR; TOLTEC INVESTORS AND DEVELOPMENT GROUP,  
16 LLC; DAN ANDREASON dba CLEAN RITE sued erroneously as DAN ANDREASON  
17 dba CLEAN CLEAN RITE; SUTTER ORCHARD SUPPLY and JAMES E. ABBOTT;  
18 AATCO TRANSMISSION; DAVID & SANDRA LANZA and ACCESS DENTAL; and  
19 JAMES M. SILLER, DC sued erroneously as JAMES M. SIKKER, DC, in this matter.

20 2. I have prepared and filed prior to the filing of this Ex Parte Application for  
21 an Extension of Time to Respond to the Complaint, a Motion to Sever or Dismiss  
22 Misjoined Defendants in this matter. The hearing date for this Motion is March 16, 2011.

23 3. Prior to preparing this Ex Parte Application for an Extension of Time to  
24 Respond to the Complaint, I spoke with the Pro Per Plaintiff, George Louie, by  
25

1 telephone. Mr. Louie stated during our call that he would not grant any extensions of  
2 time to respond to the Complaint thereby making this Ex Parte Application necessary.

3 4. The Complaint in this matter names seventeen (17) defendants which  
4 include at least sixteen (16) different businesses at different business locations in the  
5 Yuba City, California area. The Complaint alleges violation of the Americans with  
6 Disabilities Act and California State Law based upon a contention that the parking lot of  
7 each property is not accessible.

8 5. This Ex Parte Application seeks an extension of time up to and including  
9 fifteen (15) days following the Court's ruling on the Motion to Sever Defendants for the  
10 filing of a response by each defendant represented by this office.

11 I declare under penalty of perjury in accordance with the laws of the United  
12 States that the foregoing is true and correct.

13 Executed on this 8th day of February, 2011 at Loomis, California.

14  
15 By:  /s/ Cris C. Vaughan  
16 CRIS C. VAUGHAN

17  
18 ORDER

19 The Ex Parte Application by counsel for Defendants for an extension of time up to and  
20 including **fourteen (14)** days following the Court's ruling on Defendants' Motion to Sever  
21 Misjoined Defendants is granted. Defendants' Answer shall be filed no later than **fourteen (14)**  
22 days following the Court's ruling on Defendants' Motion to Sever Misjoined Defendants.

23 IT IS SO ORDERED

24 Dated: February 9, 2011.

25  
  
EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE