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11 Attorney for Plaintiff LAMAR DONAHUE

12 **UNITED STATES DISTRICT COURT**
 13 **EASTERN DISTRICT OF CALIFORNIA**

15 LAMAR DONAHUE,
 16
 17 Plaintiff,
 18 vs.
 19 COUNTY OF SACRAMENTO and DOES
 20 1-25,
 Defendants.

Case No.: 2:17-cv-01842 KJM DB

**STIPULATION TO EXTEND TIME FOR
 PLAINTIFF TO FILE A FIRST AMENDED
 COMPLAINT; ORDER THEREON**

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 22 WHEREAS, on February 21, 2017, Plaintiff filed a Complaint for Wrongful Detention, 42
 23 U.S.C. Section 1983, Intentional Infliction of Emotional Distress in the Superior Court of the
 24 State of California, Sacramento County, Action No. 34-2017-00208297;

25 WHEREAS, on August 9, 2017, Plaintiff served the Complaint on the Defendant County
 26 of Sacramento by serving the Sacramento County Board of Supervisors;

27 WHEREAS, on September 6, 2017, Defendant County of Sacramento filed a removal of
 28 this action to the U. S. District Court, Eastern District of California;

1 WHEREAS, Defendant County of Sacramento's response to the Complaint is due to be
2 filed by September 13, 2017;

3 WHEREAS, counsel for Defendant County of Sacramento and counsel for Plaintiff have
4 met and conferred in an attempt to resolve issues prior to Defendant filing a motion to dismiss;

5 WHEREAS, counsel for Plaintiff has agreed to file a First Amended Complaint;

6 WHEREAS, in an attempt to avoid motions practice, counsel for the parties have agreed
7 that Plaintiff's counsel may have an extension of 30 days to October 13, 2017, within which to
8 file a First Amended Complaint;

9 WHEREAS, counsel for the parties have agreed that Defendant County of Sacramento
10 may have 21 days after the filing of the First Amended Complaint to respond to the First
11 Amended Complaint in any manner permitted under the Federal Rules of Civil Procedure;

12 NOW THEREFORE, the parties through their attorneys stipulate as follows:

13 1. Plaintiff may have an extension of 30 days to October 13, 2017, within which to
14 file a First Amended Complaint;

15 2. Defendant County of Sacramento may have 21 days after the filing of the First
16 Amended Complaint to respond to the First Amended Complaint in any manner permitted under
17 the Federal Rules of Civil Procedure;

18 IT IS SO STIPULATED.

19 DATE: September 13, 2017

CREGGER & CHALFANT LLP

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/s/ Robert L. Chalfant
ROBERT L. CHALFANT
Attorneys for Defendant COUNTY OF
SACRAMENTO

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24 DATE: September 13, 2017

LAW OFFICE OF VICKI E. CODY

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/s/ Vicki E. Cody
VICKI E. CODY
Attorney for Plaintiff LAMAR DONAHUE

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ORDER

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After considering the Stipulation by and between the parties through their counsel of record, IT IS HEREBY ORDERED THAT:

1. Plaintiff may have an extension of 30 days to October 13, 2017, within which to file a First Amended Complaint; and
2. Defendant County of Sacramento may have 21 days after the filing of the First Amended Complaint to respond to the First Amended Complaint in any manner permitted under the Federal Rules of Civil Procedure.

IT IS SO ORDERED.

DATED: September 15, 2017.


UNITED STATES DISTRICT JUDGE