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7 Attorneys for Defendants
 8 CEMEX Construction Materials Pacific, LLC

9 UNITED STATES DISTRICT COURT

10 EASTERN DISTRICT OF CALIFORNIA

11 THE CALIFORNIA SPORTFISHING
 12 PROTECTION ALLIANCE, a non-profit
 corporation,

13 Plaintiff,

14 vs.

15 CEMEX CONSTRUCTION MATERIALS
 16 PACIFIC, LLC., a Delaware corporation

17 Defendant.

Case No. 2:17-cv-00272-MCE-CKD

**JOINT STIPULATION TO EXTEND
 TIME TO RESPOND TO INITIAL
 COMPLAINT BY 60 ADDITIONAL
 DAYS; ORDER**

**District Judge Morrison C. England, Jr.
 Magistrate Judge Carolyn K. Delaney**

Complaint filed: February 8, 2017
 Current response date: August 28, 2017
 New response date: October 27, 2017

19
 20 WHEREAS, the complaint in this action was filed on February 8, 2017 (“Complaint”) by
 21 plaintiff The California Sportfishing Protection Alliance (“Plaintiff”) against defendant CEMEX
 22 Construction Materials Pacific, LLC (“Defendant”);

23 WHEREAS, Defendant waived service on May 2, 2017;

24 WHEREAS, pursuant to Local Rule 144, Plaintiff and Defendant stipulated to extend
 25 Defendant’s time to respond to the Complaint by 28 days on June 28, 2017;

26 WHEREAS, Judge England granted the Parties’ Stipulation for Order Extending Time on
 27

1 July 31, 2017;

2 WHEREAS, Defendant must currently respond to the Complaint by August 28, 2017;

3 WHEREAS, Plaintiff and Defendant have agreed on material terms of settlement and are
4 in the process of drafting the written settlement agreement;

5 WHEREAS, in light of ongoing settlement discussions, the parties believe it to further the
6 interests of judicial economy to extend the time for Defendant to respond to the Complaint by 60
7 days; and

8 THEREFORE, Plaintiff and Defendant hereby stipulate that Defendant may respond to
9 the Complaint by no later than October 27, 2017.

10 **IT IS SO STIPULATED.**

11
12 Dated: August 23, 2017

MITCHELL CHADWICK LLP

13 By: /s/ Patrick G. Mitchell
14 PATRICK G. MITCHELL
SARAH M. TAYLOR

15 Attorneys for Defendant
16 CEMEX Construction Materials Pacific,
17 LLC.

18 Dated: August 23, 2017

LOZEAU DRURY LLP

19 By: /s/ Douglas J. Chermak (as authorized on
20 August 23, 2017)
MICHAEL R. LOZEAU
21 DOUGLAS J. CHERMAK

22 Attorneys for Plaintiff
23 The California Sportfishing Protection
24 Alliance
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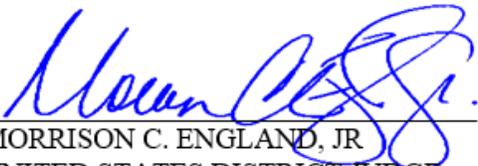
ORDER

Having read and considered the Joint Stipulation for Order Extending Time to Respond to Initial Complaint of CEMEX CONSTRUCTION MATERIALS PACIFIC, LLC (“Defendant”) and THE CALIFORNIA SPORTFISHING PROTECTION ALLIANCE (“Plaintiff”), and good cause appearing therefore,

IT IS SO ORDERED that the stipulation is granted as follows:
Defendant shall have an extension of time, up to and including October 27, 2017, to file a responsive pleading to Plaintiff’s initial complaint.

IT IS SO ORDERED.

Dated: August 28, 2017


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE