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13 Attorneys for Defendant
 JACK-IN-THE-BOX, INC.

15 **UNITED STATES DISTRICT COURT**
 16 **EASTERN DISTRICT OF CALIFORNIA**

17 MAIRA MUNGUIA,
 18 Plaintiff,
 19 vs.

20 JACK-IN-THE-BOX, INC.,
 21 Defendant.

) Case No. 2:16-cv-02648-TLN-DB
)
) **ORDER AND STIPULATION TO**
) **EXTEND TIME TO RESPOND TO THE**
) **COMPLAINT**
)
) Action Filed: November 6, 2016
)
)

ORDER AND STIPULATION TO EXTEND TIME
 TO RESPOND TO THE COMPLAINT

1 WHEREAS, on November 6, 2016 Plaintiff Maira Munguia (“Plaintiff”) filed a complaint
2 against defendant Jack-In-The-Box (“Defendant”) entitled *Maira Munguia v. Jack-In-The-Box*,
3 Case No. 2:16-at-01367 (hereinafter the “Complaint”) (collectively, Plaintiff and Defendant
4 hereinafter shall be referred to as, the “Parties”);

5 WHEREAS, on December 9, 2016, Defendant was served with the Complaint via personal
6 service;

7 WHEREAS, Defendant is appearing specially for the sole purpose of taking part in this
8 Stipulation and request to the Court to extend the time for Defendant to answer or otherwise
9 respond to the Complaint;

10 WHEREAS, Defendant Jack-In-The-Box contends Plaintiff entered into a Dispute
11 Resolution Agreement with Defendant wherein she agreed to arbitrate her alleged claims and
12 Defendant will request that Plaintiff stipulate to arbitrate her claims;

13 WHEREAS, Defendant has not waived its right to enforce arbitration by entering into this
14 stipulation;

15 WHEREAS, the Parties to the above-captioned action *have agreed*, in order to discuss
16 arbitration, that the responsive deadline shall be extended by 28 days from December 30, 2016.
17 Accordingly, Defendant shall have until January 27, 2017, to answer or otherwise respond to the
18 Complaint.

19 THEREFORE, in accordance with the Parties’ agreement and pursuant to Local Rule
20 144(a), Plaintiff and Defendant respectfully request that this Honorable Court grant leave for
21 Defendant’s time to answer or otherwise respond to the Complaint, including a motion to compel
22 arbitration to be extended to January 27, 2017.

23

24 Dated: December 29, 2016

THE ASHWORTH LAW OFFICE

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By: /s/ James C. Ashworth (as authorized on 12/29/16)

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James C. Ashworth

Attorneys for Plaintiff

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MAIRA MUNGUIA

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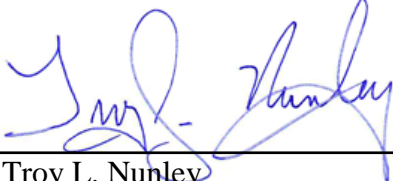
Dated: December 29, 2016

CAROTHERS DISANTE & FREUDENBERGER LLP
Dave Carothers

By: /s/ Joel Van Parys
Joel Van Parys
Attorneys for Defendant
JACK-IN-THE-BOX, INC.

IT IS SO ORDERED

Dated: December 29, 2016



Troy L. Nunley
United States District Judge