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8 Attorneys for Third-Party Defendant,
MUOI LAM
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10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12

13 JEANETTE HOANG, YUN WU, GUANG GU
14 XIANG, MENGTING FANNY KUO, GIA
NHAM THANH, EDMOND CAU VAN, GAO
15 ZHI WEI, DANNY HUNG LEUNG, YE-GUI
BU, and COOC MAN COONG,

16 Plaintiffs,

17 v.

18 VINH PHAT SUPERMARKET, INC., a
19 California Corporation; SAU V. VONG, as an
individual; CAM LY, as an individual; SUYING
20 PLASKETT, as an individual; and DOES 1 to
100, inclusive,
21 Defendants.

CASE NO. 2:13-cv-00724-WBS-EFB
**STIPULATION AND [PROPOSED]
ORDER**

22 AND RELATED ACTIONS
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24
25 Whereas, Third-Party Plaintiffs Suying Plaskett, Sau Vong, and Cam Ly (aka Chan Cam Ly)
26 (collectively “Third Party Plaintiffs”) and Third-Party Defendant Muoi Lam (“Third-Party
27 Defendant”) previously stipulated to extend the time for Third-Party Defendant to respond to the
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1 Third-Party Complaint to November 27, 2013, pursuant to Local Rule 144(a), in order to pursue
2 alternative dispute resolution.

3 Whereas, Third Party Plaintiffs and Third-Party Defendant previously stipulated to extend
4 the deadline to respond to thirty days following mediation in order to enable all parties in the action
5 to participate in a mediation, which the Court approved by Order on or about November 20, 2013.

6 Whereas, all parties to the entire action participated in a mediation on December 17, 2013,
7 wherein the parties to the original complaint in this matter agreed to settle their claims against
8 Defendants Vinh Phat Supermarket, Suying Plaskett, Sau Vong, and Cam Ly.

9 Whereas, the parties to this stipulation are continuing to work towards final resolution of the
10 Third-Party Complaint as an extension of the mediation process, following the settlement of the
11 claims by the Plaintiffs.

12 Whereas, both sides wish to avoid burdening the Court with and incurring the expense of
13 motion practice, including, without limitation motion practice under Rule 12(b)(6), concerning the
14 Third-Party Complaint, which Third-Party Defendant will file should the parties fail to resolve the
15 dispute as between these parties.

16 Whereas, this Stipulation is entered pursuant to Federal Rules of Civil Procedure Rule 6 and
17 Local Rule 144(a).

18 Therefore, Third-Party Plaintiffs and Third-Party Defendant hereby stipulate that Third-Party
19 Defendant shall have until February 18, 2014 to respond to the Third Party Complaint.

20 Third-Party Plaintiffs and Third-Party Defendant also hereby respectfully request the Court
21 issue the attached [Proposed] Order so extending Third-Party Plaintiff's time to respond.

22 **SO STIPULATED**

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Dated: January 16, 2014

Respectfully submitted,

LOCKE LORD LLP

By: /s/ Daniel A. King

DANIEL A. KING
Attorneys for Third-Party Defendant
MUOI LAM

Dated: Dated: January 16, 2014

SEGAL & KIRBY LLP


By: /s/ John T. Kinn

JOHN T. KINN
Attorneys for Third-Party Plaintiffs
SAU V. VONG, CAM LY, and SUYING
PLASKETT

1 **Order**

2 For good cause shown, the Court hereby extends Third-Party Defendant Muoi Lam's time to
3 respond to the Third-Party Complaint filed by Third-Party Plaintiffs Suing Plaskett, Sau Vong, and
4 Chan Cam Ly on August 26, 2013 in the above captioned matter (Docket No. 31) until February 18,
5 2014.

6 Dated: January 17, 2014

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8 WILLIAM B. SHUBB
9 UNITED STATES DISTRICT JUDGE
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