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5 Attorneys for Plaintiff,
 TAT TOHUMCULUK A. S.

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 9 **IN THE UNITED STATES DISTRICT COURT**
 10 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

11 TAT TOHUMCULUK A. S., a Turkish)
 company,)
 12)
 Plaintiff,)
 13)
 v.)
 14)
 H.J. HEINZ COMPANY, a Pennsylvania)
 15 corporation registered to do business in)
 California, and HEINZSEED, a division of)
 16 H.J. HEINZ COMPANY ,)
 17)
 Defendants.)

CASE NO. 2:13-cv-00773-WBS-KJN

**STIPULATION AND [PROPOSED] ORDER
 TO CONTINUE MOTION TO DISMISS**

Proposed Hearing Information:
Date: August 12, 2013
Time: 2:00 p.m.
Courtroom: 5

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 19 WHEREAS, on May 30, 2013 Defendants H. J. HEINZ COMPANY L.P., erroneously sued as
 20 "H. J. Heinz Company" and HEINZSEED, an unincorporated division of H.J. HEINZ COMPANY L.P.
 21 (collectively, "Defendants") filed their Motion of Defendant to Dismiss Complaint of Plaintiff (the
 "Motion");¹

22 WHEREAS, the Motion is currently scheduled to be heard on July 29, 2013;

23 WHEREAS, counsel for Plaintiff TAT TOHUMCULUK A. S. ("Plaintiff") is unavailable to
 24 attend the hearing on July 29, 2013 due to a previously scheduled vacation day; and
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¹ ECF No. 12.

1 WHEREAS, counsel for Defendants and for Plaintiff wish to stipulate to move the hearing date
2 on the Motion to August 12, 2013 at 2:00 p.m. and to have the deadlines to file the opposition and the
3 reply relating to the motion re-set accordingly;

4 THEREFORE, IT IS HEREBY STIPULATED between counsel for Plaintiff and counsel for
5 Defendants that:

- 6 1. The hearing on the Motion is continued to August 12, 2013 at 2:00 p.m. in Courtroom 5;
- 7 2. Plaintiff's opposition to the Motion will be due on or before July 22, 2013; and
- 8 3. Defendants' reply to Plaintiff's opposition to the Motion will be due on or before August
9 2, 2013.

10 SO STIPULATED.

11 Dated: June 3, 2013

ANASTASSIOU & ASSOCIATES

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13 By: /s/ Effie F. Anastassiou
14 Effie F. Anastassiou, Esq.
15 Attorneys for Plaintiff,
16 TAT TOHUMCULUK A. S.

17 Dated: June 5, 2013

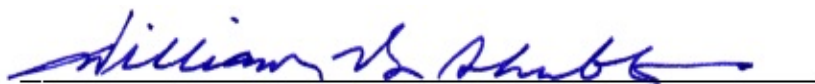
REED SMITH LLP

18 By: /s/ Michael T. Scott
19 Michael T. Scott, Esq.
20 Attorneys for Defendants,
21 H. J. HEINZ COMPANY L.P., erroneously sued as
22 "H. J. Heinz Company" and HEINZSEED, an
23 unincorporated division of H.J. HEINZ
24 COMPANY, L.P.

25 **ORDER**

26 Pursuant to the foregoing stipulation of the parties,
27 IT IS SO ORDERED.

28 Dated: June 7, 2013


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE