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13 OF LUNA FAMILY TRUST

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9 **UNITED STATES DISTRICT COURT**
10 **EASTERN DISTRICT OF CALIFORNIA**
11 **SACRAMENTO BRANCH**

12 SCOTT JOHNSON,

Case No. 2:14-CV-02438-WBS-DAD

13 Plaintiff,

**STIPULATION TO SET ASIDE
14 DEFAULT AND ORDER**

14 vs.

15 NOLITA B. LUNA, Trustee; GEORGE MING
16 CHANGE, Trustee; SANDY S. CHANG,
17 Trustee; JANET ZHENYU JU; JACK SHAN JU;
18 and DOES 1-10,

Defendants.

19
20 IT IS HEREBY STIPULATED AND AGREED between plaintiff Scott Johnson and defendant
21 Nolita B. Luna, Trustee of Luna Family Trust, through their undersigned counsel, that the Clerk's
22 Entry of Default against defendant Nolita B. Luna, Trustee, filed and entered on February 3, 2015, is
23 hereby vacated. Good cause exists to vacate the Clerk's Entry of Default on the grounds of neglect
24 and inadvertence by Nolita B. Luna; Ms. Luna is over 80 years old and did not understand that she was
25 required to respond to the Complaint. Ms. Luna did not see any allegations against herself in the
26 Complaint; therefore, she did not think it was necessary for her to file a response. The parties also
27 stipulate and agree that defendant Nolita B. Luna may file a response to the Complaint within seven (7)
28 days of the issuance of the Court Order on this Stipulation.

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Dated: February 18, 2015

CENTER FOR DISABILITY ACCESS

//s// Phyl Grace

PHYL GRACE
Attorneys for Plaintiff SCOTT JOHNSON

Dated: February 18, 2015

KROLOFF, BELCHER, SMART,
PERRY & CHRISTOPHERSON

//s// Velma K. Lim

VELMA K. LIM
Attorneys for Defendant NOLITA B. LUNA, TRUSTEE
OF THE LUNA FAMILY TRUST

ORDER

Upon consideration of the foregoing stipulation between the parties and good cause having been shown, IT IS SO ORDERED.

Dated: February 18, 2015



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE