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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

C.H., minor, by and through Guardian ad Litem
KATHRYN R.,

Plaintiff,

No. 2:12-02083 KJM GGH

vs.

STATE OF CALIFORNIA,
DEPT. OF HEALTH CARE SERVICES,

ORDER

Defendants.

_____ /

On October 10, 2012, the Clerk of Court entered a default against defendant Department of Health Care Services after it did not file a responsive pleading within 21 days of service of process. Defendant's failure to file a responsive pleading was on account of a calendaring error. The parties therefore stipulate that the default shall be set aside, and that defendant shall be granted a 21 day extension to answer the complaint filed in this case.

Considering the agreement of the parties and good cause being shown,

IT IS ORDERED:

- 1. That plaintiff's motion for default judgment filed on October 10, 2012 (dkt. 11) is vacated; and

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1 2. Defendants shall file a responsive pleading to plaintiff's August 8, 2012
2 complaint (dkt. 2) on or before November 2, 2012.

3 DATED: October 16, 2012
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5 /s/ Gregory G. Hollows
6 UNITED STATES MAGISTRATE JUDGE
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