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5 Attorney for Plaintiff,
TINA BUSTILLOS

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8 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
9 SAN FRANCISCO DIVISION

10 TINA BUSTILLOS,

Case No. C 08-03553 SI

11 Plaintiff,

STIPULATION TO FILING OF
FIRST AMENDED COMPLAINT
[AND PROPOSED ORDER]

12 vs.

13 BIMBO BAKERIES, USA,
INC., and DOES 1 to 20,

14 Defendants.

15 Complaint Filed: 6/6/08
16 Trial Date: 10/13/09

17 The parties to the above-entitled action stipulate, at the request of plaintiff's attorney,
18 Jeffery D. Trowbridge, to the filing by plaintiff of a First Amended Complaint dated January
19 16, 2009, in the form attached hereto. The parties further stipulate that defendant's answer to
20 the previous complaint may be deemed to be its answer to the First Amended Complaint, but
21 that, if defendant deems it appropriate, in accordance with Northern District Civil Local Rule
22 10-1, defendant may, within 15 days after filing of the First Amended Complaint, file an
23 amended answer or an amendment to its answer that reproduces its initial answer and pleads

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1 additional affirmative defenses pertaining to the First Amended Complaint.

2 Dated: February 2, 2009

3 BINGHAM McCUTCHEN, LLP

LAW OFFICES OF
JEFFERY D. TROWBRIDGE

5 /s/ Betsy Carroll
6 BETSY CARROLL,
Attorney for Defendant, BIMBO
7 BAKERIES USA, INC.

/s/ Jeffery D. Trowbridge
JEFFERY D. TROWBRIDGE,
Attorney for Plaintiff,
TINA BUSTILLOS

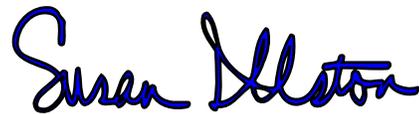
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10 [PROPOSED] ORDER

11 IT IS ORDERED that plaintiff may file the attached First Amended Complaint, that
12 defendant's answer to the previous complaint is deemed to be its answer to the First Amended
13 Complaint, but that, if defendant deems it appropriate, in accordance with Northern District
14 Civil Local Rule 10-1, defendant may file, within 15 days after filing of the First Amended
15 Complaint, an amended answer or an amendment to its answer that reproduces its initial answer
16 and pleads additional affirmative defenses pertaining to the First Amended Complaint.

17 Dated: _____



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19 THE HONORABLE SUSAN ILLSTON
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