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 CALIFORNIA SPORTFISHING PROTECTION ALLIANCE

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

15 CALIFORNIA SPORTFISHING PROTECTION
 16 ALLIANCE , a non-profit corporation,

17 Plaintiff,

18 vs.

19 DRAGON ESP LTD., a corporation,

20 Defendant.

Case No. 2:14-CV-01380-TLN-AC

**STIPULATION AND ORDER
 EXTENDING TIME TO RESPOND
 TO COMPLAINT**

Assigned to: District Judge Troy L.
 Nunley

23 Plaintiff California Sportfishing and Protection Alliance (“CSPA”) and Defendant Dragon
 24 Products ESP, Ltd. (“Dragon”) (together, the “Parties”), through their respective counsel of record,
 25 hereby stipulate to, and seek the Court’s approval of, an order extending time for Dragon to move,
 26 answer, or otherwise respond to CSPA’s Complaint for Declaratory and Injunctive Relief and Civil
 27 Penalties (the “Complaint”).

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1 **RECITALS**

2 WHEREAS, CSPA commenced this action with the filing of its Complaint on June 9, 2014;

3 WHEREAS, by letter dated September 26, 2014, CSPA asked Dragon to waive service of
4 summons; and Dragon executed a Waiver of Service of Summons on September 29, 2014;

5 WHEREAS, the Parties have been engaged in discussions aimed at resolving this dispute;

6 WHEREAS, those discussions have been productive and are ongoing;

7 WHEREAS, consistent with the progress towards settlement, the Parties previously
8 stipulated and agreed to extend Dragon's deadline to move, answer, or otherwise respond to the
9 Complaint by 28 days, to and including December 23, 2014, pursuant to Local Rule 144(a);

10 WHEREAS, consistent with the progress towards settlement, the Parties stipulated and
11 agreed and the Court has so ordered that the Parties' time to submit a joint status report is extended
12 to and including January 23, 2014;

13 WHEREAS, in light of the substantial progress the Parties have made towards settlement, the
14 Parties believe it would minimize the burden on the Court and conserve the Parties' resources to
15 defer the preparation and submission of Dragon's response to the Complaint for a short additional
16 amount of time;

17 WHEREAS, the Parties believe that by late January, they should either have reached a
18 settlement of this matter or have determined that they will be unable to agree upon terms of a
19 settlement in the present posture of the dispute such that it would then be appropriate to return to a
20 normal litigation posture; and

21 WHEREAS, the Parties do not anticipate seeking any further extension of Dragon's deadline
22 to move, answer, or otherwise respond to the Complaint in the event a settlement is not reached, and
23 instead expect that Dragon would, in that event, respond to the Complaint at the expiration of the
24 extension sought by this Stipulation.

25 **STIPULATION**

26 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and among the
27 Parties, through their respective undersigned counsel, and subject to the approval of the Court, that
28 the Parties will continue working to resolve this dispute through settlement. To the extent the Parties

1 have not by then already submitted a proposed consent decree or other settlement paper to the Court,
2 Dragon's deadline to move, answer, or otherwise respond to the Complaint is extended to and
3 including January 23, 2015.

4
5 Dated: December 16, 2014

VINSON & ELKINS LLP

6 By: /s/ Michael L. Charlson
7 Michael L. Charlson

8 Attorneys for Defendant
9 DRAGON ESP, LTD.

10 Dated: December 16, 2014

LOZEAU DRURY LLP

11 By: /s/ Douglas J. Chermak (as authorized on
12 December 16, 2014)
13 Douglas J. Chermak

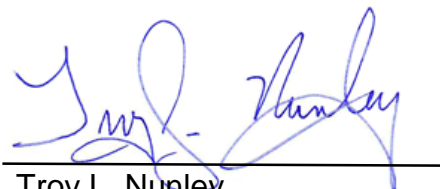
14 Attorneys for Plaintiff
15 CALIFORNIA SPORTFISHING PROTECTION
16 ALLIANCE

17 **ORDER**

18 Pursuant to stipulation of the Parties and for good cause shown, it is HEREBY ORDERED
19 that Dragon's deadline to respond to the Complaint be, and hereby is, extended to and including
20 January 23, 2015 unless the Parties have by that date submitted a proposed consent decree or other
21 paper reflecting settlement of this action (in which event a response to the Complaint shall not be
22 necessary pending any required Court action on the proposed settlement).

23 IT IS SO ORDERED.

24 Dated: December 17, 2014

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27 Troy L. Nunley
28 United States District Judge