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8 **UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
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11 PHILIPP K. SAUD,

12 Plaintiff,

13 v.

14 STATE OF CALIFORNIA,  
15 DEPARTMENT OF HEALTH CARE  
SERVICES,

16 Defendant.  
17

No. 2:14-cv-02536-GEB-AC

**STIPULATION AND ORDER GRANTING  
LEAVE TO FILE SECOND AMENDED  
COMPLAINT**

18 Plaintiff PHILIPP K. SAUD (“Plaintiff”) and Defendant STATE OF CALIFORNIA,  
19 DEPARTMENT OF HEALTH CARE SERVICES (“Defendant”) submit the following Stipulation  
20 and request that the Court grant Plaintiff leave to file a Second Amended Complaint pursuant to Rule  
21 15(a) of the Federal Rules of Civil Procedure:

22 1. Plaintiff filed his Complaint on October 29, 2014 in the United States District Court,  
23 Eastern District of California;

24 2. On November 20, 2014 Defendant filed Defendant’s Motion to Dismiss Complaint;  
25 For More Definite Statement (FRCP 12b6, 12e);

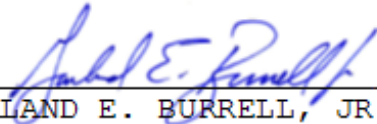
26 3. On December 8, 2014 Plaintiff filed his Opposition to Defendant’s Motion to Dismiss  
27 Or For More Definite Statement. In Plaintiff’s Opposition he decided not to pursue his claims under  
28 Count 16 of the Complaint and stated that he had no opposition to the dismissal of Count 16.



**ORDER**

IT IS HEREBY ORDERED that Plaintiff is granted five days leave from the date on which this order is filed to file the Second Amended Complaint attached to the Stipulation as Exhibit A.

Dated: July 29, 2015

  
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GARLAND E. BURRELL, JR.  
Senior United States District Judge

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