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5 Attorneys for Plaintiff

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 7 UNITED STATES DISTRICT COURT  
 8 NORTHERN DISTRICT OF CALIFORNIA  
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10 ALBERTO ROCHA,	)	Civil Action No. C08-3049 MHP
	)	
11 Plaintiff,	)	
	)	STIPULATION OF THE PARTIES
12 vs.	)	REGARDING PLAINTIFF FILING
	)	A FIRST AMENDED COMPLAINT
13 HILDA L. SOLIS, Secretary,	)	AND (Proposed) ORDER
Department of Labor,	)	
	)	
14 Defendant.	)	
15 _____	)	

16 IT IS STIPULATED BY COUNSEL for HILDA L. SOLIS, Secretary, Department of  
 17 Labor, Defendant herein, and counsel for Alberto Rocha, Plaintiff herein and agreed that Plaintiff  
 18 may file the attached First Amended Complaint, which, upon approval by the Court, shall  
 19 supersede, in all respects, the original Complaint on file herein.  
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21 It is hereby further stipulated and agreed that Defendant's previously Answer , filed on  
 22 August 20, 2008 ("Doc #8") shall be deemed to have been filed in Answer to the First Amended  
 23 Complaint unless Defendant elects to file responsive pleadings or an Answer to the First  
 24 Amended Complaint within 20 days of the entry of the Order approving this Stipulation to permit  
 25 the attached First Amended Complaint to be filed.

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 28 \_\_\_\_\_  
 Stipulation & (Proposed) Order re First Amended Complaint  
 Rocha v. Hilda L. Solis, Secretary Case No. 08-3049 MHP

1 Dated: March 5, 2009

MOORE & MOORE  
Attorneys for Plaintiff ALBERTO ROCHA

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*s/Howard Moore, Jr.*

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HOWARD MOORE, JR.

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Dated: March 5, 2009

JOSEPH P. RUSSONIELLO  
United States Attorney  
JOANN M. SWANSON  
Chief, Civil Division  
Attorneys for Defendant

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*s/Andrew Y. S. Cheng*

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By:

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ANDREW Y.S. CHENG  
Deputy Chief, Civil Division,  
Assistant United States Attorney

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ORDER

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Pursuant to Stipulation: IT IS SO ORDERED

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Dated: March 9, 2009

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