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Attorney for Plaintiff  
 MARSHALL LOSKOT

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

11	MARSHALL LOSKOT,	)	<b>CASE NO. 2:13-cv-00213-JAM-JFM</b>
12	Plaintiff,	)	<b>AMENDED REQUEST AND</b>
13	v.	)	<b>STIPULATION TO EXTEND TIME FOR</b>
14		)	<b>FEE APPLICATION; and ORDER</b>
15	ANNIE’S PANDA GARDEN; SHIH KUN	)	<b>THEREON</b>
16	WANG and HONG YING WANG, as Co-	)	
17	Trustees under that certain DECLARATION)	)	
18	OF TRUST executed September 21, 1993;	)	
19	and SU NI ZHENG, an individual dba	)	
20	ANNIE’S PANDA GARDEN,	)	
21	Defendants.	)	

The parties by, through their respective attorney of record, request that this Court extend the time to for Plaintiff’s to submit his Fee Application to January 15, 2015, for the following reasons:

1. **Whereas**, plaintiff’s counsel will be out of the County of Marin and/or State of California from November 22, 2014 through December 10, 2014, and on vacation from December 23, 2014 through January 5, 2015; and

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1           2.       **Whereas**, defendants' counsel, as of the date of this stipulation, is presently out of  
2 State from November 21, 2014 through December 5, 2014, and his office will be closed from  
3 December 23, 2014 to January 2, 2015; and

4           3.       **Whereas**, defense counsel Michael Welch, in discussing the settlement aspects  
5 with his clients has to deal with cultural differences.

6           **IT IS SO STIPULATED:**

7           It is stipulated and respectfully requested that the plaintiff has up to and including January  
8 15, 2015, to submit a Fee Application.

9  
10 Dated: November 25, 2014

THOMAS E. FRANKOVICH,  
***A PROFESSIONAL LAW CORPORATION***

11  
12 By: /s/ Thomas E. Frankovich  
13 Thomas E. Frankovich  
14 Attorney for Plaintiff CRAIG YATES, an  
individual

15  
16 Dated: November 25, 2014

MICHAEL WELCH  
**Michael Welch & Associates**

17  
18 By: /s/Michael D. Welch  
19 Michael D. Welch  
20 Attorney for Defendants ANNIE'S PANDA  
21 GARDEN; SHIH KUN WANG and HONG qYING  
22 WANG, as Co-Trustees under that certain  
23 DECLARATION OF TRUST executed September  
24 21, 1993; and SU NI ZHENG, an individual dba  
25 ANNIE'S PANDA GARDEN  
26  
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1 **ORDER**

2 **PURSUANT TO STIPULATION, IT IS SO ORDERED:** That plaintiff shall have up  
3 to and including January 15, 2015, to file a Fee Application in the above - captioned action.  
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5  
6 Dated: November 25, 2014

/s/ John A. Mendez  
Honorable Judge John A. Mendez  
United States District Court,  
Eastern District of California