

1 ROBERT TAULER (SBN 241964)  
 Tauler Smith, LLP  
 2 626 Wilshire Boulevard, Suite 510  
 Los Angeles, CA 90017  
 3 Telephone: 310-590-3927  
 Email: rtauler@taulersmith.com  
 4 Attorney for Plaintiff  
 5 NUTRITION DISTRIBUTION, LLC

6  
 7  
 8 UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA

10  
 11 NUTRITION DISTRIBUTION, LLC, an  
 Arizona Limit Liability Company,

Case No. 2:17-CV-01491-TLN-KJN

12 Plaintiff,

**JOINT STIPULATION; ORDER THEREON**

13 vs.

14 ENHANCED ATHLETE, INC. a  
 15 Wyoming Corporation, and DOES 1  
 through 10, inclusive,

Date:  
 Time:  
 Place:

16 Defendant.

Judge: Troy L. Nunley  
 Trial Date: NOT SET

17  
 18  
 19 IT IS STIPULATED, by and between PLAINTIFF and DEFENDANT (the PARTIES),  
 20 by and through their respective attorneys of record, as follows:

21  
 22 Whereas, in the above captioned matter, PLAINTIFF filed a Complaint for False  
 23 Advertising (COMPLAINT) against DEFENDANT on July 17, 2017 and

24 Whereas, the Complaint was served on DEFENDANT by mail on July 24, 2017; and

25  
 26 Whereas, based on a service date of July 24, 2017, DEFENDANT'S response to the  
 27 COMPLAINT is due on August 14, 2017; and  
 28

1           Whereas, PLAINTIFF and DEFENDANT are engaged in settlement discussions which  
2 will hopefully resolve this matter without further litigation.

3           NOW THEREFORE, the PARTIES agree as follows:

4           PLAINTIFF agrees that DEFENDANT will have a thirty (30) day extension from  
5 August 14, 2017 to respond to the COMPLAINT to allow the PARTIES to engage in and  
6 conclude settlement discussions to resolve this matter;

7           In the event the settlement discussions are not successful, DEFENDANT'S response to  
8 the COMPLAINT will be due on September 13, 2017 (30 days from August 14, 2017).

9           **IT IS SO STIPULATED**

10  
11  
12 Dated: \_\_\_\_\_ 8/10/2017 \_\_\_\_\_

Tauler Smith, LLP

13 By: \_\_\_\_\_/s/Robert Tauler\_\_\_\_\_  
14 Robert Tauler  
15 Attorneys for PLAINTIFF

16 Dated: \_\_\_\_\_ 8/10/2017 \_\_\_\_\_

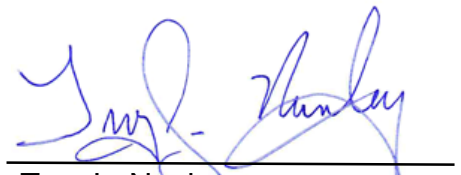
Law Offices of Judith L. Whitman

17 By: \_\_\_\_\_/s/Judith L. Whitman\_\_\_\_\_  
18 Judith L. Whitman  
19 Attorneys for DEFENDANT

20           **ORDER**

21           Based on the Stipulation of the parties and good cause appearing therefore, **IT IS SO**  
22 **ORDERED.**

23 Dated: August 16, 2017

24  
25   
26 \_\_\_\_\_  
27 Troy L. Nunley  
28 United States District Judge