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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MALIBU MEDIA, LLC,

Plaintiff,

v.
MATTHEW MOMSEN,

Defendant.

Hon. John A. Mendez, U.S.D.J.

Case No. 2:16-cv-00344-JAM-KLN

**STIPULATION AND ORDER FOR
SETTING ASIDE DEFAULT AND
EXTENDING TIME TO ANSWER**

IT IS HEREBY STIPULATED by the parties, through their undersigned attorneys, as follows: the prior Certificate of Entry of Default (ECF No. 21.) should be set aside and vacated; Defendant shall be given thirty (30) days following vacature of the default to file his answer to the amended complaint; and Defendant’s prior motion to quash service of the summons and dismiss the complaint (ECF No. 27) is hereby withdrawn and shall not be re-filed. This Stipulation, which follows the conferral of counsel, is intended to resolve various issues raised by the recent motions filed by the parties.

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1 Respectfully submitted:

2 Dated: March 24, 2017

3 By: /s/ Thomas A. Pedreira
4 Thomas A. Pedreira (No. 106169)
5 Attorney for Defendant

6 Dated: March 24, 2017

7 By: /s/ Henrik M. Mosesi
8 Henrik M. Mosesi (No. 189672)
9 Attorney for Plaintiff

10
11 **ORDER**

12 This matter came before the Court on the parties' foregoing Stipulation. The Court
13 finds that good cause for entry of this Order exists. The Clerk is directed to vacate its
14 prior Certificate of Entry of Default (ECF No. 21.) Defendant shall file his answer to the
15 amended complaint within 30 days of the date of this Order. Defendant's motion to
16 quash service of the summons and dismiss the complaint (ECF No. 27) is hereby vacated.

17 IT IS SO ORDERED.

18 ENTERED THIS 24th DAY OF March, 2017

19
20 /s/ John A. Mendez

21 Hon. John A. Mendez

22 United States District Court Judge
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