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EASTERN DISTRICT OF CALIFORNIA
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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KYLE DEI ROSSI and MARK LINTHICUM, on
behalf of themselves and those similarly situated,

Plaintiffs,

v.

WHIRLPOOL CORPORATION,

Defendant.

Case No. 2:12-CV-00125-TLN-JFM

Hon. Troy L. Nunley

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME TO
FILE AND RESPOND TO SECOND
AMENDED COMPLAINT**

1 Plaintiffs filed a First Amended Class Action Complaint (“Complaint”) against Defendant
2 Whirlpool Corporation (“Whirlpool”) on September 25, 2012. Dkt. No. 56. Defendant filed a
3 Motion to Dismiss the Complaint Pursuant to Fed. R. Civ. P. 9(b) and 12(b)(6) on October 15,
4 2012. Dkt. No. 59. On March 28, 2013, Judge Mendez issued an order granting Defendant’s
5 motion without prejudice. Dkt. No. 67. The Court directed Plaintiffs to file a Second Amended
6 Complaint by April 17, 2013, and indicated that Defendant’s response would be due within 20 days
7 of the filing of Plaintiffs’ Second Amended Complaint.

8 Plaintiffs’ counsel conferred with Defendant’s counsel on April 11, 2013 regarding an
9 extension of time of Plaintiffs to file their Second Amended Complaint and an extension of time
10 for Defendant to file a responsive pleading. Pursuant to Eastern District of California Local Rule
11 144(a), Plaintiffs and Defendant hereby stipulate that Plaintiffs shall have an additional 7 days to
12 file their Second Amended Complaint, or until April 24, 2013. The parties also stipulate that
13 Defendant shall have an additional 7 days to respond to the Second Amended Complaint, or until
14 May 21, 2013.

15
16 Dated: April 12, 2013

Respectfully submitted,

BURSOR & FISHER, P.A

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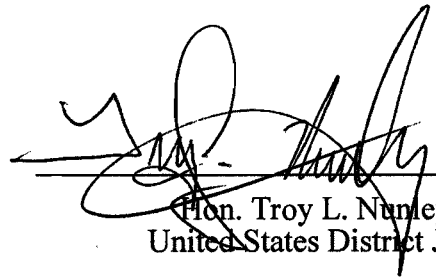
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Attorneys for Defendants

IT IS SO ORDERED.

Dated: 4/16/13



Hon. Troy L. Nunley
United States District Judge